

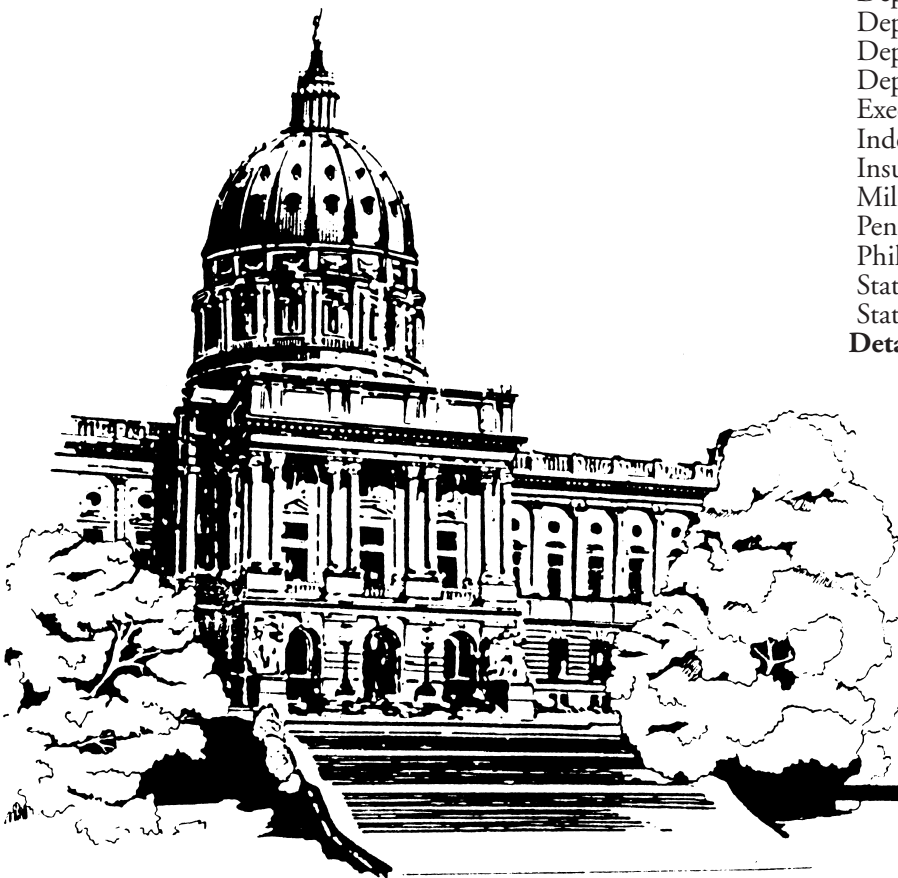
PENNSYLVANIA BULLETIN

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Number 4
Pages 589—696

Agencies in this issue

The Governor
The Courts
Delaware River Basin Commission
Department of Agriculture
Department of Banking and Securities
Department of Education
Department of Environmental Protection
Department of Health
Department of Human Services
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Department of Revenue
Executive Board
Independent Regulatory Review Commission
Insurance Department
Milk Marketing Board
Pennsylvania Public Utility Commission
Philadelphia Parking Authority
State Conservation Commission
State Police

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

No. 578, January 2023

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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.

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.

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.

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Printing Format

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

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

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

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

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

Court Rules in Titles 201—246 of the Pennsylvania Code

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

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

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

Fiscal Notes

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

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

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

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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.

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7a		
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	1101	376
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THE GOVERNOR

Title 4—ADMINISTRATION

PART I. GOVERNOR'S OFFICE

[4 PA. CODE CH. 5]

[EXECUTIVE ORDER NO. 2023-01]

Pennsylvania Longitudinal Data System

January 6, 2023

Whereas, the use of early learning, K-12, higher education, and workforce data may improve education and workforce outcomes for, and better serve, Pennsylvanians; and

Whereas, data analysis supports the evaluation of education and workforce initiatives, leading to informed decision-making and improved service delivery, program administration, and long-term outcomes; and

Whereas, the ability to build evidence for effective services and programs helps ensure government is advancing strategies that work; and

Whereas, education and workforce development services and programs are implemented across multiple agencies and systems, each of which obtain, create, and store participant data related to program engagement, educational and credential attainment, skill development, wages, and other education and employment outcomes, in separate and distinct data systems; and

Whereas, the federal Workforce Innovation and Opportunity Act (WIOA) requires collaboration to achieve workforce goals, including “the development of strategies for aligning technology and data systems across one-stop partner programs to enhance service delivery and improve efficiencies in reporting on performance accountability measures;” and

Whereas, the Keystone Economic Development and Workforce Command Center, and the Pennsylvania WIOA Combined State Plan identify a comprehensive statewide longitudinal data system as a key strategy to connect and align early learning, K-12 education, higher education, and workforce data; and

Whereas, Sections 501 and 502 of The Administrative Code of 1929, Act of April 9, 1929, P.L. 177, art. V, §§ 501, 502, as amended, 71 P.S. §§ 181, 182, require administrative departments and independent and departmental administrative boards and commissions to coordinate their work and activities; and

Whereas, Commonwealth agencies have been engaged in various initiatives to advance the effective and transparent use of data, resulting in national recognition as a lead state in the Results For America—State Standards of Excellence; and

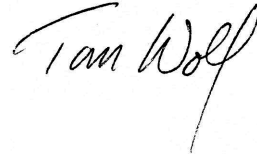
Whereas, operationalizing a longitudinal data system based on shared data sets requires proper governance, protection of data, and innovative problem-solving; and

Whereas, a longitudinal data system is a nationally recognized best practice utilized by various states to improve education and workforce outcomes; and

Whereas, a comprehensive longitudinal data system will further assist in understanding long-term education and workforce outcomes and measuring progress towards reaching education and workforce goals.

Now, Therefore, I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the

Commonwealth of Pennsylvania and other laws of the Commonwealth do hereby establish the Pennsylvania Longitudinal Data System and its Governance Board, and direct the following:



Governor

Fiscal Note: Executive Order 2023-01. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 4. ADMINISTRATION

PART I. GOVERNOR'S OFFICE

CHAPTER 5. COUNCILS AND COMMITTEES

Subchapter WW. PENNSYLVANIA LONGITUDINAL DATA SYSTEM

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5.1042.	Composition.
5.1043.	Power and duties.
5.1044.	Executive director.
5.1045.	Collaboration with other agencies.
5.1046.	Implementation.
5.1047.	General provisions.
5.1048.	Effective date.
5.1049.	Termination date.

§ 5.1041. Purpose.

The Pennsylvania Longitudinal Data System will bring together education and workforce data across programs and agencies to support informed decision-making and improved service delivery, program administration, and long-term education and workforce outcomes.

§ 5.1042. Composition.

The members of the Pennsylvania Longitudinal Data System governance board shall be appointed by the Governor and shall consist of the following:

- (1) The Secretary of Policy and Planning or the Secretary's designee.
- (2) The Secretary of the Department of Labor and Industry or the Secretary's designee.
- (3) The Secretary of the Department of Education or the Secretary's designee.
- (4) The Secretary of the Department of Human Services or the Secretary's designee.
- (5) The Secretary of the Department of Corrections or the Secretary's designee.
- (6) The Secretary of Administration or the Secretary's designee.
- (7) The Deputy Secretary for Information Technology or the Deputy Secretary's designee.
- (8) The Commonwealth's Chief Data Officer.
- (9) The Commonwealth's Chief Privacy Officer.

§ 5.1043. Power and duties.

The Pennsylvania Longitudinal Data System (PALDS) governance board shall do all of the following:

- (1) Elect annually one of the PALDS governance board's members to serve as chair.
- (2) Create a strategic plan to implement this subchapter.

(3) Establish data governance policies for the PALDS that comply with Federal and State laws and Commonwealth policy regarding data use, security and privacy.

(4) Identify the long-term organizational and operational needs to ensure the PALDS is sustainable and able to meet its purpose under § 5.1041 (relating to purpose).

(5) Meet quarterly to ensure successful implementation of the strategic plan, approve research projects and address issues identified by the PALDS management team.

§ 5.1044. Executive director.

(a) The Governor shall appoint an executive director to oversee the governance board's operations and support the development, use and maintenance of the Pennsylvania Longitudinal Data System (PALDS) and who shall serve at the pleasure of the Governor. The executive director shall be an employee of the Governor's Office of Administration and shall report to both the Secretary of Administration and the Secretary of Policy and Planning on the work of the PALDS governance board.

(b) The executive director shall do all of the following:

(1) Establish an agenda, workplan, timeline and meeting schedule for the PALDS governance board.

(2) Assist the PALDS governance board in fulfilling its responsibilities under this subchapter.

(3) Establish the PALDS management team, as authorized by the PALDS governance board with specific purposes and goals; the PALDS management team shall include, but not be limited to, agency data stewards and legal counsel from agencies that provide data to the PALDS.

(4) Oversee the PALDS management team. The PALDS management team shall provide recommendations on the development of the PALDS, and its ongoing operations, in compliance with legal, statutory and regulatory requirements.

(5) Establish cross-agency PALDS committees, if needed, to review research projects and provide recommendations to the executive director and the PALDS management team on said projects.

(6) Report to the PALDS governance board on a regular basis the work that is being done by the PALDS management team and any PALDS committee.

§ 5.1045. Collaboration with other agencies.

Agencies under the Governor's jurisdiction that maintain, collect or store early learning, K—12, higher education and workforce data, as identified by the Pennsylvania Longitudinal Data System (PALDS) governance board, shall cooperate and collaborate with the PALDS governance board, the executive director, the PALDS management team and the PALDS committees, in compliance with applicable Federal and State laws and regulations and Commonwealth policies, to support the purposes of the PALDS, including all of the following:

(1) Designate agency policy, legal, program, research staff and data stewards to serve as points of contact and to participate in PALDS committees.

(2) Review and identify available data sets and information necessary to respond to approved PALDS research projects.

(3) Develop a standing agency research agenda for the PALDS, which identifies and prioritizes the agency's research projects.

(4) Contribute resources where possible and appropriate, which includes support in identifying sustainable internal and external funding opportunities.

(5) Engage with relevant early learning, K—12, higher education and workforce stakeholders, including the Pennsylvania State System of Higher Education.

§ 5.1046. Implementation.

Agencies shall take all steps necessary to implement this subchapter to the extent permissible by law.

§ 5.1047. General provisions.

This subchapter shall be implemented consistent with applicable law. This subchapter is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the Commonwealth, its departments, agencies or entities, its officers, employees, or agents, or any other person.

§ 5.1048. Effective date.

This subchapter shall take effect immediately.

§ 5.1049. Termination date.

This subchapter shall remain in effect unless revised or rescinded by the Governor.

[Pa.B. Doc. No. 23-100. Filed for public inspection January 27, 2023, 9:00 a.m.]

THE COURTS

Title 255—LOCAL COURT RULES

ADAMS COUNTY

Rules of Civil Procedure; Administrative Order Number 20 of 2022

Order of Court

And Now, this 27th day of December, 2022, in recognition of the County changing its website address, the Court hereby modifies the following Rules of the Adams County Rules of Civil Procedure:

Rule 236. Notice of Order or Judgment. Economic hardship.

When the Prothonotary is required by general or local rule to give notice to any party of any hearing, order, judgment or other matter, it shall be the duty of the moving party to furnish the Prothonotary with sufficient copies of such documents. If the document is to be mailed, the moving party shall also furnish the postage, pre-paid envelope with the name and address of the recipient set forth thereon. The Prothonotary shall note the date that the notice was sent on the file copy. If sufficient copies are not provided, the Prothonotary shall make sufficient copies and charge the moving party a fee established by administrative order. The current fee schedule shall be

posted by the Prothonotary and available for review at [<http://www.adamscounty.us/Dept/Prothonotary/Pages/default.aspx>] <https://www.adamscountypa.gov/departments/prothonotary>. Additionally, the Prothonotary may assess postage fees against any moving party who fails to furnish a pre-paid envelope as required by this rule.

Rule 1910.11. Office Conference. Subsequent Proceedings. Order.

(c) *Demand for Hearing De Novo.* Any party may seek review by the court of the order entered following the office conference by filing a Demand for Hearing De Novo. The “Demand For Hearing De Novo” form shall be used to make such a request. An electronic fill-in version of this form is available [[on the Adams County Court’s self-help website](https://www.adamscounty.us)] under the Domestic Relations Services link [of the Adams County website](https://www.adamscountypa.gov/courts/domesticrelationssection/documentcenter) at [www.adamscountypa.gov/courts/domesticrelationssection/documentcenter]. All Demands for Hearing De Novo shall be filed at the Domestic Relations Section located at 525 Boyds School Road, Suite 600, Gettysburg, Pennsylvania 17325.

Rule 1915.4-3.1. Custody Presentation.

(a) *General.*

(Sample Form “B”—Directive for Custody Conciliation Conference)

IN THE COURT OF COMMON PLEAS OF ADAMS COUNTY, PENNSYLVANIA

Plaintiff, : No.
v. :
: ACTION IN CUSTODY
Defendant, :

DIRECTIVE FOR CUSTODY CONCILIATION CONFERENCE

And now, upon consideration of the attached Complaint/Petition for Modification/Petition for Intervention/or Petition for Contempt, it is hereby ORDERED that the parties and their respective counsel appear before a Custody Conciliation Officer in Conference Room 307 located on the third floor of the Adams County Courthouse, 117 Baltimore Street, Gettysburg, Pennsylvania, on _____, 20__ at __.m.

At the conference, an effort will be made to conciliate and resolve the issues in dispute; or if this cannot be accomplished, to define and narrow the issues to be heard by the Court. Children should not attend the conference unless specifically requested by the Custody Conciliation Officer.

IF YOU FAIL TO APPEAR AT THE CUSTODY CONCILIATION CONFERENCE AS PROVIDED BY THIS ORDER, WITHOUT PROPER CAUSE SHOWN, THE CUSTODY CONCILIATOR SHALL REFER THE MATTER TO THE COURT FOR FURTHER PROCEEDINGS, WHICH MAY INCLUDE A CONTEMPT HEARING WHICH CAN RESULT IN THE IMPOSITION OF SANCTIONS, INCLUDING FINES, ATTORNEYS FEES AND COSTS.

If you have not already done so, you must complete and file with the Prothonotary a Criminal/Abuse History Verification regarding you and all persons living in your household on or before the time of the custody conciliation conference. The form is available on the Court’s self-help page at [www.adamscounty.us under the “Courts” link] <https://www.adamscountypa.gov/courts/courtadministration/selfhelpcenter> and at the Adams County Law Library.

You must serve a copy of the completed form on all other parties. No party may make a change in the residence of a child which significantly impairs the ability of the other party to exercise custodial rights without first complying with all of the applicable provisions of 23 Pa.C.S. § 5337 and Pa.R.C.P. No. 1915.17 regarding relocation.

If any party to this custody action is incarcerated at any stage of the proceedings, the custody conciliation officer or the judge will make reasonable efforts to arrange for the incarcerated party to participate by telephone or video conference. Incarcerated persons may make a request to appear in this manner through the Court Administrator’s Office at 717-337-9846, 117 Baltimore Street, 4th floor, Gettysburg, PA 17325.

If you or any other party needs an interpreter, please contact the Court Administrator's Office at 717-337-9846 as soon as possible. Failure to make a timely request may delay the proceedings.

BY THE COURT:

JUDGE

AMERICANS WITH DISABILITIES ACT OF 1990

The Court of Common Pleas of Adams County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the court, please contact the Court Administrator's Office at 717-337-9846. All arrangements must be made at least 72 hours prior to any proceeding.

Rule 1915.4-4. Pre-trial Procedures.

(b) *Pre-trial Statement.*

(3) The Court may require the parties to submit a parenting plan to aid in resolution of the dispute. The form of the parenting plan shall be in substantial compliance with 23 Pa.C.S.A. § 5331. This form is available at the Adams County Court of Common Pleas' self-help web page [(<http://www.adamscounty.us>)] <https://www.adamscountypa.gov/courts/courtadministration/selfhelpcenter>.

The modifications to these rules shall become effective after all the provisions of the Pennsylvania Rules of Judicial Administration 103 are met, to include the following:

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

b. Upon notification from the AOPC that the local rule is not inconsistent with State Rules, file two (2) certified copies of this Order together with one (1) electronic copy in a Microsoft Word format to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;

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

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

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

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

By the Court

MICHAEL A. GEORGE,
President Judge

[Pa.B. Doc. No. 23-101. Filed for public inspection January 27, 2023, 9:00 a.m.]

Title 255—LOCAL COURT RULES

LACKAWANNA COUNTY

Adoption of Lacka.Co.R.C.P. 175 and Amendments to Lacka.Co.R.C.P. 208.3(a), 211(c), 214(e), 214.2(a) and (c), 1028(c), 1034(a), 1035.2(a) and 4000.1(a) Governing the Use of Advanced Communication Technology (ACT) in Civil Proceedings; No. 23 CV 1

Order

And Now, this 12th day of January, 2023, in accordance with Pa.R.Civ.P. 239 and Pa.R.J.A. 103(d), and inasmuch as (1) Pa.R.J.A. 103(d)(4) requires all proposed local rules to "be submitted in writing to the appropriate Rules Committee for review," and provides that the adopting court may "not proceed with the proposed local rule until it receives written notification from the appropriate Rules Committee that the proposed local rule is not inconsistent with any general rule of the Supreme Court," (2) the following local rules were submitted by the Court of Common Pleas of Lackawanna County to the Supreme Court of Pennsylvania Civil Procedural Rules Committee for its review and approval, and (3) on January 11, 2023, the Court of Common Pleas of Lackawanna County received written notification from the Supreme Court of Pennsylvania Civil Procedural Rules Committee that the following "local rules are not inconsistent with the State-wide rules and are approved for publication pursuant to Pa.R.J.A. 103(d)(5)", it is hereby *Ordered* and *Decreed* that the following Lackawanna County Rules of Civil Procedure are adopted and amended as follows:

1. New Lacka.Co.R.C.P. 175 is adopted as reflected in the following Rule 175 which appears in bold type and italics for ease of reference;

2. Lacka.Co.R.C.P. 208.3(a), 211(c), 214(e), 214.2(a) and (c), 1028(c), 1034(a), 1035.2(a), and 4000.1(a) are amended as reflected in the following Rules with the amended language appearing in bold type and italics for ease for reference;

3. Pursuant to Pa.R.J.A. 103(d)(5) and (6), the following Local Rules shall be disseminated and published in the following manner:

(a) One (1) copy of the following Local Rules shall be filed with the Administrative Office of the Pennsylvania Courts;

(b) Two (2) paper copies of the following Local Rules shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;

(c) The Legislative Reference Bureau shall also be provided with a copy of the following Local Rules on a computer diskette, CD-ROM, or other agreed upon alternative format that complies with the requirements of 1 Pa. Code § 13.11(b);

(d) A copy of the following Local Rules shall be published on the website of the Court of Common Pleas of Lackawanna County which is maintained by the County of Lackawanna;

(e) The following Local Rules shall be kept continuously available for public inspection and copying in the Office of the Clerk of Judicial Records, Civil Division, and upon request and payment of reasonable costs of reproduction and mailing, the Clerk of Judicial Records shall furnish any requesting person with a copy of following Local Rules; and

(f) A copy of the following Local Rules shall be distributed to the Lackawanna Bar Association for publication in the *Lackawanna Jurist* and on the website of the Lackawanna Bar Association.

4. The adoption of Lacka.Co.R.C.P. 175 and the amendments to Lacka.Co.R.C.P. 208.3(a), 211(c), 214(e), 214.2(a) and (c), 1028(c), 1034(a), 1035.2(a), and 4000.1(a) shall become effective thirty (30) days after the date of their publication in the *Pennsylvania Bulletin* in compliance with Pa.R.J.A. 103(d)(5)(iii); and

5. Pursuant to Pa.R.J.A. 103(d)(6)(iii), the Court of Common Pleas of Lackawanna County shall incorporate the following Local Rules in the complete set of the Lackawanna County Rules of Civil Procedure no later than thirty (30) days following their publication in the *Pennsylvania Bulletin*.

By the Court

PATRICIA CORBETT,
President Judge

THE BUSINESS OF THE COURT

Rule 175. Use of Advanced Communication Technology (ACT).

(a) ACT includes any communication equipment that is used as a link between the court and others in physically separate locations, such as any system providing for two-way simultaneous communication of both video and sound, or telephone or internet-based audio communication in which all parties can hear and be heard.

(b) Consistent with past practice, the court has the discretion to schedule and conduct certain court proceedings by Advanced Communication Technology ("ACT"), subject to any limitation imposed under the Pennsylvania Rules of Civil Procedure, Pennsylvania law, or these rules.

(c) ACT shall not be used to conduct jury selection, jury trials, final pre-trial conferences, settlement conferences, or any type of proceeding involving the presentation of documentary or testimonial evidence, except as otherwise provided below.

(d) The court has the discretion to utilize ACT to conduct initial status conferences, scheduling conferences, the presentation of uncontested motions or petitions, oral arguments on contested motions or petitions, or uncontested hearings involving court approval of settlements.

(e) Any party may request to participate in any proceeding under Rule 175(d) in person or by ACT, and shall state in the request whether each party opposes or concurs with that request. The presiding judge has the discretion to grant or deny the request.

(f) The court shall provide counsel and self-represented litigants with notice of the date and time of the proceeding and shall furnish them with the log-in or call-in information and access codes for the ACT proceeding.

(g) The public shall be permitted access to court proceedings conducted via ACT, unless such access is prohibited or limited by statute of rule, or the presiding judge has closed the proceeding to the public in conformity with the applicable law.

PRACTICE AND PROCEDURE GENERALLY

Rule 208.3(a). Motion Procedure.

A party seeking relief from the court by way of motion shall serve all counsel and unrepresented parties with a copy of the motion, together with notice that the motion will be presented to the court on a date certain, at least (3) business days (excluding Saturdays, Sundays and holidays) prior to the date of presentation. Except for discovery motions which are governed by Lacka.Co.R.C.P. 4000, 4000.1, 4012, 4013 and 4019, any motion defined by Pa.R.Civ.P. 208.a shall be presented in Motions Court which shall be held daily by the designated Motions Court judge. **Uncontested or stipulated motions or petitions shall be presented for consideration by emailing the motion or petition, together with a proposed Order for execution by the Motions Court judge, to CivilMotion@lackawannacounty.org.**

The original uncontested or stipulated motion or petition must be filed by the moving or petitioning party with the Clerk of Judicial Records. Contested or opposed motions or petitions shall be presented in-person to the designated Motions Court judge in the assigned courtroom on Monday through Friday at 9:00 a.m. and by the court en banc on the last Friday of the month at 9:30 a.m. Counsel and pro se litigants who desire to present an opposed or contested motion or petition in Motions Court shall write their names legibly in the motion book maintained for such purposes. Unless otherwise directed by the Motions Court judge, all opposed or contested motions or petitions shall be heard in order in which the names appear in the motion book. Motion court involving domestic relations and orphans' court matters shall be held by judges assigned to the family court division and the orphans' court division. [at the times and on the days designated by the Court Administrator]. Whenever practicable, emergency motions shall likewise be presented in Motion Court pursuant to Lacka.Co.R.C.P. 208.3(a). In the event that an emergency motion cannot be presented in Motion Court, the party or counsel presenting an emergency motion shall submit the motion to the Court Administrator who will assign the emergency motion to an available judge under Pa.R.Civ.P. 249 for disposition. The Motions Court judge may dispose of the motion at the time of initial consideration or may defer any ruling and, in the interim, either (i) set forth procedures for disposition of the motion pursuant to Pa.R.Civ.P. 208(4)(a)(2) or (b)(1), or (ii) direct the parties to proceed under Lacka.Co.R.C.P. 211.

* * * *

Rule 211. Disposition of Motions and Petitions.

(a) To assign a motion or petition to a judge for disposition or to schedule a motion or petition for argument where a rule returnable does not set a schedule, a party shall file with the Clerk of Judicial Records and the Court Administrator a praecipe for assignment. See Appendix, Form 2.

(b) Prior to filing a praecipe of assignment, the moving or petitioning party shall contact counsel for all other parties of record to determine whether an opposing party or lawyer wishes to present oral argument. The moving or petitioning party shall indicate on the praecipe for assignment whether the matter is being submitted on briefs and without the necessity of oral argument or is to be scheduled for argument by the Court Administrator. No praecipe for assignment will be accepted by the Clerk of Judicial Records or the Court Administrator unless the

moving or petition party has indicated in writing whether the matter is to be submitted on briefs or scheduled for oral argument.

(c) The Court Administrator shall assign motions and petitions to the judges of the court on a rotating basis and shall establish a briefing schedule for the parties. **The notice of assignment shall state whether the oral argument will be conducted in person or by ACT pursuant to Lacka.Co.R.C.P. 175(c). No oral argument will be transcribed by a court reporter unless a party or counsel specifically requests such transcription at least one week prior to the scheduled argument by contacting the Chief Court Reporter in writing in order to make advance arrangements for the physical or remote presence of an assigned court reporter to transcribe the oral argument.**

(d) The original of a party's brief shall be filed with the Clerk of Judicial Records and copies shall be provided to the assigned judge and all opposing counsel in accordance with the schedule set by the Court Administrator.

(e) If the moving or petitioning party fails to timely file and serve a brief, or fails to appear at oral argument, if requested, the matter may be dismissed by the court as of course. The judge to whom supplemental briefing by the parties.

(f) If any party other than the moving or petitioning party fails to timely file and serve a brief, that party may be deemed not to oppose the motion or petition and may not be allowed to present oral argument.

(g) No case listed for argument will be continued except for good cause shown to the satisfaction of the court.

* * * *

Rule 214. Listing Cases for Hearing or Trial.

(a) The Court Administrator shall assign a case for hearing or trial upon the filing of a Certificate of Readiness in the form attached to the Appendix of these Local Rules as Form 7. The Certificate of Readiness should identify the judge who has decided any case dispositive motions under Lacka.Co.R.C.P. 1028, 1034, or 1035.2 and whenever practicable, the Court Administrator shall assign the case for hearing or trial to the judge who has decided that case dispositive motion.

(b) No Certificate of Readiness may be filed until all discovery in the case has been completed and all depositions for use at trial have been scheduled or completed, nor may a Certificate of Readiness be filed if any case dispositive motion is pending for disposition by the court. The filing of a Certificate of Readiness shall constitute a verification that no case dispositive motions are pending nor does any party or attorney contemplate filing such a case dispositive motion.

(c) No Party or lawyer may file more than one Certificate of Readiness on any single day.

(d) At least fifteen (15) days prior to the filing of a Certificate of Readiness, the party or lawyer seeking to certify the case for trial must advise all counsel of record and self-represented parties of the intention to file a Certificate of Readiness. If no counsel or party objects to the filing of a Certificate of Readiness within that fifteen (15) day period, the Certificate of Readiness may be filed as provided by paragraphs (b) and (c) above. In the event that an attorney or party objects to the filing of a Certificate of Readiness and the attorney or party seeking to certify the case for trial believes that the objection is

frivolous or being asserted for an improper purpose such as to unnecessarily delay the disposition of the litigation, the attorney or party seeking to certify the case for trial shall present a motion to the Motion Court judge pursuant to Lacka.Co.R.C.P. 208(a) requesting leave of court to file a Certificate of Readiness over the objection of the opposing party or counsel.

(e) Upon the filing of a Certificate of Readiness, the Court Administrator shall promptly schedule a status conference before the assigned judge and forward notice of the conference to all counsel and unrepresented parties. The assigned judge shall determine, and the notice shall state, whether the status conference will be conducted in person or by ACT pursuant to Lacka.Co.R.C.P. 175(c). During the status conference, the assigned judge will schedule dates certain for trial and the final pre-trial conference.

* * * *

Rule 214.2. Assignment of Medical Professional Liability Actions and Protracted Cases.

(a) Following the filing of a Complaint by the plaintiff pursuant to Pa.R.Civ.P. 1042.2 and the entry of appearance by the defendant(s) or defense counsel pursuant to Pa.R.Civ.P. 1012(a) or Lacka.Co.R.C.P. 200.1(a) in all medical professional liability actions subject to the reporting requirements set forth in Pa.R.Civ.P. 1042.51(c), the Court Administrator shall assign the case to the judges of the court on a rotating basis and shall promptly schedule a status conference before that judge and forward notice of the conference to all counsel and unrepresented parties. **The notice shall state whether the status conference will be conducted in person or by ACT pursuant to Lacka.Co.R.C.P. 175(c).** During the status conference, the assigned judge will establish deadlines for the completion of discovery, the exchange of expert witness reports and the filing of case dispositive motion, and schedule dates certain for trial and the final pre-trial conference. All preliminary objections, motions for judgment on the pleadings, motions for summary judgment, and other case dispositive motions, discovery motions, and other pre-trial motions will be addressed to, served upon and decided by the assigned judge.

(b) Any other case that will require at least eight (8) days of total trial time, including jury selection, may be designed as a protracted case and assigned to a judge of the court on a rotating basis for pre-trial and trial purposes. A case may be designed as a protracted case upon the filing of a Certification of Protracted Case Designation, subject to the provisions of Pa.R.Civ.P. 1023.1 and 1023.4 with the concurrence of all counsel of record and unrepresented parties in the form attached to the Appendix of these Local Rules as Form 7A. In the event that all counsel and unrepresented parties do not concur with the designation of a case as a protracted case, the party seeking such designation may present a motion to the Motions Court Judge pursuant to Lacka.Co.R.C.P. 208.3(a) requesting the designation of the case as a protracted case. The motion requesting designation as a protracted case must set forth with specificity, and subject to Pa.R.Civ.P. 1023.1 to 1023.4, the reason(s) why the case warrants designation as a protracted case.

(c) A Certification for Protracted Case Designation (Form 7A) or a motion requesting the designation of a case as a protracted case may be filed following the filing of a complaint by the plaintiff and entry of appearance by all defense counsel and unrepresented parties pursuant to

Pa.R.Civ.P. 1012(a) and Lacka.Co.R.C.P. 200.1(a). Once a Certification for Protracted Case Designation or an Order of the Court designating a case as a protracted case has been filed, the Court Administrator shall assign the case for a judge of the court on a rotating basis and shall promptly schedule a status conference before the assigned judge and forward notice of that conference to all counsel of record and unrepresented parties. **The notice shall state whether the status conference will be conducted in person or by ACT pursuant to Lacka.Co.R.C.P. 175(c).** During the status conference, the assigned judge will establish deadlines for the completion of discovery, the exchange of expert witness reports and the filing of a case dispositive motions, and schedule dates certain for trial and the final pre-trial conference. After a case has been designated as a protracted case and assigned to a judge, all case dispositive motions, discovery motions, and other pre-trial motions in a protracted case will be addressed to, served upon and decided by the assigned judge.

* * * *

Rule 1028(c). Preliminary Objections.

A party filing preliminary objections shall file the original preliminary objections with the Clerk of Judicial Records and shall deliver a copy of the same to the Court Administrator together with a praecipe for assignment in accordance with Lacka.Co.R.C.P. 211. The party filing a praecipe for assignment shall comply with the requirements of Lacka.Co.R.C.P. 211(b) prior to filing the praecipe for assignment. The filing of briefs, assignment of preliminary objections, and scheduling of oral argument, if necessary, shall be governed by Lacka.Co.R.C.P. **175(c) and 211(c)—(g).**

* * * *

Rule 1034. Motion for Judgment on the Pleadings.

(a) A party filing a motion for judgment on the pleadings shall file the original motion for judgment on the pleadings with the Clerk of Judicial Records and shall deliver a copy of the same to the Court Administrator together with the praecipe for assignment in accordance with Lacka.Co.R.C.P. 211. The party filing a praecipe for assignment shall comply with the requirements of Lacka.Co.R.C.P. 211(b) prior to filing the praecipe for assignment. The filing of briefs, assignment of motion for judgment on the pleadings, and scheduling of oral argument, if necessary, shall be governed by Lacka.Co.R.C.P. **175(c) and 211 (c)—(g).**

* * * *

Rule 1035.2. Motion for Summary Judgment.

(a) A party filing a motion for summary judgment shall file the original motion for summary judgment with the Clerk of Judicial Records and shall deliver a copy of the same to the Court Administrator together with a praecipe for assignment in accordance with Lacka.Co.R.C.P. 211. The party filing a praecipe for assignment shall comply with the requirements of Lacka.Co.R.C.P. 211(b) prior to filing the praecipe for assignment. The filing of briefs, assignment of motion for summary judgment and scheduling of oral argument, if necessary, shall be governed by Lacka.Co.R.C.P. **175(c) and 211(c)—(g).**

* * * *

Rule 4000.1. Discovery Motion Court.

(a) Except for medical professional liability actions and protracted cases governed by Lacka.Co.R.C.P. 214.2, all discovery motions shall be presented to the Discovery

Motions Court judge. **Uncontested or stipulated discovery motions or petitions shall be presented for consideration by emailing the motion or petition, together with a proposed Order for execution by the Discovery Motions Court judge, to Discovery Motion@lackawannacounty.org. The original uncontested or stipulated discovery motion or petition must be filed by the moving or petitioning party with the Clerk of Judicial Records. Contested or opposed discovery motions or petitions shall be presented in-person** to the Discovery Motions Court judge who shall hear motions in the Lackawanna County Courthouse on Monday and Thursday at 9:30 AM in the courtroom designated by the Court Administrator, unless otherwise agreed by counsel or the Discovery Motions Court judge or by order of the Discovery Motions Court judge.

(b) In the event that the Discovery Motions Court Judge is unavailable on Monday or Thursday at 9:30 AM, and unless otherwise agreed by counsel for the Discovery Motions Court judge, discovery motions shall be presented to the Motions Court judge in compliance with Lacka.Co.R.C.P. 208.3(a).

[Pa.B. Doc. No. 23-102. Filed for public inspection January 27, 2023, 9:00 a.m.]

Title 25—LOCAL COURT RULES

MONROE COUNTY

Local Rule of Civil Procedure on Arbitrations; 2 AD 2023; 5 CV 2023

Amended Order

And Now, this 6th day of January, 2023, it is *Ordered* that Monroe County Rules of Civil Procedure (Monroe Co.R.Civ.P.) 1301 and 1302 are amended and Monroe Co.R.Civ.P. 1303, 1304, and 1305 are adopted, effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

It Is Further Ordered that the District Court Administrator shall:

1. File one (1) electronic copy of this Rule with the Administrative Office of Pennsylvania Courts via email to civilrules@pacourts.us.
2. File two (2) paper copies of this Order and Rule with the Legislative Reference Bureau and one (1) electronic copy in Microsoft Word format only via email to bulletin@palrb.us for publication in the *Pennsylvania Bulletin*.
3. Arrange to have this Rule published on the Monroe County Bar Association website at www.monroebar.org.
4. Arrange to have this Rule, as well as all local rules, published on the 43rd Judicial District website at www.monroepacourts.us.
5. Keep this Rule, as well as all local rules of this Court, continuously available for public inspection and copying in the respective Monroe County filing office.

a. Upon request and payment of reasonable cost of reproduction and mailing, the respective filing office shall furnish to any person a copy of any local rule.

By the Court

MARGHERITA PATTI-WORTHINGTON,
President Judge

Compulsory Arbitration

Rule 1301. Scope.

1. *Types of Cases for Compulsory Arbitration*—All civil cases where the amount in controversy (exclusive of interest and costs) is Fifty Thousand (\$50,000.00) Dollars or less shall first be submitted to a Board of Arbitrators, except those cases involving title to real estate, equity cases, mandamus, quo warranto, and mortgage foreclosure, in accordance with 42 Pa.C.S. § 7361.

2. *Amount in Controversy*—The amount in controversy shall be determined from the pleadings or by agreement of counsel.

3. *Cases on a Trial List*—The Court may of its own motion, or upon the motion of any party, strike from the trial list and certify for arbitration any case which should have been submitted for Compulsory Arbitration in the first instance.

4. *Timing of Arbitration*—No case shall be scheduled for arbitration until

a. the expiration of 30 days from the most recent service either of (a) the complaint upon an original or an additional defendant; or (b) a counterclaim upon the plaintiff; AND

b. unless counsel for the moving party certifies at the time of filing the Praeceptum for arbitration that:

- i. All preliminary objections have been finally determined;
- ii. Counsel for the moving party has completed all discovery and knows of no pending discovery on the part of opposing counsel which will delay hearing;
- iii. The moving party and witnesses are available and ready to proceed to hearing.

5. *Form*—A case shall be listed for arbitration when a party files a Praeceptum for Arbitration on the form attached to this rule.

6. *Notice*—Notice of the date, time and place of arbitration shall be provided to counsel for the parties via electronic mail or, if unrepresented, to the party directly via certified and regular mail by the Court Administrator, or her/his designee, and shall include the following provision pursuant to Pa.R.C.P. 1303(a)(2):

“This matter will be heard by a board of arbitrators at the time, date and place specified but, if one or more of the parties is not present at the hearing, the matter may be heard at the same time and date before a judge of the Court without the absent party or parties. There is no right to a trial de novo on appeal from a decision entered by a judge.”

Form—Praeceptum for Arbitration

COURT OF COMMON PLEAS OF MONROE COUNTY
 FORTY-THIRD JUDICIAL DISTRICT
 COMMONWEALTH OF PENNSYLVANIA

NO: _____

PRAECEPTUM FOR ARBITRATION

43 J.D.R.C.P. 1301

VS.

TO THE PROTHONOTARY OF SAID COURT:

Appoint arbitrators in the above case

- () Amount in controversy is \$50,000 or less.
- () The case has been at issue more than thirty days.
- () Order of the Court.
- () Judgment has been entered Sec Leg. Assessment of Damages only.
- () Estimated time required for hearing is _____ hours.
- () There is Companion Case No. _____ .
- () Other

The case is to be tried by and notices sent to:

Attorney(s) for Plaintiff(s) or Pro Se Plaintiff

Attorney(s) for Defendant(s) or Pro Se Defendant

Address

Address

Phone Number

Phone Number

Email

Email

I CERTIFY that all preliminary objections have been finally determined; that I have completed all discovery and know of no discovery on the part of opposing counsel which will delay a hearing; that the moving party and witnesses are available and ready to proceed.

I CERTIFY that a copy of this Praecipe has been served on the following by the moving party.

Dated: _____

Attorney for the _____

Rule 1302. Selection, Replacement, and Compensation of Arbitrators.

1. *Arbitrators*—Attorneys admitted to the Monroe County Bar shall constitute a list of members qualified to act as arbitrators. The Court Administrator shall select from said list three (3) arbitrators for each action; the Chairperson shall have been a member of the Bar of this Court admitted to the practice of law for a minimum of three (3) years. Not more than one member or associate of a firm or association of attorneys shall be appointed to the same board.

2. *Replacement as an Arbitrator*—If any attorney wishes to be replaced as an arbitrator in any particular hearing, the attorney shall request replacement on the form that follows by email to Arbitrations@monroepacourts.us a minimum of seven (7) days prior to the scheduled arbitration hearing, except where excused by the Court for good cause shown. In the event that an attorney, without leave of Court, fails to serve as an arbitrator after having been notified of his appointment by the Court Administrator, the attorney may be subject to sanctions.

3. *Notice of Appointment*—The Court Administrator shall email a copy of the notice of appointment to each attorney of record and to each arbitrator appointed. In the event that any party is not represented by an attorney, the Court Administrator shall send such copy to the party at his last known address by certified and regular mail. The address and if known, email address of any unrepresented party is to be furnished to the Court Administrator by the party filing the Praecipe for arbitration.

4. *Arbitrator Compensation*—The amount of compensation for each member of the Board of Arbitrators, which shall be paid by the County, shall be established from time to time by the President Judge by Administrative Order. When more than one hearing becomes necessary, additional amounts may be allowed at the discretion of the Court upon request by the Chairperson under subsection 8 of this Rule.

Form—Replacement of Arbitrator

COURT OF COMMON PLEAS OF MONROE COUNTY
FORTY-THIRD JUDICIAL DISTRICT
COMMONWEALTH OF PENNSYLVANIA

NO: _____

VS.

REQUEST FOR REPLACEMENT OF ARBITRATOR

Arbitration Date: _____

Chairperson: _____
(Include Firm)

Arbitration Panelists: _____
(Include Firm)

Reason for Request: _____

Substitute Panelist: _____
(Include Firm)

Signature

Date

Name

Firm

Email

Telephone

Rule 1303. Continuance of Arbitration.

1. *Form of Application for Continuance*—The President Judge or her/his designee shall have the authority to grant continuances and all requests for continuances shall be by motion as set forth in Pa.R.C.P. 206.1(a), Pa.R.C.P. 208.2(d), and Monroe County Local Rule of Civil Procedure 208.2(d).

2. *Timing of Motion for Continuance*—All motions for continuance of an arbitration must be filed a minimum of seven (7) business days prior to the date of the hearing. Prior to filing a motion for continuance, the moving party shall confer with opposing counsel and all arbitration panelists on a date for the continued hearing. The moving party shall include any agreed-upon dates in their motion and attach certificates of concurrence.

Rule 1304. Conduct of Hearing, Generally.

1. *Failure to Appear for Arbitration*—If a party fails to appear for the hearing, no default judgment shall be entered. The arbitrators shall proceed to hear the case and enter an appropriate award upon the conclusion of the evidence.

2. *Complying with State Rules*—The arbitrators and parties shall in all respects comply with Pa.R.C.P. 1303, 1304, 1305, 1306. When making an award pursuant to Pa.R.C.P. 1306, the arbitrators shall complete and sign the form provided by Court Administration as prescribed by Pa.R.C.P. 1312. The Chairperson shall send the completed form by email to Arbitrations@monroepacourts.us no more than three business (3) days following the arbitration.

3. *Additional Day(s) of Hearing*—When more than one hearing becomes necessary, the Chairperson shall notify Court Administration by filling out the form that follows and emailing same to Arbitrations@monroepacourts.us. The Chairperson must certify on the form that all participants are in concurrence with the request for additional time and shall set forth a hearing date mutually agreed upon by counsel, the parties, and the arbitrators.

Form—Additional Hearing Day

COURT OF COMMON PLEAS OF MONROE COUNTY
FORTY-THIRD JUDICIAL DISTRICT
COMMONWEALTH OF PENNSYLVANIA

NO: _____

VS.

REQUEST FOR ADDITIONAL HEARING DAY

Arbitration Date: _____

Chairperson: _____

Arbitration Panelists: _____

Counsel for Plaintiff: _____

Counsel for Defendant: _____

Reason for Request: _____

Agreed-Upon Date(s): _____

Signature_____
Date_____
Name_____
Firm_____
Email_____
Telephone**Rule 1305. Default Judgment and Settlement.**

1. *Default Judgment*—If a default judgement is entered on a case that is scheduled for arbitration, the filing party must notify Court Administration simultaneously with the filing of the default judgement by email to Arbitrations@monroepacourts.us. Thereafter, a copy of the timestamped default judgement must be sent to Court Administration by email a minimum of three (3) business days prior to the arbitration.

2. *Settlement*—If the parties to a case scheduled for arbitration reach a settlement, they must file a Joint Motion to Cancel the Arbitration and notify Court Administration simultaneously with the filing of the Joint Motion by email to Arbitrations@monroepacourts.us. Thereafter, a copy of the timestamped Joint Motion must be sent to Court Administration by email a minimum of three (3) business days prior to the arbitration. If no Praecipe to Discontinue/Settle and End has been filed with the Joint Motion, the Plaintiff will be ordered to file one within thirty (30) days.

[Pa.B. Doc. No. 23-103. Filed for public inspection January 27, 2023, 9:00 a.m.]

Title 25—LOCAL COURT RULES

SOMERSET COUNTY

Administrative Order; Administrative Order 1 of 2023

Administrative Order

And Now, this 5th day of January 2023, pursuant to Rule 103 of the Pennsylvania Rules of Judicial Administration, it is hereby ordered that this Administrative Order is hereby adopted to read as follows hereto.

The Court Administrator's office is directed as follows:

- (1) Distribute two (2) copies and CD-ROM of the Local Rule shall be distributed to the Legislative Reference bureau for publication in the *Pennsylvania Bulletin*.
- (2) Email copy to the Administrative Office of Pennsylvania Courts: adminrules@pacourts.us.
- (3) One certified copy shall be sent to the Somerset County Law Library and the Editor of the *Somerset Legal Journal*.
- (4) Publish a copy of the local Rule on the County Website.

By the Court

D. GREGORY GEARY,
President Judge

IN THE COURT OF COMMON PLEAS OF SOMERSET COUNTY
PENNSYLVANIA ORPHANS' COURT DIVISION

IN RE:

INCREASE IN FEES FOR
COURT-APPOINTED GUARDIANS
OF MEDICAID RECIPIENT
INCAPACITATED PERSONS

NO. Administrative Order 1-2023

Administrative Order

And Now, this 5 day of January, 2023, *It Is Hereby Ordered* that, effective January 9, 2023, all currently serving Somerset County court-appointed professional guardians who had previously been court authorized to receive monthly monetary compensation (e.g., \$100.00 per month) from Medicaid in Somerset County guardianship cases, are now authorized to receive \$300.00 per month from Medicaid in those cases, without the need to file a petition seeking the fee

increase. The Somerset County Court Administrator shall post notice of this order on the Somerset County Court of Common Pleas website as soon as reasonably possible. The Somerset County Clerk of the Orphans' Court shall also post notice of this order on its official website.

By the Court

D. GREGORY GEARY,
President Judge

[Pa.B. Doc. No. 23-104. Filed for public inspection January 27, 2023, 9:00 a.m.]

Title 255—LOCAL COURT RULES

SOMERSET COUNTY

Administrative Order; Criminal Division; Administrative Order 1 of 2023

Administrative Order

And Now, this 5th day of January 2023, pursuant to Rule 103 of the Pennsylvania Rules of Judicial Administration, it is hereby ordered that this Administrative Order is hereby adopted to read as follows hereto.

The Court Administrator's office is directed as follows:

- (1) Distribute two (2) copies and CD-ROM of the Local Rule shall be distributed to the Legislative Reference bureau for publication in the *Pennsylvania Bulletin*.
- (2) Email copy to the Administrative Office of Pennsylvania Courts: adminrules@pacourts.us.
- (3) One certified copy shall be sent to the Somerset County Law Library and the Editor of the *Somerset Legal Journal*.
- (4) Publish a copy of the local Rule on the County Website.

By the Court

D. GREGORY GEARY,
President Judge

IN THE MATTER OF:)	IN THE COURT OF COMMON PLEAS OF
)	SOMERSET COUNTY, PENNSYLVANIA
)	
ASSIGNMENT OF TRAFFIC CASES)	
ARISING ON THE PENNSYLVANIA)	
TURNPIKE WITHIN THE)	
BOUNDARIES OF SOMERSET)	
TOWNSHIP, SOMERSET COUNTY,)	
PENNSYLVANIA.)	ADMINISTRATIVE ORDER 1-2023
)	

Administrative Order

And Now, this 5 day of January, 2023, pursuant to the administrative authority granted president judges by Rule 605(A)(5) of the Pennsylvania Rules of Judicial Administration, *It Is Ordered*, effective January 6, 2023 at 12:01 a.m., all traffic citations filed as a result of violations occurring on the Pennsylvania Turnpike within the boundaries of Somerset Township, Somerset County, Pennsylvania shall be filed in Magisterial District 16-3-05. This is a reassignment of a class of cases from Magisterial District 16-3-03 to Magisterial District 16-3-05, to remain in effect pending further order of Court. This Order supersedes Administrative Order 11-2022, filed of record on November 16, 2022.

By the Court

D. GREGORY GEARY,
President Judge

[Pa.B. Doc. No. 23-105. Filed for public inspection January 27, 2023, 9:00 a.m.]

Title 255—LOCAL COURT RULES

YORK COUNTY

Increase in Fees for Court-Appointed Guardian of Medicaid Recipient Incapacitated Persons; No. 6723-0115

Administrative Order

And Now, this 12th day of January, 2023, in consideration of the recent increase in permitted maximum monthly guardianship fees in Medicaid cases from \$100.00 per month to \$300.00 per month effective January 1, 2023, it is hereby *Ordered* and *Decreed* that, effective January 1, 2023, all currently serving York County court-appointed professional guardians who had previously been court authorized to receive monthly monetary compensation (e.g. \$100.00 per month) from Medic-

aid in York County guardianship cases, are now authorized to receive \$300.00 per month from Medicaid in those cases, without the need to file a petition seeking that fee increase.

The York County Orphans' Court shall post notice of this order on the York County Orphans' Court webpage as soon as reasonably possible and send copies of this order to all known professional/corporate court-appointed guardians. The York County Clerk of the Orphans' Court shall also post notice of this order in its office and forward a copy to the York County Bar Association.

By the Court

MARIA MUSTI COOK,
President Judge

[Pa.B. Doc. No. 23-106. Filed for public inspection January 27, 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 Health

The Executive Board approved a reorganization of the Department of Health effective January 13, 2023.

The organization chart at 53 Pa.B. 612 (January 28, 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. 23-107. Filed for public inspection January 27, 2023, 9:00 a.m.]

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

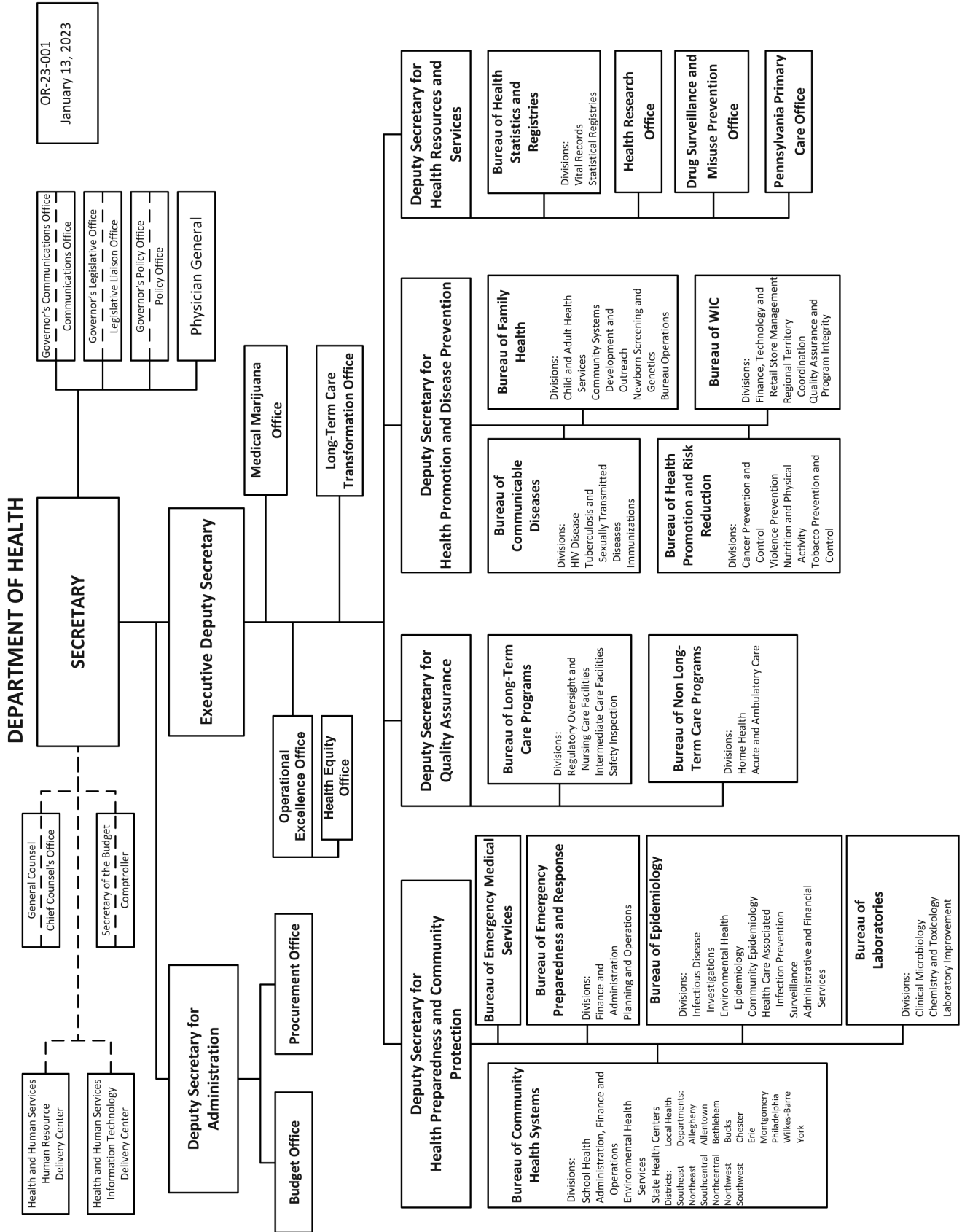
Reorganization of the Department of Transportation

The Executive Board approved a reorganization of the Department of Transportation effective January 13, 2023.

The organization chart at 53 Pa.B. 613 (January 28, 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*).

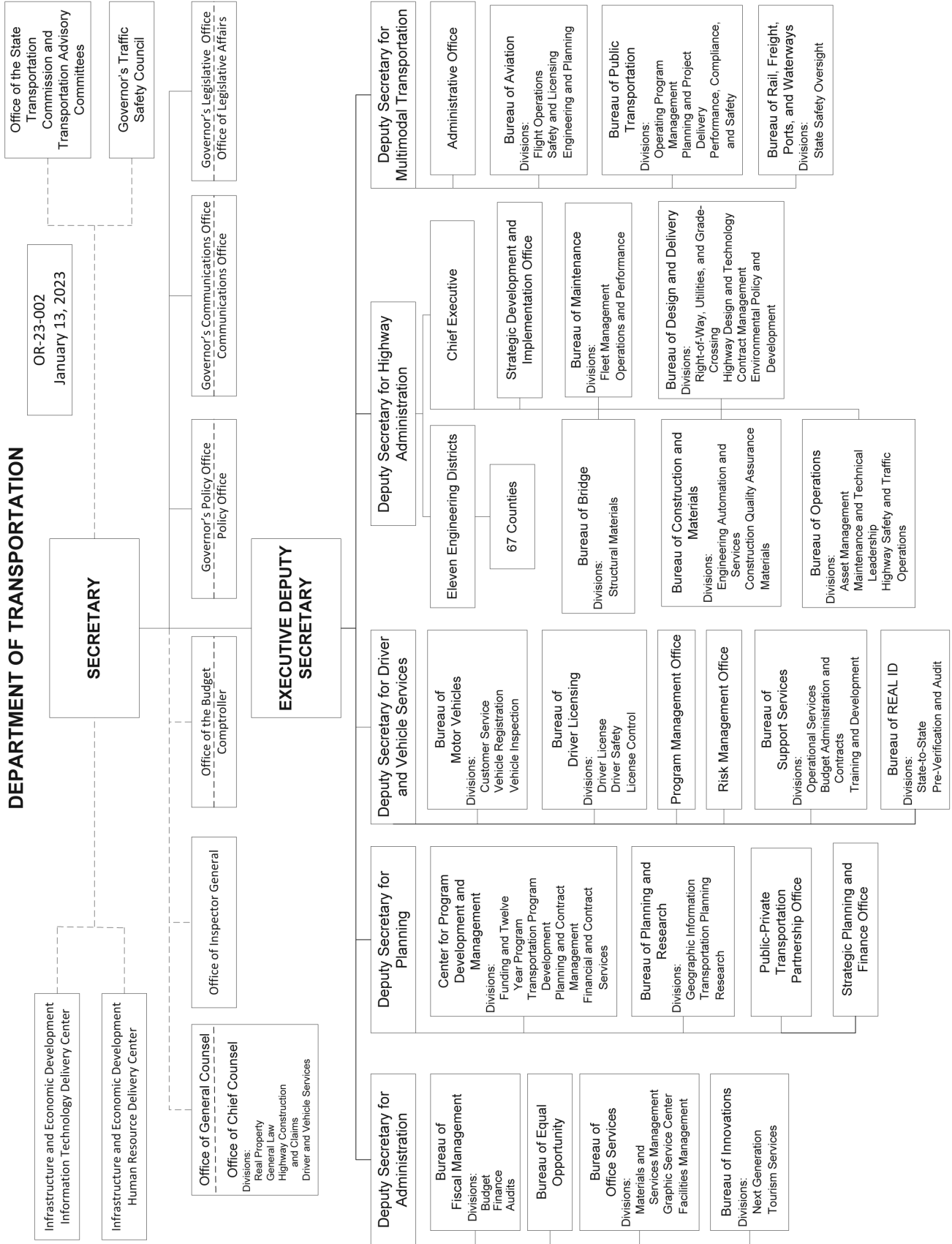
(Editor’s Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania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

[Pa.B. Doc. No. 23-108. Filed for public inspection January 27, 2023, 9:00 a.m.]



OR-23-001
January 13, 2023

DEPARTMENT OF TRANSPORTATION



NOTICES

DELAWARE RIVER BASIN COMMISSION

Public Hearing and Business Meeting

The Delaware River Basin Commission (Commission) will hold a public hearing on Wednesday, February 8, 2023. A business meeting will be held the following month on Wednesday, March 8, 2023. Both the hearing and the business meeting are open to the public and both will be conducted remotely. Details about the remote platforms for the two events will be posted on the Commission's web site at www.drbc.gov, at least 10 days prior to the respective meeting dates.

Public hearing. The Commission will conduct the public hearing virtually on February 8, 2023, beginning at 1:30 p.m. Hearing items will include draft dockets for withdrawals, discharges and other projects that could have a substantial effect on the basin's water resources. A list of the projects scheduled for hearing, including project descriptions, will be posted on the Commission's web site at www.drbc.gov, in a long form of this notice at least 10 days before the hearing date.

Written comments on matters scheduled for hearing on February 8, 2023, will be accepted through 5 p.m. on Monday, February 13, 2023.

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

Public meeting. The public business meeting on March 8, 2023, will begin at 10:30 a.m. and will include: adoption of the minutes of the Commission's December 7, 2022, business meeting; announcements of upcoming meetings and events; a report on hydrologic conditions; reports by the Executive Director and the Commission's General Counsel; and consideration of any items for which a hearing has been completed or is not required. The agenda is expected to include consideration of the draft dockets for withdrawals, discharges and other projects that were subjects of the public hearing on February 8, 2023.

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

There will be no opportunity for additional public comment for the record at the March 8, 2023, business meeting on items for which a hearing was completed on February 8, 2023, or a previous date. Commission consideration on March 8, 2023, of items for which the public

hearing is closed may result in approval of the item (by docket or resolution) as proposed, approval with changes, denial or deferral. When the Commissioners defer an action, they may announce an additional period for written comment on the item, with or without an additional hearing date, or they may take additional time to consider the input they have already received without requesting further public input. Deferred items will be considered for action at a public meeting of the Commission on a future date.

Advance registration and sign-up for oral comment. Links for registering to attend the public hearing and the business meeting will be posted at www.drbc.gov at least 10 days before each meeting date. Registrants who wish to comment on the record during the public hearing on February 8, 2023, or to address the Commissioners informally during the open public comment portion of the meeting on March 8, 2023, as time allows, are asked to so indicate when registering. The Commission's hearing and business meeting will also be livestreamed on YouTube at https://www.youtube.com/@DRBC_1961. For assistance contact Patricia Hausler at patricia.hausler@drbc.gov.

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

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

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

PAMELA M. BUSH,
Secretary

[Pa.B. Doc. No. 23-109. Filed for public inspection January 27, 2023, 9:00 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Hemp Promotion, Education and Export Promotion Matching Grant Program; 2022-2023 Application Period

The Department of Agriculture (Department) announces the program requirements and application period

for grants under the Pennsylvania Agricultural Hemp Promotion, Education and Export Promotion Matching Grant Program (Program). The Program is authorized under Fiscal Years (FY) 2019-2020 and 2020-2021 budgetary appropriations to the Department for agricultural product promotion, education and exports for hemp. The Department intends to make up to \$392,000 available for grants under the Program.

1. *Program objectives.*

(a) *Purpose.* The Department will award grants to provide matching funds to nonprofit agricultural product promotion and marketing organizations to reimburse up to 50% of the cost of projects intended to:

(1) Increase consumer awareness of agricultural hemp products within this Commonwealth and thereby increase sales of these agricultural hemp products.

(2) Educate producers and consumers with respect to agricultural hemp products within this Commonwealth.

(3) Otherwise facilitate the growth and development of export markets for agricultural hemp products within this Commonwealth.

(b) *Applicants.* Grants will be awarded to Pennsylvania nonprofit agricultural product promotion and marketing organizations.

(c) *FY 2022-2023 project funding priorities.* The Department will prioritize eligible projects for promotion, education and export market development of agricultural hemp within this Commonwealth to receive grant funding.

(d) *Competitive program.* The Program is competitive. Grant requests and related documentation will be reviewed by the Secretary, who will approve or reject each grant request.

(e) *Funds available basis.* Grants will not be awarded unless funds are available for this purpose. The Department need not expend all the funds that are available for the Program.

2. *Definitions.* The following words and terms have the following meanings:

Applicant—A Pennsylvania nonprofit agricultural product promotion and marketing organization which applies for grant moneys under the Program.

Bureau—The Bureau of Market Development of the Department.

Eligible hemp products—An agricultural or industrial hemp product that is legal to grow, process and sell within this Commonwealth which has a major component/ingredient derived from the hemp plant.

Pennsylvania nonprofit agricultural product promotion and marketing organization—A nonprofit business organization having its principal business offices within this Commonwealth, or having 50% or more of its membership within this Commonwealth, or having 50% or more of the agricultural products which it promotes or markets produced within this Commonwealth, and having as its members groups, individuals or organizations that serve to distribute a Commonwealth agricultural product in commerce. These members may include wholesalers, distributors, brokers, retailers, processors, growers and producers.

Secretary—The Secretary of the Department.

3. *Limitations on grants.* The minimum amount of a matching grant is \$1,000. A matching grant is a reim-

bursement grant, meaning no payment of grant funds will be made by the Department until the subject project is completed and the applicant documents the completion of the project to the Department in accordance with this notice.

4. *Uses of matching grant moneys.*

(a) *Conformity to application.* Matching grant moneys awarded to an applicant shall be expended solely to reimburse up to 50% of the cost of the specific project described in the grant application.

(b) *Allowable expenditures of grant moneys.* Grant moneys shall be used for one or more of the following purposes described in the grant application:

(1) To pay the cost of the specific project described in the grant application.

(2) To pay the cost of a portion of a Pennsylvania nonprofit agricultural product promotion and marketing organization's contribution to a National or regional agricultural product promotion and marketing project.

(3) To pay the cost of programs conducted by an applicant to educate producers and consumers with respect to agricultural hemp products within this Commonwealth.

(4) To pay the cost of other activities consistent with the Secretary of Agriculture's authority under section 1704 of The Administrative Code of 1929, as amended (71 P.S. § 444).

(c) *Prohibited expenditure of grant moneys.* Grant moneys may not be used to defray the costs of employing temporary or permanent personnel.

5. *Applications.*

(a) *Application required.* Interested Pennsylvania nonprofit agricultural product promotion and marketing organizations shall submit grant applications to the Department. An application shall include a detailed work plan and project budget.

(b) *Project beginning and completion dates.* An application shall designate July 1, 2022, or a later date, as the project start date and June 30, 2023, or earlier, as the project completion date. Program grant funds will not be awarded or paid for project activities that occur before the stated project start date or beyond the stated project completion date.

(c) *Electronic applications only.* Interested applicants must submit a complete electronic project proposal and grant application using the Department's Electronic Single Application web site at <https://www.esa.dced.state.pa.us/login.aspx?var=5>.

(d) *Application window.* Applications shall be submitted by 5 p.m. on Tuesday, February 28, 2023.

(e) *Additional documentation.* The Secretary may require that an applicant submit additional documentation to complete or verify an application. The additional documentation may include a letter, affidavit or other documentation:

(1) Verifying that an applicant is a Pennsylvania nonprofit agricultural product promotion and marketing organization.

(2) Verifying the activities and location of offices of an applicant.

(3) Confirming that the applicant for a matching grant has secured funds in an amount at least equal to the matching grant amount sought for the project.

6. *Review of application.*

(a) *Transmittal of application to Bureau.* When the Bureau receives a complete and accurate grant application, it will forward this application, together with supporting documentation submitted therewith, to the Secretary for review. The Bureau may also forward a recommendation as to whether the application should be approved or rejected, whether the grant should be in an amount less than requested and whether special restrictions or limitations should be placed on the grant.

(b) *Factors.* The Secretary will review and evaluate the application and supporting documentation and may consider the following factors, among others, in deciding whether to approve or reject the grant request:

(1) The relevance of the project to the promotion or marketing of agricultural hemp products within this Commonwealth.

(2) The innovativeness of the project described in the application.

(3) The scope of the project and the number of people who will be exposed to or affected by the project described in the application.

(4) The impact which the project will have upon the promotion and sales of the agricultural hemp products within this Commonwealth to which the project is targeted.

(5) The availability of full funding for the project from the applicant or from any source other than the grant Program.

(6) The apparent ability of the applicant to complete the project as described in the application or, in the case of a grant to fund a National or regional agricultural product promotion or marketing project, the apparent ability of the entity with primary responsibility for the project to complete it.

(7) The overall performance of the project if the project had received funding through any other grant program administered by the Department in a previous fiscal year.

(8) Projects that are joint efforts between two or more Pennsylvania nonprofit agricultural product promotion and marketing organizations may be given preference over projects involving only one organization.

(9) Projects where reference to the Department as a source of funding can practicably be made in promotional materials or broadcasts, and that would make such a reference, may be given preference over projects that would not make such a reference.

(10) Whether the project has been assigned priority for funding in FY 2022-2023, as previously described in paragraph No. 1(c).

(c) *Decisions.* The Secretary may approve a grant in an amount less than that requested in the grant application. In addition, the Secretary may impose restrictions or special conditions upon the issuance of a grant. The Secretary will review all recommendations of the Bureau but will have final authority to accept or reject these recommendations.

7. *Notice of disposition of application.*

The Department will e-mail notice of the acceptance or rejection of a grant application by Friday, March 10, 2023. This notice will be by e-mail to the address provided by the applicant in the grant application.

8. *Grant agreement.*

After the Secretary approves a grant application, and as a precondition to the Department's release of grant moneys to a successful applicant, the Department and the applicant will execute a written or electronic grant agreement which describes the terms and conditions subject to which the grant is made. The grant agreement shall contain and conform to the requirements of this notice and shall also contain special terms and conditions as required by the Secretary.

9. *Verification of project completion.*

(a) *General.* Within 30 days of completion of the subject project, the applicant shall provide the Department with proof of the completion of the project and eligibility to receive reimbursement grant funds from the Department.

(b) *Required documentation.* The proof described in subsection (a) shall consist of:

(1) Copies of invoices for goods or services directly related to the project, confirming that the total billed amount is at least twice the amount of the grant, along with the written certification of the president or treasurer of the applicant that the goods or services that are the subject of the invoices have been delivered or provided to the applicant.

(2) A certificate of completion, signed by its president or treasurer, verifying completion of the subject project and stating that the grant funds will reimburse the applicant for a portion of the costs incurred by the applicant in completing the subject project.

10. *Delivery of grant funds by the Department.* The Department will pay the grant amount to the applicant in a single payment within 45 days of receiving the proof of completion previously described in paragraph No. 9.

11. *Questions and additional information.* Questions on this Program, including the online application process, may be directed to Ruth Welliver, Bureau of Plant Industry, Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 772-5222.

RUSSELL REDDING,
Acting Secretary

[Pa.B. Doc. No. 23-110. Filed for public inspection January 27, 2023, 9:00 a.m.]

DEPARTMENT OF AGRICULTURE

Bureau of Ride and Measurement Standards

Order

This Order establishes a variance from the requirement that an owner or lessee of "hayride attractions" comply with specific provisions of the Amusement Ride Inspection Act (4 P.S. §§ 401—418) ("Act") and its attendant regulations (7 Pa. Code Chapter 139). The current order supplants and supersedes all prior orders issued by the Pennsylvania Department of Agriculture regarding this variance.

Background

The Pennsylvania Department of Agriculture (“Department”) has lawful authority to issue a variance with respect to any rule, regulation or standard prescribed by the Act and its attendant regulations. This authority is imparted at Sections 4(4) and 9 of the Act (4 P.S. §§ 404(4) and 409) and referenced in the regulation at 7 Pa. Code § 139.12 (relating to variances).

A variance may be issued: 1) to prevent undue hardship; or 2) where existing conditions prevent practical compliance and the safety of the public can be reasonably assured.

ASTM International, the organization formerly known as the American Society for Testing and Materials, develops and publishes technical standards for a wide variety of industries with the goal of enhancing performance and safety. The Department adopts the standards developed by ASTM International’s committee on amusement rides and devices (“F24 Committee”) as its regulatory standards with respect to amusement rides and attractions that operate in this Commonwealth. On November 1, 2019, the F24 Committee published a new standard for hayrides, designated as F3168-19, Standard Practice for Hayride Attractions (“Practice F3168-19”).

The Department regulates amusement rides and attractions under strict safety standards for design, construction, maintenance, operation and inspection. Prior to the adoption of Practice F3168-19, there were no industry standards that recognized or addressed the safe operation of hayrides as an amusement ride or attraction. The F24 Committee developed the guidelines in Practice F3168-19 to provide a level of conformity to reduce potential hazards to patrons, attendants, actors and spectators. In addition, the standard was specifically designed to be inclusive of hayride attractions used primarily for entertainment, recreation and/or agritourism purposes.

Historically, hayride attractions have been difficult to vet through the Department’s existing registration and approval process because the wagon/trailer and the tow vehicle of a hayride are not designed or built with the specific intent to be used as an amusement ride. The nature of this type of ride—farm equipment being used as a hayride—creates an undue hardship on owners and operators with certain requirements of the Act and its attendant regulations. For example, the regulation at 7 Pa. Code § 139.4 (relating to registration) requires the owner of an amusement ride to provide the Department written verification under seal of a professional engineer that the ride conforms with the applicable design, load and safety requirements of the Act, its attendant regulations, and the ASTM International F24 Committee Standards. The Department recognizes that many of these regulatory requirements are not appropriate or applicable to owners and operators that use farm equipment, e.g., a wagon/trailer and tow vehicle, for both agriculture purposes and as a hayride attraction.

The Chairman of the ASTM International Hayride Standard Committee has requested this variance on behalf of Pennsylvania hayride owners in accordance with the Act. It is the belief of this office that a limited variance is appropriate with respect to the approval, registration and inspection of hayride attractions, and that the variance will not adversely affect the health or safety of the public.

In summary, the variance will allow an owner to register a hayride attraction without providing written verification from a registered professional engineer that the hayride complies with the requirements of the Act and its attendant regulations. Hayride owners shall comply with all other requirements under 7 Pa. Code § 139.4 and the terms of this variance for registration and approval of the wagon/trailer and tow vehicle.

Variance

For purposes of this Order, the definitions set forth in the Act and its attendant regulations apply. In addition, the following defined terms apply:

Agritourism—the act of conducting an activity for the enjoyment of the public that is related in some way to agriculture.

Hayride Attraction—an experience in which passengers board a wagon or trailer, typically a wagon filled with straw or hay, and are taken on a journey for the purpose of giving its passengers amusement, pleasure, thrills or excitement. The term does not include:

1. A hayride attraction designed specifically for home use, devices or attractions commonly referred to as barrel trains, or animal or human drawn wagons or trailers; or
2. A tow vehicle pulling a wagon or trailer for the purpose of transporting passengers to and from locations for convenience, ease of access or for safety, such as transporting passengers from parking areas and transporting passengers over long or difficult terrain.

Tow Vehicle—a vehicle used to pull a wagon or trailer that is conveying patrons to, through or from an attraction or over a pathway or trail.

Hayride Attraction Owner/Operator—A person that:

1. Owns or operates a hayride attraction that uses a tow vehicle to pull a wagon or trailer as an element or in combination with another amusement ride or attraction, corn maze, zombie walk, paintball game, tree harvesting farm, seasonal attraction, haunted house, haunted attraction, fair, exposition or agritourism event;
2. Has submitted the hayride attraction for approval and registration in accordance with the regulation at 7 Pa. Code § 139.4 (relating to registration), except as otherwise provided in this variance;
3. Has inspected the hayride attraction prior to it being open to the public and again within 30 days of each period of continued use and has submitted an inspection affidavit to the Department in accordance with the requirements of the regulation at 7 Pa. Code § 139.8 (relating to inspection affidavits);
4. Has complied with the design, operation, maintenance, inspection and testing standards for hayride attractions in accordance with Practice F3168-19 or any successor standard and the Department’s hayride approval checklist form;
5. Has complied with all other requirements in the Act and the regulations at 7 Pa. Code Chapter 139 for owners, lessees and operators of amusement rides and attractions in this Commonwealth; and
6. Has otherwise complied with the terms of this variance.

A variance is hereby issued under authority of the Act. The limited terms of this variance are as follows:

1. Although a hayride attraction is an amusement ride for the purposes of the Act and its attendant regulations,

the owner of a hayride shall be exempt from the requirements specified in 7 Pa. Code § 139.4(d)(7)(ii). The effect of this provision is to remove the requirement to submit written verification from a professional engineer with respect to the registration of a hayride attraction.

2. Prior to operation, the owner of a hayride attraction shall obtain Department approval of the wagon/trailer and tow vehicle by verifying compliance with the design, operation, maintenance, inspection and testing standards in accordance with Practice F3168-19 or any successor standard and the Department's hayride approval checklist form (collectively the "hayride attraction submission"). Each approval will be granted on an annual basis and site specific.

3. The hayride attraction submission shall include the following:

- i. a copy of the operator's manual for the submitted attraction that identifies the mechanical, hydraulic, electronic and electrical systems of the attraction, including how the attraction is powered;
- ii. a copy of the owner's manual for the submitted attraction (if different than the operator's manual);
- iii. a detailed inspection checklist outlining areas and frequency on how the attraction is to be inspected;
- iv. photographs fully depicting the attraction, including an overall photo and a clear photo of the manufacturer's ID plate;
- v. an owner's registration form;
- vi. an amusement ride or attraction registration application form; and

vii. a hayride attraction approval checklist form.

4. The Department will provide the forms referenced in this variance upon request and make the forms available through the Department's website at www.agriculture.pa.gov.

5. A person or business registering a hayride attraction may email the submission to RA-amusementrides@pa.gov or send by mail to:

Pennsylvania Department of Agriculture
Bureau of Ride and Measurement Standards
2301 North Cameron Street
Harrisburg, PA 17110-9408

6. Except as otherwise provided in this variance, a person or business that owns, operates or leases a hayride attraction is required to comply with all registration, insurance and inspection requirements in the Act and its attendant regulations.

7. Inquiries regarding the registration and approval of hayride attractions may be directed to the Department's Bureau of Ride and Measurement Standards by email or phone at (717) 787-2291.

8. The Department will continuously monitor the efficacy of this variance and may revise or rescind this variance as it deems necessary.

9. This Order shall be effective immediately.

RUSSELL REDDING,
Acting Secretary

[Pa.B. Doc. No. 23-111. Filed for public inspection January 27, 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 January 17, 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, with the exception of branch applications, may file comments in writing with the Department of Banking and Securities, Bank Supervision or Credit Union and Trust Supervision (as applicable), 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, for banks (717) 783-8240 and for credit unions and trust companies (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

BANKING INSTITUTIONS

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
01-12-2023	Traditions Bank York York County	2160 State Road Lancaster Lancaster County	Approved
01-13-2023	PeoplesBank, A Codorus Valley Company York York County	300 Willow Valley Lakes Drive Willow Street Lancaster County (Limited Service Facility)	Filed
01-13-2023	PeoplesBank, A Codorus Valley Company York York County	600 Willow Valley Square Lancaster Lancaster County (Limited Service Facility)	Filed

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
01-13-2023	Elderton State Bank Elderton Armstrong County	<i>To:</i> 601 West Main Street Rural Valley Armstrong County <i>From:</i> 710 North Water Street Rural Valley Armstrong County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
12-30-2022	Orrstown Bank Shippensburg Cumberland County	1110 East Simpson Street Mechanicsburg Cumberland County	Closed
12-30-2022	Orrstown Bank Shippensburg Cumberland County	1725 Lincoln Way East Chambersburg Franklin County	Closed
12-30-2022	Orrstown Bank Shippensburg Cumberland County	1324 Main Street East Earl Lancaster County	Closed
12-30-2022	Orrstown Bank Shippensburg Cumberland County	3580 Orrstown Road Orrstown Franklin County	Closed

Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
01-11-2023	Northwest Bank Warren Warren County	Effective

Amendment to Article 7 of the institution's Articles of Incorporation provides to expand the states that satisfy the residency requirement for a majority of the Board of Directors to Pennsylvania, New York, Ohio and Indiana.

Articles of Amendment provide for the institution's Articles of Incorporation to be amended and restated in their entirety.

CREDIT UNIONS

No activity.

The Department's web site at www.dobs.pa.gov includes public notices for more recently filed applications.

SARAH HAMMER,
Acting Secretary

[Pa.B. Doc. No. 23-112. Filed for public inspection January 27, 2023, 9:00 a.m.]

DEPARTMENT OF EDUCATION**Availability of Funds**

The Department of Education, Bureau of Postsecondary and Adult Education, Division of Adult Education announces the availability, on a competitive basis, of approximately \$2 million in grant funds to be awarded under section 243, Title II of the Workforce Innovation and Opportunity Act (WIOA) (29 U.S.C.A. § 3333).

This funding is for integrated English literacy and civics education activities, in combination with integrated education and training activities. Integrated English literacy and civics education activities are education services provided to English language learners who are adults, including professionals with degrees or credentials in their native countries that enable such adults to achieve competency in the English language and acquire the basic and more advanced skills needed to function effectively as parents, workers and citizens in the United States. Integrated English literacy and civics education

services must include instruction in literacy and English language acquisition and instruction on the rights and responsibilities of citizenship and civic participation and may include workforce training. In addition, services provided with funds under section 243 of WIOA must be designed to prepare adults who are English language learners for, and place such adults in, unsubsidized employment in in-demand industries and occupations that lead to economic self-sufficiency and integrate with the local workforce development system and its functions to carry out the activities of the program.

Further details regarding this funding opportunity will be posted to the Division of Adult Education Grant Competitions webpage at <https://bit.ly/PAGrantCompetitions> as they become available.

DR. KHALID N. MUMIN,
Acting Secretary

[Pa.B. Doc. No. 23-113. Filed for public inspection January 27, 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 and select Businesses, Water, Bureau of Clean Water, Wastewater Management, and NPDES and WQM Permitting Programs).

Section *Category*

- | | |
|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 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.

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. Notification of 15-day extensions for comment will be provided in the “Applications Received with Comment Periods Report” (Comments column).

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

Applications, 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: 814-332-6078. 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 & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAD210075	Chapter 102 Individual NPDES Permit	Amendment Minor	Dickinson College 553 Park Drive Boiling Springs, PA 17007-9503	South Middleton Township Cumberland County	SCRO
2713801	Joint DEP/PFBC Pesticides Permit	Renewal	Casey Harper 2664 Bickerstaff Road North Huntingdon, PA 15642-9735	Barnett Township Forest County	NWRO
6320803	Joint DEP/PFBC Pesticides Permit	Renewal	Diamond John S 250 Munce Ridge Road Washington, PA 15301-9617	South Strabane Township Washington County	SWRO
2190407	Major Sewage Treatment Facility Individual WQM Permit	Amendment	Upper Allen Township Cumberland County 100 Gettysburg Pike Mechanicsburg, PA 17055-5604	Upper Allen Township Cumberland County	SCRO
3199402	Major Sewage Treatment Facility Individual WQM Permit	Amendment	Mount Union Municipal Authority Huntingdon County 9 West Market Street Mount Union, PA 17066	Mount Union Borough Huntingdon County	SCRO
3523401	Major Sewage Treatment Facility Individual WQM Permit	New	PA American Water Co. 852 Wesley Drive Mechanicsburg, PA 17055-4436	Scranton City Lackawanna County	NERO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0210803	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Transfer	Star Route Holdings LLC 420 S Round Lake Drive Caledonia, MI 49316-9632	East Mead Township Crawford County	NWRO
1171403	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Amendment	Cambria Township Sewer Authority Cambria County P.O. Box 247 Revloc, PA 15948-0247	Cambria Township Cambria County	SWRO
2093405	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Transfer	Star Route Holdings LLC 420 S Round Lake Drive Caledonia, MI 49316-9632	East Mead Township Crawford County	NWRO
5899401	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Amendment	Monteforte Enterprises 1491 Oliver Road New Milford, PA 18834-7516	New Milford Township Susquehanna County	NERO
NOEXNC110	No Exposure Certification	Renewal	Lozier Corp 48 E Ohio Street McClure, PA 17841-8884	McClure Borough Snyder County	NCRO
NOEXNW229	No Exposure Certification	New	Joy Global Underground Mining LLC 120 Liberty Street Franklin, PA 16323-1066	Franklin City Venango County	NWRO
NOEXSC395	No Exposure Certification	New	Custom Proc Service 0, 1, 2 Birchmont Drive Reading, PA 19606-3266	Exeter Township Berks County	SCRO
PAG030069	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Clover Farms Dairy P.O. Box 14627 Reading, PA 19612	Bristol Township Bucks County	SERO
PAG034857	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	White Pines Corp 2650 Audubon Road Audubon, PA 19403	Pine Township Columbia County	NCRO
PAR606109	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Gen Alloys Inc. 135 W Wylie Avenue Washington, PA 15301-2205	Canton Township Washington County	SWRO
PAG043714	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Papademetriou Metaxia 1193 Fairview Drive Reading, PA 19605-9305	Bern Township Berks County	SCRO
PAG124845	PAG-12 NPDES General Permit for CAFOs	Transfer	D & K Poultry 66 Dundore Road Port Trevorton, PA 17864-9504	West Perry Township Snyder County	SCRO
2122403	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Coy Linda 255 Thompson Hollow Road Shippensburg, PA 17257-9568	Southampton Township Cumberland 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.

Northcentral Regional Office

PA0113123, Sewage, SIC Code 4952, **Witkowski Nancy K**, P.O. Box 322, Laporte, PA 18626-0322. Facility Name: Nancy K Witkowski. This existing facility is located in Laporte Township, **Sullivan 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 Mill Creek (existing use EV), is located in State Water Plan watershed 10-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 0.0004 MGD.

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

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

- Annual Maintenance Form

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

The EPA Waiver is in effect.

Northeast Regional Office

PA0063274, Sewage, SIC Code 8811, **Marie A. Cetta & Walter E. Pratt, Jr.**, 1034 Lower Rhiney Creek Road, Hallstead, PA 18822-9016. Facility Name: 1034 Lower Rhiney Creek Road Residence. This existing facility is located in Liberty Township, **Susquehanna 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 Rhiney Creek (CWF), is located in State Water Plan watershed 4-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 0.00015 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (MGD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	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 Residual Chlorine (TRC)	XXX	XXX	XXX	Report Avg Mo	XXX	Report

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

The EPA Waiver is in effect.

Northwest Regional Office

PA0239712, Sewage, SIC Code 4952, **Bear Creek Watershed Authority**, 259 Argyle Street, Petrolia, PA 16050-9702. Facility Name: Bruin STP. This existing facility is located in Parker Township, **Butler County**.

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

The receiving stream is Bear Creek, located in State Water Plan watershed 17-C and classified for Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0432 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 4.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Daily Min XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	9.0	14.4	XXX	25.0	40.0	50.0
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
Total Suspended Solids E Coli	10.8	16.2	XXX	30.0	45.0	60.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	XXX
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	XXX
Total Nitrogen Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Nov 1 - Apr 30	XXX	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	3.2	XXX	XXX	13.0	XXX	26
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is in effect.

Northwest Regional Office

PA0239721, Sewage, SIC Code 4952, **Bear Creek Watershed Authority**, 258 Argyle Street, Petrolia, PA 16050. Facility Name: Fairview STP. This existing facility is located in Fairview Township, **Butler County**.

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

The receiving stream is an Unnamed Tributary of Bear Creek (CWF), located in State Water Plan watershed 17-C and classified for Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0299 MGD.

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	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 4.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Daily Min XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	5.5	8.8	XXX	25.0	40.0	50.0
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	6.6	9.9	XXX	30.0	45.0	60.0
Total Suspended Solids E Coli	Report	Report Daily Max	XXX	Report	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)	XXX	XXX	XXX	XXX	XXX	Report

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	3.2	XXX	XXX	13.0	XXX	26.0
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is in effect.

Northwest Regional Office

PA0264369, Sewage, SIC Code 8800, **Jacob Dehart**, 2060 Lime Plant Road, Parker, PA 16049-5030. Facility Name: Jacob Dehart SRSTP. This existing facility is located in Perry Township, **Clarion County**.

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

The receiving stream(s), Unnamed Tributary of Clarion River, 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 0.0004 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (CFU/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 not in effect.

Northwest Regional Office

PA0264938, Sewage, SIC Code 8800, **James S. Stevens**, 455 Settlers Village Circle, Cranberry Twp, PA 16066. Facility Name: James Stevens SRSTP. This existing facility is located in Limestone Township, **Warren County**.

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

The receiving stream(s), Unnamed tributary to Allegheny River (WWF), is located in State Water Plan watershed 16-F and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0005 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	9.0	XXX
Biochemical Oxygen Demand (BOD ₅)	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
				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

PA0265136, Sewage, SIC Code 4952, 8800, **Ammann Melissa**, 1993 Mercer West Middlesex Road, Mercer, PA 16137-2623. Facility Name: Melissa Ammann SRSTP. This existing facility is located in Lackawannock 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), Harthegig Run (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.

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

PA0265373, Sewage, SIC Code 8800, **Andrew Artman**, 29 South Good Hope Road, Greenville, PA 16125-8125. Facility Name: Andrew Artman SRSTP. This existing facility is located in West 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 the Shenango River, is located in State Water Plan watershed 20-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 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	XXX	Report Avg Mo	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	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

PA0265411, Sewage, SIC Code 4952, 8800, **Robert D. Adams**, 12940 Cherry Hill Road, Albion, PA 16401-9717. Facility Name: Robert Adams SRSTP. This existing facility is located in Conneaut Township, **Erie County**.

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

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

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

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

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

The EPA Waiver is in effect.

Northwest Regional Office

PA0291382, Sewage, SIC Code 8800, **Patrick & Stephanie Hargest**, 5650 Gibson Hill Road, Edinboro, PA 16412-1817. Facility Name: Hargest SRSTP. This proposed facility is located in Washington Township, **Erie County**.

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

The receiving stream(s), Unnamed Tributary of Conneauttee Creek, 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 0.0004 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 ₅)	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

PA0292702, Sewage, SIC Code 8800, **Elizabeth Coburn**, 8111 Grubb Road, McKean, PA 16426-1229. Facility Name: Elizabeth Coburn SRSTP. This proposed facility is located in McKean Township, **Erie County**.

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

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

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

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 ₅)	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.

Southeast Regional Office

PA0021857, Sewage, SIC Code 4952, **Borough of Souderton**, 31 W Summit Street, Souderton, PA 18964. Facility Name: Borough of Souderton WWTP. This existing facility is located in Franconia 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), Unnamed Tributary to Skippack Creek (TSF, MF), is located in State Water Plan watershed 3-E 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 2.0 MGD.—Interim Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Copper, Total (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Cyanide, Free (ug/L)	Report	Report	XXX	Report	Report	XXX
Iron, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Thallium, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Chlorodibromomethane (ug/L)	XXX	XXX	XXX	Report	XXX	Report
Dichlorobromomethane (ug/L)	XXX	XXX	XXX	Report	XXX	Report
Chloroform (ug/L)	XXX	XXX	XXX	Report	XXX	Report

The proposed effluent limits for Outfall 001 are based on a design flow of 2.0 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>	
Copper, Total (ug/L)	0.57	0.93	XXX	33.9	56.0	84.8
Cyanide, Free (ug/L)	0.073	0.11	XXX	4.38	6.83	10.9
Iron, Total	27.4	42.7	XXX	1.641	2.56	4.103
Thallium, Total (ug/L)	0.004	0.007	XXX	0.26	0.41	0.66
Chlorodibromomethane (ug/L)	XXX	XXX	XXX	1.45	XXX	3.63
Dichlorobromomethane (ug/L)	XXX	XXX	XXX	1.73	XXX	4.31
Chloroform (ug/L)	XXX	XXX	XXX	6.24	XXX	15.6

The proposed effluent limits for Outfall 001 are based on a design flow of 2.0 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>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.012	XXX	0.038
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	417	667	XXX	25	40 Wkly Avg	50
May 1 - Oct 31	250	375	XXX	15.0	23.0 Wkly Avg	30
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Raw Sewage Influent	Report	Report	XXX	Report	Report Wkly Avg	XXX
Biochemical Oxygen Demand (BOD ₅)	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	500	750	XXX	30	45 Wkly Avg	60
Total Suspended Solids	Report	Report	XXX	Report	Report Wkly Avg	XXX
Raw Sewage Influent						
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	60.0	XXX	XXX	3.6	XXX	7.2
May 1 - Oct 31	30.0	XXX	XXX	1.8	XXX	3.6
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus						
Nov 1 - Mar 31	33.0	XXX	XXX	2.0	XXX	4
Apr 1 - Oct 31	16.5	XXX	XXX	1.0	XXX	2
Hardness, Total (as CaCO ₃)	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 2.0 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>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Dissolved Solids	Report	XXX	XXX	Report	XXX	XXX
Aluminum, Total (ug/L)	Avg Qrtly	XXX	XXX	Avg Qrtly	XXX	XXX
Arsenic, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
	Avg Qrtly	Daily Max	XXX	Avg Qrtly	Report	XXX
	Report	Report	XXX	Report	Report	XXX
	Avg Qrtly	Daily Max	XXX	Avg Qrtly	Report	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>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Boron, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Iron, Dissolved (ug/L)	Avg Qrtly	Daily Max	XXX	Daily Max	Report	XXX
Zinc, Total (ug/L)	Report	Report	XXX	Avg Qrtly	Report	XXX
	Avg Qrtly	Daily Max	XXX	Report	Report	XXX
Toxicity, Chronic - Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Pimephales Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Pimephales Growth (TUc)	XXX	XXX	XXX	XXX	Report	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	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 Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Iron, Dissolved	XXX	XXX	XXX	Report	XXX	XXX

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

- Optimization of chlorine dosage
- Notification of designation of responsible operator
- Hauled-in waste restriction
- DRBC seasonal fecal limits
- Solids management for non-lagoon system
- BLM site specific copper criteria studies
- QBEL for toxic pollutants
- WETT requirements
- Requirements applicable to stormwater outfall with benchmark values

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.

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

<i>Application Number</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAD210091	New	Carlisle Hotel Partners LP Commerce Ave Carlisle, PA 17015	South Middleton Township Cumberland County	SCRO
PAD390265	New	CRG Services Management, LLC 300 Barr Harbor Drive Suite 720 Conshohocken, PA 19428	Lowhill Township Lehigh County	NERO
PAD480047	Renewal	Primrose Glen, LLC 7171 Airport Road Bath, PA 18014	Williams Township Northampton County	NERO

<i>Application Number</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAD480183	New	Keystone Food Products, Inc. 3767 Hecktown Road Easton, PA 18042	Lower Nazareth Township Northampton County	NERO
PAD210056	Major Amendment	Lexington Land Developers Corp. West of Petersburg Road at Intersection with Limestone Road Carlisle, PA 17015	South Middleton Township Cumberland County	SCRO
PAD020064	New	Parking Partners XXIII Block E, LLC Logan Street Pittsburgh, PA 15219	City of Pittsburgh Allegheny County	SWRO
PAD160006	New	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	Beaver Township Clarion County	NWRO
PAD610006	New	Franklin Area School District 40 Knights Way Franklin, PA 16323	Sandy Creek Township Venango County	NWRO
PAC110045	New	Ray I. Winter & Sons, Inc. 269 Winterfield Road Indiana, PA 15701	Black Lick Township Cambria Township and Nanty Glo Borough Cambria County	SWRO
PAC110045	New	Cambria County Conservation and Recreation Authority 401 Candlelight Drive Suite 240 Ebensburg, PA 15931	Black Lick Township Cambria Township and Nanty Glo Borough Cambria County	SWRO
PAC630245A-1	New	T&R Properties, Inc. 3895 Stoneridge Lane Dublin, OH 43017	Cecil Township Washington County	SWRO
PAD460076 A-1	Major Amendment	Southeastern Pennsylvania Transportation Authority 103 Washington Street Conshohocken, PA 19428-2052	Conshohocken Borough Montgomery County	SERO

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>
Todd Rabert Poultry Operation 380 South Locust Point Road Mechanicsburg, PA 17055	Cumberland County	570	262.57	Poultry	NA	New

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).

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

Contact: Darin Horst, Environmental Engineer, 717-705-4708.

Application No. 3622544, Construction, Public Water Supply.

Applicant	Strasburg Borough Authority
Address	145 Precision Avenue Strasburg, PA 17579
Municipality	Strasburg Township
County	Lancaster County
Responsible Official	Steven Echternach 145 Precision Avenue Strasburg, PA 17579

Consulting Engineer	ELA Group, Inc. 743 South Broad Street Lititz, PA 17543
Application Received	December 19, 2022
Description	Discontinuation and removal of the existing ozone disinfection system.

Contact: Joseph M. Mattucci, Program Manager, 717.705.4708.

Application No. 0622531, Construction, Public Water Supply.

Applicant	Oley Township Municipal Authority
Address	1 Rose Virginia Road P.O. Box 19 Oley, PA 19547
Municipality	Oley Township
County	Berks County
Responsible Official	Shirley Moyer— Secretary/Treasurer 1 Rose Virginia Road P.O. Box 19 Oley, PA 19547

Consulting Engineer	Daniel J. Hopkins Entech Engineering, Inc. 201 Penn Street P.O. Box 32 Reading, PA 19603
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Application Received	November 29, 2022
Description	Construction of a new 0.20 MG concrete finished water storage tank.

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

Application No. 3823501, Construction, Public Water Supply.

Applicant	Stoneridge Retirement Living—Countryside Christian Community
Address	440 East Lincoln Avenue Myerstown, PA 17067
Municipality	North Annville Township
County	Lebanon County
Responsible Official	Steven Reiter 440 East Lincoln Avenue Myerstown, PA 17067

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

Application Received January 11, 2023

Description Construction of Well Nos. 3 and 4 as new sources of the supply and treatment including Fe/Mn removal with greensand, sodium hypochlorite addition with GWR 4-log and the construction of a 250,000-gallon storage tank with booster station.

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

Contact: Renee Diehl, Program Manager; ra-epswsdw@pa.gov.

Application No. 0422520, Construction, Public Water Supply.

Applicant **Borough of Baden**

Address 149 State Street
Baden, PA 15005

Municipality Baden Borough

County **Beaver County**

Responsible Official Elaine Rakovan
149 State Street
Baden, PA 15005

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

Application Received December 29, 2022

Description The addition of a disinfection residual monitor and booster system to the Harmony water storage tank.

Application No. 5650021-T3, Transfer, Public Water Supply.

Applicant **Stackhouse Management LLC
Jones Estates
Stanton Hills PA LLC**

Address 2310 S. Miami Blvd
Suite 238
Durham, NC 27703

Municipality Hempfield Township

County **Westmoreland County**

Responsible Official Kellen Buss
Director of Site Infrastructure
2310 S. Miami Blvd
Suite 238
Durham, NC 27703

Application Received October 20, 2022

Description Transfer of the Jones Estates Stanton Hills PA LLC manufactured home community's water system to Stackhouse Management LLC.

Application No. 5040048-T1, Transfer, Public Water Supply.

Applicant **Stackhouse Management LLC
Jones Estates
Forest Brook PA LLC**

Address 2310 S. Miami Blvd
Suite 238
Durham, NC 27703

Municipality Hanover Borough Durham

County **Beaver County**

Responsible Official Kellen Buss
Director of Site Infrastructure
2310 S. Miami Blvd
Suite 238
Durham, NC 27703

Application Received October 20, 2022

Description Transfer of the Jones Estates Forest Brook PA LLC manufactured home community's water system to Stackhouse Management LLC.

Application No. 5040028-T1, Transfer, Public Water Supply.

Applicant **Stackhouse Management LLC
Jones Estates
Knobvue PA**

Address 2310 S. Miami Blvd
Suite 238
Durham, NC 27703

Municipality New Sewickley Township
Durham

County **Beaver County**

Responsible Official Kellen Buss
Director of Site Infrastructure
2310 S. Miami Blvd
Suite 238
Durham, NC 27703

Application Received October 20, 2022

Description Transfer of the Jones Estates Knobvue PA manufactured home community's water system to Stackhouse Management LLC.

Application No. 0422521-T1, Transfer, Public Water Supply.

Applicant **Stackhouse Management LLC
Jones Estates
Colonial Glen PA LLC**

Address 2310 S. Miami Blvd
Suite 238
Durham, NC 27703

Municipality New Sewickley Township
Durham

County **Beaver County**

Responsible Official Kellen Buss
Director of Site Infrastructure
2310 S. Miami Blvd
Suite 238
Durham, NC 27703

Application Received December 19, 2022
 Description Transfer of the Jones Estates Colonial Glen PA LLC manufactured home community's water system to Stackhouse Management LLC.

Application No. 0422522-T1, Transfer, Public Water Supply.

Applicant **Stackhouse Management LLC
 Jones Estates
 Skyview Terrace PA LLC**

Address 2310 S. Miami Blvd
 Suite 238
 Durham, NC 27703

Municipality New Sewickley Township
 Durham

County **Beaver County**

Responsible Official Kellen Buss
 Director of Site Infrastructure
 2310 S. Miami Blvd
 Suite 238
 Durham, NC 27703

Application Received December 19, 2022

Description Transfer of the Jones Estates Skyview Terrace PA LLC manufactured home community's water system to Stackhouse Management LLC.

Application No. 0222540, Construction, Public Water Supply.

Applicant **Pittsburgh Water and
 Sewer Authority**

Address Penn Liberty Plaza 1
 1200 Penn Avenue
 Pittsburgh, PA 15222

Municipality City of Pittsburgh

County **Allegheny County**

Responsible Official William J. Pickering
 Chief Executive Officer
 Penn Liberty Plaza 1
 1200 Penn Avenue
 Pittsburgh, PA 15222

Consulting Engineer Pittsburgh Water and
 Sewer Authority
 Penn Liberty Plaza 1
 Pittsburgh, PA 15222

Application Received January 4, 2023

Description Filter rehabilitation at the
 Aspinwall Water Treatment
 Plant.

WATER ALLOCATIONS

Application(s) Received Under the Act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631—641) Relating to the Acquisition of Rights to Divert Waters of the Commonwealth.

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

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

WA56-1013A, Water Allocations. **Somerset Township Municipal Authority**, P.O. Box 247, Somerset, PA 15501, Somerset Township, **Somerset County**. The purchase of 950,000 gallons of water per day from Somerset Borough. Application received: December 27, 2022.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent (NOI) to Remediate. 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 listed previously 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.

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

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

Maple Shade Elementary School, 2335 Prospect Avenue, Croydon, PA 19021, Primary Facility ID # **845339**, 2335 Prospect Avenue, Croydon, PA 19021, Bristol Township, **Bucks County**. Mark T. Smith, PG, Element Environmental Solutions, Inc., 61 Willow Street, P.O. Box 921, Adamstown, PA 19501 on behalf of Robert Reigel, Bristol Township School District, 5 Blue Lake Road, Levittown, PA 19057, submitted a Notice of Intent to Remediate. The site has been found to be contaminated with heating oil constituents which is suspected to have contaminated soil and groundwater on the site. The proposed future use of the property will be residential. The proposed cleanup standard for the site is the State-wide health standard. The Notice of Intent to Remediate was published in *Bucks County Courier Times* on December 14, 2022. Application received: December 12, 2022.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

Action Truck Service, Primary Facility ID # **863426**, 55 27th Street, Pittsburgh, PA 15222, City of Pittsburgh, **Allegheny County**. Langan Engineering & Environmental Services, Inc., 2400 Ansys Drive, Suite 403, Canonsburg, PA 15317 on behalf of Action 2.0, LP, 2545 Railroad Street, Suite 300, Pittsburgh, PA 15222, submitted a Notice of Intent to Remediate. The Site is located at 55 27th Street in the Strip District neighborhood of Pittsburgh, Allegheny County, PA. The Site is currently owned by Action 2.0 LP and is also identified as Allegheny County Parcels 25-K-6 and 25-F-149. The Site is improved with surface parking lots and two vacant garage buildings. An Aerial Site Plan is included as Figure 1. The Site is currently nonresidential and used for parking; the intended future use is a residential apartment building and associated parking. December 2017 and January 2018 environmental due diligence subsurface investigations identified various volatile organic compounds (VOCs), semi-volatile organic compounds (SVOCs) and/or metal impacts in soil, soil gas, and/or groundwater that may be attributed to historical Site operations and the industrial use history of the surrounding area. The Notice of Intent to Remediate was published in *Pittsburgh Post-Gazette* on January 8, 2023. Application received: January 6, 2023.

108 43rd Street, Primary Facility ID # **863424**, 108 43rd Street, Pittsburgh, PA 15201, City of Pittsburgh, **Allegheny County**. Langan Engineering & Environmental Services, Inc., 2400 Ansys Drive, Suite 403, Canonsburg, PA 15317 on behalf of Willow Street Land, LLC, 800 Westchester Avenue, Suite N-349, Rye Brook, NY 10573, submitted a Notice of Intent to Remediate. The property is located at 108 43rd Street, near the corner of 43rd Street and Willow Street in the Lawrenceville

Neighborhood of Pittsburgh, Allegheny County, PA (the Site). The Site is also identified as Allegheny Parcel Numbers 80-N-30, 80-N-41, and northeast portion of 49-A-322. Parcel 80-N-30 and northeast portion of 49-A-322 is developed with surface parking lots and parcel 80-N-41 is developed with a vacant three-story commercial building. An Aerial Site Plan is included as Figure 1. The Site has been found to be contaminated with metals in soil and volatile organic compounds, including chlorinated solvents, and metals in groundwater. The VOCs and metals impacts may be attributed to historical fill present at the Site and the industrial operational history of the Site. Historically, the Site contained a cooperage, storage for an adjacent steel manufacturer, and an automobile repair facility. The general Site area also contains other Act 2 sites that have identified similar contaminants in soil and groundwater. The Notice of Intent to Remediate was published in *Pittsburgh Post-Gazette* on January 1, 2023. Application received: January 5, 2023.

HAZARDOUS WASTE TRANSPORTER LICENSE

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); and Hazardous Waste Regulations to Transport Hazardous Waste.

Renewal Applications Received

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

US Environmental, Inc., 409 Boot Road, Downingtown, PA 19335. **License No. PA-AH 0675**. Accepted: January 5, 2023.

ATI Trucking LLC, 654 Enterprise Drive, Limerick, PA 19468. **License No. PA-AH 0910**. Accepted: December 27, 2022.

REGULATED MEDICAL AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

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) and Act 93 of June 28, 1988 (P.L. 525, No. 93) and Regulations to Transport Regulated Medical and Chemotherapeutic Waste License.

Renewal Applications Received

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

Stericycle, Inc., 1525 Chestnut Hill Road, Morgantown, PA 19543. **License No. PA-HC 0196**. Accepted: January 5, 2023.

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.

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

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

IP21-000322: Naval Surface Warfare Center, Philadelphia Division, 901 Admiral Peary Way, Philadelphia, PA 19112, City of Philadelphia, Philadelphia County. Application received: March 24, 2021.

This action is for the modification and extension of Plan Approval IP21-000202 dated June 15, 2021 in the City of Philadelphia, Philadelphia County. IP21-000202 was for the installation of a 20-megawatt Gas Turbine Generator (GTG) burning natural gas or No. 2/JP-5 oil. The modification includes the following:

- Modify the long-term emission limit for VOC from 16.8 tons per 12 month rolling period to 2.83 tons per 12 month rolling period based on recent stack tests from January 2021 and January 2022.
- Modify the short-term limit for CO and NO_x in Condition 4.
- Adjust the fuel throughput limits in Condition 17, Table 5 based on the emission factors obtained from the January 2021 and January 2022 stack tests.
- Modify Condition 11 to allow operation of the GTG without water injection up to one (1) hour to bring the test site to an emergency stop in the event of a malfunction. The total occurrence shall not exceed 12 hours per calendar year.

Persons wishing to file protest, comments, or request a public hearing on the previously listed Plan Approval must submit the protest, comments, or public hearing request within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the Plan Approval or hold a public hearing. Protests, comments, and requests for a public hearing must be mailed to Source Registration, Air Managements Services, 321 University Ave., Philadelphia, PA 19104 or e-mailed to DPHAMS_Service_Requests@phila.gov with "NWSCPD IP21-000322" in the subject line. AMS suggests submitting any mailed correspondence also by e-mail.

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.

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.

23-00089, Marcus Hook Energy LP, Blueball Ave and Ethylene Blvd, Marcus Hook, PA 19061, Marcus Hook Borough, Delaware County. Application received:

December 6, 2022. This action is for a significant modification to replace a previously incorporated presumptive NO_x RACT requirement with an alternative (case-by-case) NO_x RACT compliance plan, in accordance with 25 Pa. Code §§ 129.99 and 129.114. The proposed case-by-case NO_x RACT compliance plan consists of establishing new startup and shutdown emission limits for each of the three (3) combustion turbines, along with continued compliance with all previously approved short-term and long-term emission limits, and existing startup and shutdown duration limits. The modification will not affect any existing source limits or facility-wide limits of any criteria pollutants. There are no proposed emissions increases of any pollutants previously approved. The modified TVOP permit includes monitoring, recordkeeping and reporting requirements designed to address all applicable air quality requirements. Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person listed in the previously listed header. Comments on the draft permit can be submitted through the Air Quality resource account at RA-EPSEROAQPUBCOM@pa.gov.

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.

59-00017, Victaulic Co., P.O. Box 31, Easton, PA 18044, Lawrence Township, **Tioga County**. Application received: October 10, 2022. To issue a renewal State Only (Synthetic Minor) Operating Permit for the Lawrenceville Plant. The facility's main sources include two electric induction furnaces, two molten metal pouring, molding and cooling lines, various sand mold shakeout equipment, two sand mold forming operations, various storage silos, combustion sources, and two emergency generators. The facility has potential emissions of 31.02 TPY of CO; 37.83 TPY of NO_x; 0.22 TPY of SO_x; 99.90 TPY of PM/PM₁₀; <50 TPY of VOCs; <10 TPY individual HAPs; <25 TPY combined HAPs; 43,926 TPY GHGs. The facility is subject to 40 CFR Part 63, Subpart ZZZZZ—NESHAPs for Iron and Steel Foundries Area Sources. Both emergency generators are subject to 40 CFR Part 63, Subpart ZZZZ—NESHAPs for Stationary Reciprocating Internal Combustion Engines. One emergency generator is subject to 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines. The emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145, as well as 40 CFR Parts 60 and 63. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

04-00519, Columbia Gas of Pennsylvania, 801 E. 86th Avenue, Merrillville, IN 46410, South Beaver Township, **Beaver County**. Application received: December 26,

2017. For the State Only Synthetic Minor Operating Permit renewal authorization regarding their Blackhawk Compressor Station. The sources associated with this facility are comprised of a 800-hp compressor engine, a natural gas dehydrator, an 170-hp emergency generator fired on natural gas as well as with other natural gas fired combustion sources associated with pipeline and dehy equipment and a comfort space heating system, in addition to above ground storage tanks and other sources including fugitive components/leaks, pigging operations, pneumatic devices, and venting/blowdowns. The type and quantity of pollutants estimated on a facility-wide potential emissions basis are, as follows: 0.3 tpy PM₁₀; 0.4 tpy SO₂; 97.6 tpy NO_x; 10.4 tpy CO; 11.2 tpy VOC; 2.6 TPY HAP; and <7,960 TPY GHG (as CO₂e). There were minor changes including a 2.0 MMBtu/hr new pipeline heater constructed at this facility during permit term. The renewal permit incorporates the changes from application, along with the applicable regulatory requirements. The compressor engine associated with Source ID 101 and the emergency engine associated with Source ID 102 are subject to the Federal National Emission Standards for Hazardous Air Pollutants as codified in 40 CFR Part 63 subpart ZZZZ. The renewal permit incorporates all applicable Federal and State regulatory requirements, including appropriate testing, monitoring, recordkeeping, reporting, work practice and any other conditions necessary to verify compliance. The conditions are established pursuant to the applicable air quality regulatory provisions 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.

40-00049, Pennsy Supply Inc., Small Mt. Quarry & HMA, 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110-9422, Dorrance Township, **Luzerne County**. Application received: August 16, 2022. The Department intends to issue a renewal State-Only (Synthetic Minor) Permit for the operation of an asphalt plant and minerals manufacturing facility in Dorrance Township, Luzerne County. The sources consist of a Hot Mix Asphalt Plant, and Jaw, Primary, and Secondary Cone Crushers. The control devices are a baghouse and water sprays. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), 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.

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

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

33-00168, Miller Welding & Machine Company, Maplevale Plant, 225 Miller Drive, Brookville, PA 15825, Rose Township, **Jefferson County**. Application received: February 8, 2022. The Department intends to

renew a State Only Operating Permit for Miller Welding's metal fabrication and surface coating facility. The facility is a Natural Minor. Potential emissions for VOCs are 49.7 tpy. Actual VOC emissions were 0.6746 ton in the year 2020 and 0.8672 ton in the year 2021. The permit includes requirements from the previously issued plan approvals and operating permits and contains emission restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

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

OP21-000073, PECO Electric Shop-Oregon, 2610 Columbus Boulevard, Philadelphia, PA 19148, City of Philadelphia, **Philadelphia County**. Application received: December 21, 2021. This action is for the maintenance facility servicing and, repairing equipment and power generating components for the surroundings in the City of Philadelphia, Philadelphia County.

The facility's air emissions' sources include the following:

- two (2) spray booths,
- nineteen (19) natural gas combustion units, each less than 5 MMBtu/hr,
- one (1) 505 kw No. 2 oil emergency generator, and
- one (1) gasoline storage tank.

Persons wishing to file protest, comments, or request a public hearing on the previously listed NMOP must submit the protest, comments, or public hearing request within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the NMOP or hold a public hearing. Protests, comments, and requests for a public hearing must be mailed to Source Registration, Air Managements Services, 321 University Ave., Philadelphia, PA 19104 or e-mailed to DPHAMS_Service_Requests@phila.gov with "PECO OP21-000073" in the subject line. AMS suggests submitting any mailed correspondence also by e-mail.

OP20-000042, Purolite, 3620 G Street, Philadelphia, PA 19134, City of Philadelphia, **Philadelphia County**. Application received: August 26, 2022. The City of Philadelphia, Air Management Services (AMS) intends to issue a renewal of the Synthetic Minor Operating Permit (SMOP) for the operation of an ion exchange resin manufacturing facility in the City of Philadelphia, Philadelphia County.

The facility's air emission sources include the following:

- Two (2) boilers firing natural gas and No. 2 oil rated 12.247 MMBtu/hr and 8.369 MMBtu/hr.
- One (1) emergency generator firing natural gas or propane rated 176 HP.
- Twenty-two (22) sources under Polymerization Process and Resin Drying Group, including two (2) monomer premix tanks, two (2) copolymer reactors with capacity of 2,000 gallons each, one (1) fugitive emission system condenser, two (2) wash tanks, two (2) hold tanks, one (1) centrifuge, three (3) IBA recovery tanks, one (1) IBA

Condenser, two (2) batch dryers with capacity of 5,800 lbs/batch each, two (2) Aeromatic Dryers with capacity of 25 cubic feet and 20 cubic feet, one (1) charcoal adsorption system, one (1) cyclor, and two (2) anion process vessels.

- Twenty-six (26) sources under Cation/Sulfonation Process Group, including one (1) copolymer feed hopper, two (2) sulfonators, two (2) diluters, one (1) caustic scrubber, one (1) acid scrubber, seven (7) cyclers, eight (8) dilution vessels, one (1) spent acid storage tank, two (2) makeup tanks, and one (1) acid filtration vessel.

- Thirteen (13) tanks, including six (6) storage tanks, two (2) acid tanks, and five (5) wastewater tanks.

- Copolymer fugitives from main building vents.

- Various insignificant sources including maintenance activities, space heaters, water heater, and resin grinder with dust collector.

As part of the SMOP renewal, the facility-wide Synthetic Minor NO_x emission limit of 25 tons per rolling 12-month period is removed since the facility does not burn No. 6 oil for Boiler B02 and is no longer Synthetic Minor facility for NO_x based on potential emission calculation. Moreover, as part of the SMOP renewal, production limits are added to ensure compliance with the Synthetic Minor VOC and HAP emission limits for the facility. The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426. Persons wishing to file protest, comments, or request a public hearing on the previously listed operating permit must submit the protest, comments, or request for public hearing within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing. Protests, comments, and requests for a public hearing must be mailed to Source Registration, Air Managements Services, 321 University Ave., Philadelphia, PA 19104 or e-mailed to DPHAMS_Service_Requests@phila.gov with "Purolite OP20-000042" in the subject line. AMS suggests submitting any mailed correspondence also by e-mail.

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.

34-05003, Tedd Wood, LLC, 758 Johnstown Road, Mifflintown, PA 17094, Delaware Township, **Juniata County**. Application received: March 4, 2022. To issue a State Only Operating Permit for the wood kitchen cabinet manufacturing facility. The actual emissions from the facility in 2021 year are estimated at 46.1 tons of VOCs and 14.9 tons of combined HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code §§ 129.52 and 129.101—129.107.

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

22-03091, Harrisburg Mall, LP, 3501 Paxton St., Harrisburg, PA 17111, Swatara Township, **Dauphin County**. Application received: September 14, 2022. To issue a State-Only Operating Permit for the Harrisburg Mall. Potential emissions from the facility are estimated to be CO 27.2 tpy, NO_x 29.2 tpy, PM 2.0 tpy, SO_x 0.2 tpy, VOC 1.6 tpy, HAP's 0.5 tpy. The Operating Permit will include work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

06-03043, Wolf Technologies, LLC dba Precision Technologies, Inc., 551 Old Swede Road, Douglassville, PA 19518, Amity Township, **Berks County**. Application received: July 1, 2022. To issue a State Only Operating Permit for their investment castings foundry. The actual emissions from the facility in the 2021 year are estimated at 0.77 ton of NO_x and 1.29 tons of CO. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 63 Subpart ZZZZZ and 40 CFR 63 Subpart ZZZZ.

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.

15-00021, Glasgow, Inc.—Catanach Quarry, 660 N Morehall Road, Malvern, PA 19355, East Whiteland Township, **Chester County**. Application received: July 30, 2021. This action is for the renewal of a State Only (Synthetic Minor) Operating Permit in East Whiteland Township, Chester County. The facility produces crushed stone and hot mix asphalt (HMA) for use in heavy and highway construction. The facility's main sources of air contaminant emissions are five crushers, six screens, and a batch HMA plant. Particulate matter (PM) emissions from the stone crushing operations are controlled by a water spray dust suppression system, and those from the batch HMA plant are controlled by a knock-out box and baghouse, respectively. The batch HMA plant is subject to an HMA production restriction of 1,425,000 tons/yr, and the facility is subject to the following site-level emission restrictions:

- Nitrogen oxides (NO_x): 17.64 tons/yr.
- Total PM: 220.94 tons/yr.
- PM less than 10 µm in aerodynamic diameter (PM₁₀): 63.99 tons/yr.
- PM less than 2.5 µm in aerodynamic diameter (PM_{2.5}): 12.12 tons/yr.
- Volatile organic compounds (VOCs): 19.98 tons/yr.

No changes have occurred at the facility since DEP last renewed the State Only Operating Permit (SOOP) in February 2017, Glasgow, Inc., has not added or removed any significant sources of air contaminant emissions at/from the facility. The primary stone crushing plant and the stone crushing operations are subject to the provisions of 40 CFR Part 60, Subpart OOO, for nonmetallic mineral processing plants, and the batch HMA plant is subject to the provisions of 40 CFR Part 60, Subpart I, for HMA facilities. The SOOP renewal will include monitoring, recordkeeping, reporting, and work practice require-

ments designed to keep the facility operating within all applicable air quality requirements. Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person previously listed in the header. Comments on the draft permit can be submitted through the Air Quality resource account at RA-EPSEROPUBCOM@pa.gov.

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.

65-00051, Elliott Turbomachinery Company Inc., 901 North 4th Street, Jeannette, PA 15644, Penn Township, **Westmoreland County**. Application received: May 10, 2022. In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to Elliott Company to authorize the continued operation of their manufacturers steam turbines, turbine generators, compressors, pumps, and expanders manufacturing plant located in Penn Township, Westmoreland County. The manufacturing operations include abrasive blasting for cleaning and surface preparation, welding, blasting, grinding, stress relieving, solvent cleaning, and coating metal parts. Sources and control devices at this facility are a boiler, annealing ovens, metco thermal spray booth, shotblast, emergency generators, paint booths, degreasers, and baghouses to control emissions of particulate matter (PM). Facility-wide estimated potential emissions are 37.07 tpy of PM₁₀, 38.26 tpy of NO_x, 13.63 tpy of VOCs, 0.39 tpy of SO_x, 29.73 tpy of CO, and 0.85 tpy of HAPs. The proposed SOOP contains emission restriction, testing, monitoring, recordkeeping, reporting and work practice standards derived from the applicable requirements of 25 Pa. Code Article III, Chapters 121—145, 40 CFR 60 Subpart Db, 40 CFR Part Subpart ZZZZ, 40 CFR 63, Subpart JJJJ and 40 CFR 63, Subpart IIII. A person may oppose the proposed State Only Operating Permit by filing a written protest with the Department through Noor Nahar via mail to Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed State Only Operating Permit (65-00051) and a concise statement of the objections to the Operating Permit issuance and the relevant facts upon which the objections are based. 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. All comments must be received prior to the close of business 30 days after the date of this publication.

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 Con-

trol 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

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

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

California District Mining Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100.

Contact: Bonnie Herbert, Clerical Assistant 3.

Mining Permit No. 30841317. NPDES No. PA0213527. Consol Pennsylvania Coal Company LLC, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, Richhill Township and East Finley Township, **Greene County and Washington County.** To revise the permit and related NPDES permit for post-mining changes at the F20 Bleeder Facility. Application received: October 31, 2022. Accepted: January 1, 2023.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Mining Permit No. 54020201. Locust Valley Coal Co., Inc., 68 Mush Dahl Road, New Ringgold, PA 17960, Mahanoy Township, **Schuylkill County.** Renew an anthracite coal refuse reprocessing and preparation plant operation affecting 69.0 acres. Receiving stream: Mill Creek, classified for the following uses: CWF, MF. Application received: December 27, 2022.

Mining Permit No. 54020201. GP104 No. PAM117054. Locust Valley Coal Co., Inc., 68 Mush Dahl Road, New Ringgold, PA 17960, Mahanoy Township, **Schuylkill County.** Correction to reduce the permit boundary from 69.0 acres to 45.3 acres of an anthracite coal refuse reprocessing and preparation plant operation. Receiving stream: Mill Creek, classified for the following uses: CWF, MF. Application received: December 27, 2022.

Mining Permit No. GP12 Permit No. GP12-54020201. Locust Valley Coal Co., Inc., 68 Mush Dahl Road, New Ringgold, PA 17960, Mahanoy Township, **Schuylkill County.** Renew permit to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 54020201. Application received: December 27, 2022.

Noncoal Applications

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

Table 2

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

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

Contact: Cassie Stanton, Clerical Assistant 2.

Mining Permit No. 08120305. NPDES No. PA0269565. Bishop Brothers Construction Company, Inc., 1376 Leisure Drive, Towanda, PA 18848, Wysox Township, **Bradford County**. Renewal of an NPDES permit associated with a large noncoal (industrial minerals) mining site affecting 25 acres. Receiving stream(s): Susquehanna River classified for the following use(s): WWF, MF. Application received: January 6, 2023.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Mining Permit No. 58190803. NPDES Permit No. PA0225835. Susan L. English, 16435 SR 167, Montrose, PA 18801, Silver Lake Township, **Susquehanna County**. Renew NPDES Permit on a quarry operation affecting 6.8 acres. Receiving stream: unnamed tributary to Fall Brook, classified for the following use: EV-MF. Application received: December 22, 2022.

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.

Coal NPDES Draft Permits

California District Mining Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100.

Contact: Bonnie Herbert, Clerical Assistant 3.

NPDES No. PA0235989. Mining Permit No. 56100701. Wilson Creek Energy LLC, 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, Milford Township, **Somerset County**. Application received: July 8, 2021. Accepted: September 9, 2021.

A renewal to the NPDES permit and coal mining activity permit, affecting 137.1 surface acres. Receiving stream(s): Unnamed Tributary to South Glade Creek, classified for the following use: WWF. Casselman River TMDL.

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

The proposed effluent limits for Outfall 001 discharging to Unnamed Tributary # 2 to South Glade Creek are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	REPORT
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	50	50	50
Total Dissolved Solids	(mg/l)	-	-	-	REPORT
Sulfate	(mg/l)	-	-	-	REPORT
Chloride	(mg/l)	-	-	-	REPORT

The proposed effluent limits for Outfall 002 discharging to Unnamed Tributary # 3 to South Glade Creek are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	REPORT
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	50	50	50
Total Dissolved Solids	(mg/l)	-	-	-	REPORT
Sulfate	(mg/l)	-	-	-	REPORT
Chloride	(mg/l)	-	-	-	REPORT

The proposed effluent limits for Outfall 003 discharging to Unnamed Tributary # 2 to South Glade Creek are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	REPORT
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	50	50	50
Total Dissolved Solids	(mg/l)	-	-	-	REPORT

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<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Sulfate	(mg/l)	-	-	-	REPORT
Chloride	(mg/l)	-	-	-	REPORT

The proposed effluent limits for Outfall 004 discharging to Unnamed Tributary # 3 to South Glade Creek are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	REPORT
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	50	50	50
Total Dissolved Solids	(mg/l)	-	-	-	REPORT
Sulfate	(mg/l)	-	-	-	REPORT
Chloride	(mg/l)	-	-	-	REPORT

The proposed effluent limits for Outfall 005 discharging to Unnamed Tributary # 2 to South Glade Creek are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	REPORT
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	50	50	50
Total Dissolved Solids	(mg/l)	-	-	-	REPORT
Sulfate	(mg/l)	-	-	-	REPORT
Chloride	(mg/l)	-	-	-	REPORT

The EPA Waiver is not in effect.

NPDES No. PA0110914. Mining Permit No. 56841310. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, Quemahoning Township, **Somerset County**. Application received: August 6, 2021. Accepted: September 22, 2021.

A renewal to the NPDES permit and coal mining activity permit, affecting 32.0 surface acres and 2,728.5 underground acres. Receiving stream(s): UNT 45413 to Higgins Run, classified for the following use: CWF. Kiskiminetas-Conemaugh Watershed TMDL. Application received: August 6, 2021. Application accepted: September 22, 2021.

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

The proposed effluent limits for Outfall 001 discharging to UNT 45413 to Higgins Run are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	REPORT
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	REPORT

Parameter		Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	REPORT
Total Dissolved Solids	(mg/l)	-	500	1,000	1,250
Sulfate	(mg/l)	-	250	500	625

The EPA Waiver is not in effect.

Noncoal NPDES Draft Permits

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

Contact: RA-EPPottsvilleDMO@pa.gov.

NPDES Permit No. PA0010111. Mining Permit No. 8274SM4. Rohrer’s Quarry, Inc., P.O. Box 365, Lititz, PA 17543, Penn and Warwick Townships, **Lancaster County.** Application received: July 8, 2022.

Revision of an NPDES Permit affecting 22.2 acres. Receiving stream: unnamed tributary to Conestoga Creek, classified for the following uses: TSF, MF.

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

The following treated wastewater outfalls discharge to: unnamed tributary to Conestoga Creek:

Outfall Number	New or Existing	Type	Discharge Rate:
001	existing	TFO	12.0 MGD (average monthly)

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

Parameter (unit)	Minimum	30-Day Average	Daily Maximum	Instant Maximum
pH ¹ (S.U.)	6.0			9.0
Total Alkalinity (as CaCO ₃) (mg/L)			Monitor And Report	
Total Acidity (as CaCO ₃) (mg/L)			Monitor And Report	
Net Alkalinity (mg/L)	0.0			
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Discharge (MGD)		12.0	15.0	
Oil & Grease (mg/L)			Monitor And Report	

¹This 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)).

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNNOGPRG@pa.gov.

E5829222-008. Chesapeake Appalachia LLC, 14 Chesapeake Lane, Sayre, PA 18840-1567, Auburn Township, **Susquehanna County.** U.S. Army Corps of Engineers Baltimore District. Application received: August 22, 2022.

To construct, operate and maintain the Gregerson Sus Pad Project, which consists of the following impacts:

- 3,093 square feet of previously unauthorized temporary direct impacts to Palustrine Emergent (PEM) Wetlands via the placement of fill (Auburn Center, PA Quadrangle, Latitude N 41° 43' 14.13", Longitude W 76° 06' 47.28");
- 57.0 linear feet of previously unauthorized impacts to UNT to Tuscarora Creek (CWF, MF), 2,831 square feet

of previously unauthorized temporary floodway impacts, and 4,704 square feet of previously unauthorized permanent floodway impacts via the placement of fill (Auburn Center, PA Quadrangle, Latitude N 41° 43' 03.71", Longitude W 76° 06' 52.68"); and

3. 3,224 square feet of temporary direct impacts to Palustrine Emergent (PEM) Wetlands via restoration work (Auburn Center, PA Quadrangle, Latitude N 41° 43' 14.13", Longitude W 76° 06' 47.28").

This project is an after-the-fact permit that is associated with the Chesapeake Audit and will result in 57.0 linear feet of stream impacts, 2,831 square feet (0.065 acre) of temporary floodway impacts, 4,704 square feet (0.108 acre) of permanent floodway impacts, and 6,317 square feet (0.145 acre) of temporary direct PEM wetland impacts, all for the purpose of Marcellus well development in Asylum Township, Bradford County.

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

Contact: Andrew Ross, Project Manager, 570-327-3565.

E1404223-001. Centre County, 420 Holmes St, Bellefonte, PA 16823, Howard Borough, **Centre County**. U.S. Army Corps of Engineers Baltimore District. Application received: January 4, 2023.

The applicant proposes removal of the existing single span concrete encased steel I-beam bridge on stone masonry abutments with a new precast reinforced concrete box culvert with precast end sections. This project is to provide safe crossing over Lick Run (HQ-CWF, MF). The project proposes .04 acre of permanent watercourse impacts, and .15 acre of permanent floodway impacts. No wetland impacts are proposed. Latitude: 41° 00' 5", Longitude: -77° 39' 05".

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.

E4002222-017. Wyoming Valley Sanitary Authority, P.O. Box 33A, Hanover, PA 18706-1333, Plains Township, **Luzerne County**. U.S. Army Corps of Engineers Baltimore District. Application received: December 22, 2022.

To construct and maintain the following water obstructions and encroachments associated with the 2,100-LF Mill Creek/Gardner Creek Stream Restoration Project: 1) A channel change within a 500-LF section of Mill Creek (CWF, MF) consisting of the regrading of the stream banks to maintain a 2.5:1 side slope, the removal of legacy sediment, the widening of the floodplain, and the installation of J-hooks and boulder revetments. 2) A channel change within a 300-LF section of Gardner Creek (CWF, MF) consisting of the regrading of the banks, removal of legacy sediment, widening of the floodplain, and the installation of J-hooks and boulder revetments. 3) A channel change within a 1,300-LF section of Mill Creek (CWF, MF) consisting of the regrading of the stream banks to maintain a 2.5:1 side slope, the re-establishment of the natural high flow channel, soil lifts, the creation of a pool/riffle system, and the installation of J-hooks and boulder revetments. The project begins approximately 700-feet upstream of the confluence of Mill Creek and Gardner Cree and ends approximately 1,300-feet downstream of the confluence (Pittston, PA Quadrangle Latitude: 41° 16' 32.16"; Longitude: -75° 49' 4.15") in Pittston Township, Luzerne County. Latitude: 41° 16' 32.16", Longitude: -75° 49' 4.15".

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

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

E1006222-013. Freedom Road Associates LLC, 514 Ridge Court, Wexford, PA 15090, Cranberry Township, **Butler County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: December 12, 2022.

Proposing the construction of 117 Townhouse homes. Utilities, roadways, and stormwater management facilities will also be constructed. Site is covered predominantly with woodlands, a small portion of meadow, a single-family residence, and small commercial building. Project includes 0.003 acre of temporary wetland impact, 0.12 acre of permanent wetland impact, 239 linear feet of permanent impacts to watercourses, and 10 linear feet of temporary watercourse impacts. Mitigation includes the creation of 0.138 acre of onsite wetland, replace the lost function/value of 230 linear feet of streams, and the restoration of 10 linear feet of stream channel. Latitude: 40.3831°, Longitude: -80.1315°.

E3306223-001. PA Game Commission, 2001 Elmerston Avenue, Harrisburg, PA 17110, Eldred Township, **Jefferson County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: January 9, 2023.

To construct and maintain a 40-foot long and 14-foot wide single span bridge over Updike Run replacing an existing ford crossing on an administrative road within State Game Lands Number 074 north of Corsica. Latitude: 41.23722°, Longitude: -79.205833°.

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: 717-705-4802.

E3803222-005. Pennsylvania Department of General Service, Arsenal Building, 1800 Herr Street, Harrisburg, PA 17125, East Hanover Township, **Lebanon County**. U.S. Army Corps of Engineers Baltimore District. Application received: August 24, 2022.

Applicant proposes to replace an existing wooden bridge that spans the auxiliary spillway of the Marquette Lake Dam with a 28' span precast concrete arch culvert, precast concrete headwalls and wingwalls, and concrete footers temporarily impacting 0.28 acre of Indiantown Run (CWF, MF) and permanently impacting 0.16 acre of Indiantown Run (CWF, MF). There are also 290 square feet of permanent wetland impact. All impacts are for the purpose of providing better traffic access to Marquette Lake and Keystone Conference Center. Latitude: 40.4389°, Longitude: -76.59861°.

E3803222-007. Cornwall Manor, P.O. Box 125, Cornwall, PA 17016, Cornwall Borough, **Lebanon County**. U.S. Army Corps of Engineers Baltimore District. Application received: September 21, 2022.

Applicant proposes to: 1) install a new driveway and culvert extension permanently impacting 295 square feet of a UNT to Snitz Creek (TSF, MF) and 3,005 square feet of the floodway of a UNT to Snitz Creek (TSF, MF); and 2) install a new stormwater outfall permanently impacting 36 square feet of a UNT to Snitz Creek (TSF, MF). All impacts are for the purpose of constructing four multi family dwelling units. Latitude: 40.2678°, Longitude: -76.42278°.

Contact: Sage Saum, Clerical Assistant 2, 717-705-4992.

E2203222-010 formally E3803222-004. Hanover Logistics LLC, 201 Iron Valley Drive, Lebanon, PA 17042, East Hanover Township, **Dauphin County**, East Hanover Township, **Lebanon County**. U.S. Army Corps of Engineers Baltimore District. Application received: August 26, 2022.

To 1.) install and maintain an 8.0-inch steel encased HDPE sanitary sewer line crossing of an unnamed tributary to Bow Creek (WWF, MF) impacting 44 linear feet of stream; 2.) install and maintain an 8.0-inch steel encased HDPE sanitary sewer line crossing of an unnamed tributary to Bow Creek (WWF, MF) impacting 47 linear feet of stream; 3.) install and maintain an 8.0-inch steel encased HDPE sanitary sewer line crossing of an unnamed tributary to Bow Creek (WWF, MF) and palustrine scrub shrub wetlands impacting 24 linear feet of stream and 0.01 acre of wetlands; 4.) to regrade and maintain the existing Fox Run Road Crossing of an unnamed tributary to Bow Creek (WWF, MF); 5.) place and maintain fill in palustrine emergent/scrub—shrub/forested wetlands, impacting 0.52 acre of wetlands; 6.) place and maintain fill in an unnamed tributary to Racoon Creek (WWF, MF) impacting 187 feet of stream; and 7.) 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 applicant proposes bank grading and cross rock vane installation in a 935 foot segment of an unnamed tributary to Racoon Creek onsite, and to compensate for wetland impacts, the applicant proposes to purchase credits from the Codorus Creek Bank in York County, Pennsylvania. Latitude: 40.3906° N, Longitude: -76.6466° W.

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

Contact: Elaine Henderson, Clerical Assistant 3, 484-250-5157.

E5101222-014. City of Philadelphia Water Department, 1101 Market Street, 4th Floor, Philadelphia, PA 19107, City of Philadelphia, **Philadelphia County**. U.S. Army Corps of Engineers Philadelphia District. Application received: December 29, 2022.

To construct and maintain an approximately 120-foot by 55-foot floating classroom at Penn's Landing, Delaware River (WWF-MF) associated with an outdoor facility for an educational purpose. The project will include four (4) steel 30" pipe piles for mooring the floating classroom and supporting the accessways, an access platform supported by two (2) 16" steel pipe piles, and two (2) approach accessways. The site is located at Penn's Landing, Delaware River (Philadelphia, PA USGS Quadrangle) in the City of Philadelphia, Philadelphia County. Latitude: 39.944714°, Longitude: -75.140296°.

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

Contact: Dana Drake, Program Manager.

E0205222-028. Suncap Property Group, 6101 Carnegie Boulevard, Suite 180, Charlotte, NC 28209, Findlay Township, **Allegheny County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: January 13, 2023.

The applicant proposes to: Place and maintain fill within 0.19 acre of PEM/PSS wetlands, for the purpose of constructing a 260,000 square foot warehouse building with associated parking and site improvements. Proposed mitigation for the impacts includes creating a 0.25 acre mitigation area. The project site is located at 15 McClaren Road, Coraopolis, PA 15108. Latitude: 40° 27' 31", Longitude: -80° 13' 50".

E0205222-017. Harmer Township, 701 Freeport Road, Harmer Township, PA 15024, Harmer Township, **Allegheny County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: June 21, 2022.

The applicant proposes to: 1. Construct and maintain a stream restoration project, along five separate streambank areas of Little Deer Creek (TSF) totaling approximately 650 linear feet by re-grading the streambanks to reconnect the stream with its floodplain and planting vegetative riparian buffers on the streambanks extending 35-feet perpendicular in both directions. Overall, the project proposes to impact 0.391 acre of permanent watercourse impacts, 0.01 acre of temporary watercourse impacts, 3.84 acres of permanent floodway impacts and 0.15 acre of temporary floodway impacts. 2. Construct and maintain two (2) temporary road crossings in Little Deer Creek, each consisting of two (2) 12" SDR Culvert Pipes, for access to complete restoration work at areas # 1, # 2 and # 5. For the purpose of reducing nutrient, sediment and total phosphorous loading in the watercourse and stabilizing the streambanks from erosive stream velocities. The project site is located near intersection of Rich Hill Road & Jacoby Road in Cheswick, PA 15024. Latitude: 40° 33' 36", Longitude: -79° 50' 03".

ENVIRONMENTAL ASSESSMENTS

Central Office: Waterways & Wetlands Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-3411.

Contact: Niamh Hays, Water Program Specialist, 717-772-5959.

EA6715222-001. Emily Neideigh, York County Conservation District, 118 Pleasant Acres Road, York, PA 17042, Hopewell Township, **York County**. U.S. Army Corps of Engineers Baltimore District. Application received: November 3, 2022.

The applicant proposes to restore unnamed tributaries to Leibs Creek (HQ-CWF), by removing approximately 12,479 cubic yards of legacy sediment and other historic fills from the floodplain. The length of channel being temporarily impacted during construction is approximately 1,629 linear feet, and the total area being temporarily impacted during construction and within the limits of disturbance is approximately 11.31 acres. The project proposes to restore approximately 3.39 acres of integrated wetland, stream and floodplain areas. Additional restoration activities proposed include: to realign watercourses during the construction; to place rock stream and valley grade control structures; to place rock slope protection: to place log sills, woody debris, and other aquatic habitat structures within the restoration areas; to construct rock construction entrances and other erosion controls during restoration activities. Additional features of the overall restoration plan include an agricultural ford crossing. The restoration project is located along unnamed tributary to Leibs Creek, South of Pleasant Valley Road, Stewarton, PA Latitude: 39.750840°, Longitude: -76.568395°.

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: 717-705-4802.

EA3603222-008. East Lampeter Township, 2250 Old Philadelphia Pike, Lancaster, PA 17602, East Lampeter Township, **Lancaster County**. U.S. Army Corps of Engineers Baltimore District. Application received: December 20, 2022.

Applicant proposes to conduct a stream restoration project along 2,163 feet of an unnamed tributary to the Conestoga River (WWF, MF) including 1.) the re-grading and maintenance of 2,163 feet of stream bank; 2.) the realignment and maintenance of 1,045 feet of stream; and 3.) the installation and maintenance of R-7 rip rap at an existing outfall impacting 25 feet of stream, all for the purpose of reducing sediment loading to the stream. The project is located approximately 800 feet southeast of the intersection of Millennium Drive and Pitney Road. No wetlands will be impacted by this project.

Contact: John Chripczuk, Aquatic Biologist, 717-705-4821.

EA2803222-001. Greene Township, 1145 Garver Lane, Chambersburg, PA 17202, Greene Township, **Franklin County**. U.S. Army Corps of Engineers Baltimore District. Application received: December 29, 2022.

The applicant proposes to stabilize and maintain 3,100 linear feet of Phillaman Run (CWF-MF) by way of

3,097 linear feet of bank/floodway grading with live stake installation, 1,867 linear feet of rock toe stabilization, 1,200 linear feet of coir fiber log toe stabilization, and three (3) root wad structures. The project is located west of SR 81 along Black Gap Road. No wetland impacts are proposed with the project. Latitude: 39.9684°, Longitude: -77.5789°.

EA2103222-002. Camp Hill Borough, 2145 Walnut Street, Camp Hill, PA 17011, Camp Hill Borough, **Cumberland County**. U.S. Army Corps of Engineers Baltimore District. Application received: December 30, 2022.

The applicant proposes to stabilize and maintain 2,000 linear feet of an Unnamed Tributary to Conodoguinet Creek (WWF, MF), locally known as Blackberry Spring Creek, by way of 2,000 linear feet of streambank grading, 1,158 linear feet of coir log toe placement, 104 linear feet of rock cribbing placement, 492 linear feet of live fascine placement, a triple-log drop structure, a double-rock cross vane structure, a log revetment structure, three (3) log drop structures, two (2) rock J-Hook structures, a log cross vane structure, six (6) root wad structures, and 706 linear feet of branch packing stabilization. The project also proposes to: 1) pave an existing gravel path, replace an existing culvert endwall, and replace an existing outfall structure under General Permit 11 coverage; and 2) two (2) kayak launch areas under General Permit 2 coverage. The project is located at the Christian L Siebert Memorial Park. Latitude: 40.2527°, Longitude: -76.9291°.

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.

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, Dept of Env'tl. Prot.*, 833 F.3d 360 (3d Cir. 2016); *Delaware Riverkeeper Network v. Sec'y, Dept 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. Dept. 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. Dept 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 & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA300002D	Chapter 102 Individual NPDES Permit	Issued	Peoples Natural Gas Co. LLC 375 North Shore Drive Suite 600 Pittsburgh, PA 15212-5866	Whiteley Township Greene County	SWRO
PAD060064	Chapter 102 Individual NPDES Permit	Issued	Brendon and Celine Field 836 Memorial Highway Oley, PA 19547-8700	Oley Township Berks County	SCRO
PAD150266	Chapter 102 Individual NPDES Permit	Issued	PA Turnpike Comm P.O. Box 67676 Harrisburg, PA 17106-7676	West Nantmeal Township Chester County	RPCO
PAD320008	Chapter 102 Individual NPDES Permit	Issued	PA State System of Higher Ed Indiana University 1011 South Drive Indiana, PA 15705	Indiana Borough Indiana County	NWRO
PAD390051	Chapter 102 Individual NPDES Permit	Issued	Lower Macungie Township Lehigh County 3400 Brookside Road Macungie, PA 18062-1427	Lower Macungie Township Lehigh County	NERO
PAD400001	Chapter 102 Individual NPDES Permit	Issued	Conyngham George C P.O. Box 1830 Shavertown, PA 18708	Lehman Township Luzerne County	NERO
PAD400007	Chapter 102 Individual NPDES Permit	Issued	Landview Properties Inc. P.O. Box 1188 Marshalls Creek, PA 18335-1188	Dallas Township Luzerne County	NERO
PAD450167	Chapter 102 Individual NPDES Permit	Issued	Back Road Studios LLC 476 Broadway Third Floor New York, NY 10013-2621	Tobyhanna Township Monroe County	NERO

NOTICES

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAD480176	Chapter 102 Individual NPDES Permit	Issued	Triple Net Investments XIX LP 171 State Route 173 Asbury, NJ 08802-1365	Bethlehem Township Northampton County	NERO
PA0112127	Concentrated Aquatic Animal Production Facility Individual NPDES Permit	Issued	Pennsylvania Fish and Boat Commission 1735 Shiloh Road State College, PA 16801-8400	Logan Township Clinton County	NCRO
PA0233251	Industrial Stormwater Individual NPDES Permit	Issued	Nutek Disposables Inc. 121 North Road McElhattan, PA 17748-9601	Wayne Township Clinton County	NCRO
0313800	Joint DEP/PFBC Pesticides Permit	Issued	Rehak Douglas 111 High Meadow Drive Freeport, PA 16229-1831	South Buffalo Township Armstrong County	NWRO
1013806	Joint DEP/PFBC Pesticides Permit	Issued	Cranberry Township Butler County 2525 Rochester Road Cranberry Twp, PA 16066	Cranberry Township Butler County	NWRO
1013807	Joint DEP/PFBC Pesticides Permit	Issued	Doug and Mary Rehak 673 Sunset Drive Freeport, PA 16002	Buffalo Township Butler County	NWRO
1013815	Joint DEP/PFBC Pesticides Permit	Issued	Walden Pond Home Owners Assoc 20475 Route 19 Cranberry Township, PA 16066	Cranberry Township Butler County	NWRO
1013827	Joint DEP/PFBC Pesticides Permit	Issued	David Rath 151 Beacon Road Renfrew, PA 16353	Penn Township Butler County	NWRO
1013828	Joint DEP/PFBC Pesticides Permit	Issued	Averys Fields HOA P.O. Box 2014 Cranberry Twp, PA 16066-1014	Cranberry Township Butler County	NWRO
1018806	Joint DEP/PFBC Pesticides Permit	Issued	Gabriel Ciafre 161 Deer Creek Road Saxonburg, PA 16056-9755	Clinton Township Butler County	NWRO
1018808	Joint DEP/PFBC Pesticides Permit	Issued	Mars Bethel Golf Course 540 Route 228 Mars, PA 16046-3124	Adams Township Butler County	NWRO
1022804	Joint DEP/PFBC Pesticides Permit	Issued	Kimberly Ann Frederick 437 Three Degree Road Renfrew, PA 16053-1223	Penn Township Butler County	NWRO
2013804	Joint DEP/PFBC Pesticides Permit	Issued	Pleasant Hills Homeowners Assoc 23917 Thornapple Drive Cambridge Springs, PA 16403-3567	Cambridge Township Crawford County	NWRO
2018801	Joint DEP/PFBC Pesticides Permit	Issued	Conneaut Lake Mgt Assoc P.O. Box 49 Conneaut Lake, PA 16316-0049	Conneaut Lake Borough Crawford County	NWRO
2513803	Joint DEP/PFBC Pesticides Permit	Issued	Commodore Perry Yacht Club P.O. Box 3455 Erie, PA 16508-0455	Erie City Erie County	NWRO
2513806	Joint DEP/PFBC Pesticides Permit	Issued	North East Marine Services P.O. Box 647 North East, PA 16428-0647	North East Township Erie County	NWRO
2513807	Joint DEP/PFBC Pesticides Permit	Issued	Presque Isle Yacht Club P.O. Box 1075 Erie, PA 16512-1075	Erie City Erie County	NWRO

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<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
2513811	Joint DEP/PFBC Pesticides Permit	Issued	Edinboro Borough Erie County 124 Meadville Street Edinboro, PA 16412	Edinboro Borough Erie County	NWRO
1501408	Land Application and Reuse of Sewage Individual WQM Permit	Issued	Unionville Chadds Ford School District 740 Unionville Road Kennett Square, PA 19348-1531	Pennsbury Township Chester County	SERO
PAI138305	MS4 Individual NPDES Permit	Issued	Harborcreek Township Erie County 5601 Buffalo Road Harborcreek, PA 16421-1625	Harborcreek Township Erie County	NWRO
PA0096601	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Lower Ten Mile Joint Sewer Authority 144 Chartiers Road Jefferson, PA 15344-4115	East Bethlehem Township Washington County	SWRO
3695407	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Sun Comm Inc. 27777 Franklin Road Southfield, MI 48034	Brecknock Township Lancaster County	SCRO
NOEXNC110	No Exposure Certification	Issued	Lozier Corp 48 E Ohio Street McClure, PA 17841-8884	McClure Borough Snyder County	NCRO
NOEXNW012	No Exposure Certification	Issued	Great Lakes Manufacturing Inc. 1521 Enterprise Road Corry, PA 16407-8575	Corry City Erie County	NWRO
NOEXNW034	No Exposure Certification	Issued	LNS Chipblaster Inc. 13605 S Mosiertown Road Meadville, PA 16335-8346	Vernon Township Crawford County	NWRO
NOEXNW041	No Exposure Certification	Issued	Meadville Forging Co. LP 15309 Baldwin Street Ext Meadville, PA 16335-9401	Cambridge Springs Borough Crawford County	NWRO
NOEXNW057	No Exposure Certification	Issued	Whirley Ind Inc. 618 4th Avenue Warren, PA 16365-4923	Warren City Warren County	NWRO
NOEXNW058	No Exposure Certification	Issued	Whirley Ind Inc. 618 4th Avenue Warren, PA 16365-4923	Warren City Warren County	NWRO
NOEXNW068	No Exposure Certification	Issued	Matric Ltd 2099 Hill City Road Seneca, PA 16346-3711	Cranberry Township Venango County	NWRO
NOEXNW154	No Exposure Certification	Issued	Fedex Corp 3620 Hacks Cross Road Env Management Dept Bldg B Memphis, TN 38125-8800	Cranberry Township Butler County	NWRO
NOEXNW161	No Exposure Certification	Issued	Fedex Corp 3620 Hacks Cross Road Bldg B Memphis, TN 38125-8800	Sugarcreek Borough Venango County	NWRO
NOEXNW171	No Exposure Certification	Issued	Marshall Offstein d/b/a Marshall Offstein Auto Sales & Towing P.O. Box 213 Butler, PA 16003-0213	Center Township Butler County	NWRO

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<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAG038382	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	SSAB Inc. 251 Wheeler Place Sharon, PA 16146-1677	Sharon City Mercer County	NWRO
PAG124845	PAG-12 NPDES General Permit for CAFOs	Issued	D & K Poultry 66 Dundore Road Port Trevorton, PA 17864-9504	West Perry Township Snyder County	SCRO
PAG136133	PAG-13 NPDES General Permit for MS4s	Issued	Georges Township Fayette County 1151 Twp Drive Uniontown, PA 15401	Georges Township Fayette County	SWRO
0622408	Sewer Extensions Individual WQM Permit	Issued	Muhlenberg Township Authority Berks County 2840 Kutztown Road Reading, PA 19605-2655	Muhlenberg Township Berks County	SCRO
PA0291200	Single Residence STP Individual NPDES Permit	Issued	Albert and Miriam Youschak 9370 Miller Road Cranesville, PA 16410-9601	Elk Creek Township Erie County	NWRO
PA0291391	Single Residence STP Individual NPDES Permit	Issued	Carlson Beth 124 Heath Drive Baden, PA 15005-9616	Jefferson Township Mercer County	NWRO
PA0291668	Single Residence STP Individual NPDES Permit	Issued	Shane Noye 714 Lower Riggles Gap Road Altoona, PA 16601-8836	Antis Township Blair County	SCRO
2522432	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Albert and Miriam Youschak 9370 Miller Road Cranesville, PA 16410-9601	Elk Creek Township Erie County	NWRO
4322409	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Carlson Beth 124 Heath Drive Baden, PA 15005-9616	Jefferson Township Mercer County	NWRO
PA0264334	Small Flow Treatment Facility Individual NPDES Permit	Issued	Brooks Denis 3257 Soap Fat Road Shippensburg, PA 16254-3029	Elk Township Clarion County	NWRO
WQG02212203	WQG-02 WQM General Permit	Issued	North Middleton Authority Cumberland County 240 Clearwater Drive Carlisle, PA 17013-1185	North Middleton Township Cumberland County	SCRO
WQG02672103	WQG-02 WQM General Permit	Issued	The York Water Co. 2412 Baltimore Pike Hanover, PA 17331-9612	West Manheim Township York County	SCRO

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 & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC390178	PAG-02 General Permit	Issued	Jaindl Land Company 3150 Coffeetown Road Orefield, PA 18069	North Whitehall Township Lehigh County	Lehigh County Conservation District 4184 Dorney Park Road Suite 105 Allentown, PA 18104 610-391-9583 RA-EPWW-NERO@ pa.gov

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<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC090494	PAG-02 General Permit	Issued	Waste Management of Fairless LLC 1000 New Ford Mill Road Morrisville, PA 19067-3701	Falls Township Bucks County	Bucks County Conservation District 1456 Ferry Road Doylestown, PA 18901-5550 215-345-7577 x110 RA-EPNPDES_SERO@ pa.gov
PAC090147	PAG-02 General Permit	Issued	Mack & Roedel Custom Builders LLC 5910 Stovers Mill Road Doylestown, PA 18902-9205	Upper Makefield Township Bucks County	Bucks County Conservation District 1456 Ferry Road Doylestown, PA 18901-5550 215-345-7577 x110 RA-EPNPDES_SERO@ pa.gov
PAC460004C	PAG-02 General Permit	Issued	Kershner Village LLC 800 Tristen Way Schwenksville, PA 19473-1459	Red Hill Borough Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460674	PAG-02 General Permit	Issued	Limerick Township 646 West Ridge Pike Limerick, PA 19468-1420	Limerick Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460696	PAG-02 General Permit	Issued	Ardmore Statutory Trust 500 North Broadway Suite 201 Jericho, NY 11753	Lower Merion Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460727	PAG-02 General Permit	Issued	Marcel Megan Van Eeden 584 Hainsworth Drive Charleston, SC 29414-9055	Upper Hanover Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460703	PAG-02 General Permit	Issued	The Dublin Metro LP 2001 State Hill Road Suite 205 Wyomissing, PA 19610-1607	Upper Dublin Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460717	PAG-02 General Permit	Issued	Moscariello Development Co Inc. 24 Donny Brook Way Collegeville, PA 19426-4408	Limerick Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC460160	PAG-02 General Permit	Issued	Keli Price 711 Springton Circle Aston, PA 19014-3029	Towamencin Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC510283	PAG-02 General Permit	Issued	1031 Germantown OCF, LLC 1936 Washington Avenue Philadelphia, PA 19146	City of Philadelphia Philadelphia County	DEP, SERO 2 E. Main Street Norristown, PA 19401 484-250-5821 RA-EPNPDES_SERO@ pa.gov
PAC140150	PAG-02 General Permit	Issued	Tom Dilella 430 Misty Hill Drive State College, PA 16801	Potter Township Centre County	Centre County Conservation District 414 Holmes Avenue Suite 4 Bellefonte, PA 16823 814-355-6817
PAC600095	PAG-02 General Permit	Issued	GNS Holdings, LLC Joe Necerato 932 SR 104 Mifflinburg, PA 17844	Limestone Township Union County	Union County Conservation District 155 N 15th Street Lewisburg, PA 17837 570 524-3860
PAC500051	PAG-02 General Permit	Issued	Joseph M. Magaro P.O. Box 2791 Tybee Island, GA 31328-2791	Spring Township Carroll Township Perry County	Perry County Conservation District 31 West Main Street New Bloomfield, PA 17068 717-582-8988 ext. 4 RA-EPSCWWPABULL@ pa.gov
PAC220335 A-2	PAG-02 General Permit	Issued	The Hershey Company 19 East Chocolate Avenue Hershey, PA 17033	Derry Township Dauphin County	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100 RA-EPSCWWPABULL@ pa.gov
PAC220332	PAG-02 General Permit	Issued	Joel McNaughton 4400 Deer Path Road Suite 1 Harrisburg, PA 17110	Swatara Township Dauphin County	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100 RA-EPSCWWPABULL@ pa.gov
PAC220355	PAG-02 General Permit	Issued	Benjamin Williams 6601 Norfolk Place Harrisburg, PA 17112	West Hanover Township Dauphin County	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100 RA-EPSCWWPABULL@ pa.gov
PAC220355	PAG-02 General Permit	Issued	Lowell Gates 150 Corporate Center Drive Suite 100 Camp Hill, PA 17011	Susquehanna Township Dauphin County	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100 RA-EPSCWWPABULL@ pa.gov

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<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC220364	PAG-02 General Permit	Issued	South Hanover Township 161 Patriot Way Hershey, PA 17033	South Hanover Township Dauphin County	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100 RA-EPSCWWPABULL@ pa.gov
PAC380260	PAG-02 General Permit	Issued	Pine Hill at Lebanon, LLC 100 Highlands Drive Suite 209 Lititz, PA 17543	South Londonderry Township Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717-277-5275 RA-EPSCWWPABULL@ pa.gov
PAC380046	PAG-02 General Permit	Issued	Greystone Construction 2372 Franklin Road Columbia, PA 17512	South Londonderry Township Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717-277-5275 RA-EPSCWWPABULL@ pa.gov
PAC380045	PAG-02 General Permit	Issued	Dean Patches 136 Horst Drive Lebanon, PA 17046	Swatara Township Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717-277-5275 RA-EPSCWWPABULL@ pa.gov
PAC380262	PAG-02 General Permit	Issued	Kevko Holdings, LLC 1 Walden Road Lebanon, PA 17042	City of Lebanon Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717-277-5275 RA-EPSCWWPABULL@ pa.gov
PAC380255	PAG-02 General Permit	Issued	Fontana Realty II, LLC 1901 Horshoe Pike Annville, PA 17003	South Annville Township Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717-277-5275 RA-EPSCWWPABULL@ pa.gov
PAC380058	PAG-02 General Permit	Issued	Noa W. Kreider & Sons, LLP 1461 Lancaster Road Manheim, PA 17545	East Hanover Township Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717-277-5275 RA-EPSCWWPABULL@ pa.gov
PAC380233 A-1	PAG-02 General Permit	Issued	North Cornwall Township 320 South 18th Street Lebanon, PA 17042	North Cornwall Township Lebanon City Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717-277-5275 RA-EPSCWWPABULL@ pa.gov

NOTICES

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC670516 A-1	PAG-02 General Permit	Issued	Newberry Township 1915 Old Trail Road Etters, PA 17319	Newberry Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717-840-7430 RA-EPSCWWPABULL@ pa.gov
PAC670082	PAG-02 General Permit	Issued	Hari Ohm Hospitality LLC 300 Commerce Drive New Cumberland, PA 17070	Fairview Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717-840-7430 RA-EPSCWWPABULL@ pa.gov
PAC670425 A-2	PAG-02 General Permit	Issued	J.A. Myers Building & Development Inc. 160 Ram Drive Hanover, PA 17331	West Manheim Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717-840-7430 RA-EPSCWWPABULL@ pa.gov
PAC670334 A-2	PAG-02 General Permit	Issued	Howard B. Detraglia 454 Brenneman Drive Mechanicsburg, PA 17055	Fairview Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717-840-7430 RA-EPSCWWPABULL@ pa.gov
PAC670480 A-1	PAG-02 General Permit	Issued	JLS Automation LLC 20 Innovation Drive York, PA 17402	Springettsbury Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717-840-7430 RA-EPSCWWPABULL@ pa.gov
PAC280067 A-1	PAG-02 General Permit	Issued	Richard Hissong 12275 Mount Pleasant Road Mercersburg, PA 17236-9745	Montgomery Township Franklin County	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499 ext. 107 RA-EPSCWWPABULL@ pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC280307	PAG-02 General Permit	Issued	Jonathan Kilmer 1600 Colony Road York, PA 17408-4357	Mont Alto Borough Quincy Township Franklin County	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499 ext. 107 RA-EPSCWWPABULL@ pa.gov
PAC280309	PAG-02 General Permit	Issued	Colby Nitterhouse 900 Kriner Road Chambersburg, PA 17202-4832	Chambersburg Borough Franklin County	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499 ext. 107 RA-EPSCWWPABULL@ pa.gov
PAC280311	PAG-02 General Permit	Issued	Kirby Hissong 7951 Lemar Road Mercersburg, PA 17236-9559	Montgomery Township Franklin County	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499 ext. 107 RA-EPSCWWPABULL@ pa.gov
PAC360731	PAG-02 General Permit	Issued	Kenton Sweigart 465 Colebrook Road Mount Joy, PA 17552	East Donegal Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 ext. 5 RA-EPSCWWPABULL@ pa.gov
PAC360547 A-1	PAG-02 General Permit	Issued	Blue Bell Mobile Management LLC 2846 Main Street Suite 12A Morgantown, PA 19543	Clay Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 ext. 5 RA-EPSCWWPABULL@ pa.gov
PAC360309 A-2	PAG-02 General Permit	Issued	Sonshine Holding LP 227 Granite Run Drive Suite 100 Lancaster, PA 17601	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 ext. 5 RA-EPSCWWPABULL@ pa.gov
PAC680048	PAG-02 General Permit	Issued	PA DEP Bureau of Abandoned Mine Reclamation 286 Industrial Park Road Ebensburg, PA 15931	Porter Township Jefferson County	DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931 814-472-1800
PAC430079	PAG-02 General Permit	Issued	CD-DG New Wilmington LLC 9461 Kenwood Road Cincinnati, OH 45242	Wilmington Township Mercer County	Mercer County Conservation District 24 Avalon Court Suite 300 Mercer, PA 16137 724-662-2242

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC670559 A-1	PAG-02 General Permit	Issued	Inch's 700 North Sherman LLC 2950 Lewisberry Road York, PA 17404	Spring Garden Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717-840-7430 RA-EPSCWWPABULL@ pa.gov
PAC670582	PAG-02 General Permit	Issued	Defense Logistics Agency (DLA) 5750 3rd Avenue Building 750 New Cumberland, PA 17070	Fairview Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717-840-7430 RA-EPSCWWPABULL@ pa.gov

**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>
Hollywood at the Meadows 210 Racetrack Road Washington, PA 15301	Washington County	134.4	929.50	Horse	NA	Approved
Greentree Farms— Lynn Royer 273 Greentree Road Elizabethtown, PA 17022	Lancaster County	307.1	949.17	Dairy/ Layers	NA	Approved
Clair Hurst 788 Kingpen Road Kirkwood, PA 17536	Lancaster County	105.6	632.95	Swine/ Dairy	HQ	Approved
Meadow Spring Acres, LLC 1871 Smith Station Road Spring Grove, PA 17362	York County	6.6	643.23	Swine Turkeys Sheep	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).

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

Contact: Nicole Mechtly, Clerical Supervisor II, 570-327-3490.

Construction Permit No. 4122503, Major Amendment, Public Water Supply.

Applicant	Cogan Valley Mobile Home Park
Address	229 Brook Lane Tunkhannock, PA 18657
Municipality	Hepburn Township
County	Lycoming County
Consulting Engineer	Kenneth Estep 2049 W Market Street Lewisburg, PA 17837
Application Received	September 30, 2022
Permit Issued	January 11, 2023

Description	This permit approves replacement of the submersible pump in Well No. 1, removal of the existing greensand filtration system and softeners, installation of a 30-gpm flow restrictor, 10-micron pre-bag filter, and four parallel Macrolite filters for iron and manganese removal, relocation of the AquaMag injection point, and modifications to the detention piping.
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Northeast Region: Safe Drinking Water Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Michele Lauer, Clerical Assistant 2, 570-830-3077.

Operation Permit No. 2450119, Public Water Supply.

Applicant	Pennsylvania American Water Company
Address	852 Wesley Drive Mechanicsburg, PA 17055
Municipality	Middle Smithfield Township
County	Monroe County
Consulting Engineer	Maureen V. Coleman, P.E. Pennsylvania American Water Company 2699 Stafford Avenue Scranton, PA 18505
Application Received	December 27, 2022
Permit Issued	January 9, 2023
Description	Mid-Monroe Tank No. 1

Operation Permit No. 2450134, Public Water Supply.

Applicant	Pennsylvania American Water Company
Address	852 Wesley Drive Mechanicsburg, PA 17055
Municipality	Middle Smithfield Township
County	Monroe County
Consulting Engineer	Maureen V. Coleman, P.E. Pennsylvania American Water Company 2699 Stafford Avenue Scranton, PA 18505
Application Received	December 27, 2022
Permit Issued	January 9, 2023
Description	Fernwood Tank No. 2

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

Construction Permit No. 5822503MA, Minor Amendment, Public Water Supply.

Applicant	AQUA PA—Hop Bottom Borough
Address	1 Aqua Way White Haven, PA 18661
Municipality	Hop Bottom Borough

County **Susquehanna County**
 Consulting Engineer Josh Shoff
 1 Aqua Way
 White Haven, PA 18661
 Application Received September 26, 2022
 Permit Issued January 5, 2023
 Description Construction permit issued for the replacement of a 63,000-gallon storage tank.

Construction Permit No. 4022512MA, Minor Amendment, Public Water Supply.

Applicant **Pennsylvania American Water Co.—Watres**
 Address 852 Wesley Drive
 Mechanicsburg, PA 17055
 Municipality Plains Township
 County **Luzerne County**
 Consulting Engineer Daniel G. Rickard
 2699 Stafford Avenue
 Scranton, PA 18505
 Application Received July 7, 2022
 Permit Issued January 4, 2023
 Description Construction permit issued for water storage tank baffling improvements.

Construction/Operation Permit No. 4022511MA, Minor Amendment, Public Water Supply.

Applicant **Pennsylvania American Water Co.—Nesbitt**
 Address 852 Wesley Drive
 Mechanicsburg, PA 17055
 Municipality Pittston Township
 County **Luzerne County**
 Consulting Engineer Daniel G. Rickard
 2699 Stafford Avenue
 Scranton, PA 18505
 Application Received July 7, 2022
 Permit Issued January 4, 2023
 Description Construction permit issued for water storage tank baffling improvements.

Emergency Permit No. 2520033-E1, Public Water Supply.

Applicant **Hemlock Farms Community Association**
 Address 2993 Hemlock Farms
 Hawley, PA 18428
 Municipality Blooming Grove Township
 County **Pike County**
 Consulting Engineer Sarah Bue-Morris
 P.O. Box 201
 Newfoundland, PA 18445
 Application Received December 29, 2022
 Permit Issued December 29, 2022

Description Limited duration emergency permit authorizing bulk water hauling in response to equipment failure due to recent extreme weather conditions.

Emergency Permit No. 2646542-E1, Public Water Supply.

Applicant **Worobey Transport**
 Address 539 Shehawken Road
 Preston Park, PA 18455
 Municipality Salem Township
 County **Pike County**
 Consulting Engineer Sarah Bue-Morris
 P.O. Box 201
 Newfoundland, PA 18445
 Application Received December 29, 2022
 Permit Issued December 29, 2022

Description Limited duration emergency permit authorizing the addition of AQUA PA—Hawley as an emergency bulk water hauling source.

Emergency Permit No. 2520037-E1, Public Water Supply.

Applicant **AQUA PA, Inc.—Fawn Lake Forest**
 Address 1775 North Main Street
 Honesdale, PA 18431
 Municipality Lackawaxen Township
 County **Pike County**
 Consulting Engineer AQUA PA
 1 Aqua Way
 White Haven, PA 18661
 Application Received December 29, 2022
 Permit Issued December 29, 2022

Description Limited duration emergency permit authorizing bulk water hauling in response to equipment failure due to recent extreme weather conditions.

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

Contact: Darin Horst, Environmental Engineer, 717-705-4708.

Construction Permit No. 2822515, Public Water Supply.

Applicant **Washington Township Municipal Authority**
 Address 11102 Buchanan Trail East
 Waynesboro, PA 17268
 Municipality Washington Township
 County **Franklin County**
 Consulting Engineer GHD Inc.
 225 Grandview Avenue
 Suite 403
 Camp Hill, PA 17011
 Application Received July 1, 2022

Permit Issued January 5, 2023
 Description Construction of the Pine Hill Booster Pumping Station and 8,000 linear feet of transmission mains.

Bottled Vended Bulk Retail Permit No. 7366525, Public Water Supply.

Applicant **J.D. Eberly Services**
 Address 1237 Pine Hill Road Lititz, PA 17543
 Municipality Ephrata Borough
 County **Lancaster County**
 Application Received December 1, 2022
 Permit Issued January 10, 2023
 Description Addition of Entry Point 106 at Dutchway Farm Market.

Construction Permit No. 3622537 MA, Public Water Supply.

Applicant **Akron Borough**
 Address 117 South 7th Street Akron, PA 17501
 Municipality Akron Borough
 County **Lancaster County**
 Consulting Engineer C.S. Davidson, Inc. 315 West James Street Suite 102 Lancaster, PA 17603
 Application Received September 29, 2022
 Permit Issued January 11, 2023
 Description Replacement of the Well No. 1 pump.

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

Contact: Nicole Mechtly, Clerical Supervisor II, 570-327-3490.

Operation Permit 4922503MA. PWSID No. **4490024.** **Aqua Pennsylvania, Inc. Roaring Creek,** 204 E Sunbury Street, Shamokin, PA 17872, Coal Township, **Northumberland County.** Application received: December 27, 2022. Permit Issued: January 11, 2023. This permit authorizes the permittee to operate a PAX PWM150 submersible tank mixer with a PAX Control Center at the Springfield Tank in the Marshalton section of Coal Township, Northumberland County.

Transfer Permit 2570001 consolidated from **5787501-T1 & MA-GWR.** PWSID No. **2570001.** **Darway Nursing Care Center LLC,** 5865 Route 154, Forksville, PA 18616, Elkland Township, **Sullivan County.** Application received: October 24, 2022. Permit Issued: January 11, 2023. The following permits have been consolidated into one transferred system-wide Permit No. 2570001: Permit Nos. 5787501-T1 and MA-GWR after the transfer of public water supply permit for operation of the Darway Nursing Care Center, LLC public water system in Elkland Township, Sullivan County.

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

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

Construction Permit 3822507. PWSID No. **7380397.** **Funck Brother Enterprises, Inc.,** 1805 Fisher Avenue, Annville, PA 17003, East Hanover Township, **Lebanon County.** Application received: August 9, 2022. Permit Issued: January 12, 2023. Snitz Creek Brewery—Installation of new well with treatment including Fe/Mn removal, GAC, softening, RO and chlorine disinfection.

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

Operation Permit 7210029. PWSID No. **7210029.** **Pennsylvania-American Water Company,** 852 Wesley Drive, Mechanicsburg, PA 17055, Fairview Township, **York County.** Application received: December 14, 2022. Permit Issued: January 13, 2023. Operation of the second polymer feed pump at the West Shore Water Treatment Plant approved under Construction Permit No. 2122506 MA issued September 1, 2022. Removal of the Chlor-Tec system at the Redland PRV gradient approved in the Comprehensive Operation Permit issued on May 22, 2001.

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

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

Operation Permit 5026467-187. PWSID No. **5306467.** **Primo Water,** 2615 Temple Heights Drive, Oceanside, CA 92056, Rices Landing, **Greene County.** Application received: December 15, 2022. Permit Issued: January 11, 2023. Deactivation of Entry Point No. 187 (vending machine at the Giant Eagle Store No. 389 located at 999 North Eighty Eight Road, Rices Landing, Greene County).

Emergency Permit Emergency. PWSID No. **5300012.** **East Dunkard Water Authority,** 2790 South Eighty-Eight Road, Dilliner, PA 15327, Dunkard Township, **Greene County.** Application received: January 3, 2023. Permit Issued: January 3, 2023. Emergency permit for the temporary use of SWPA's Sugar Grove interconnection as new source.

Operation Permit 0220522MA. PWSID No. **5020038.** **Pittsburgh Water and Sewer Authority,** Penn Liberty Plaza 1, 1200 Penn Avenue, Pittsburgh, PA 15222, City of Pittsburgh, **Allegheny County.** Application received: November 10, 2022. Permit Issued: January 9, 2023. Operation permit issued for new liner and floating cover for the Highland No. 2 Reservoir and minor electrical upgrades.

Operation Permit 0218518-A2. PWSID No. **5020038.** **Pittsburgh Water and Sewer Authority,** Penn Liberty Plaza 1, 1200 Penn Avenue, Pittsburgh, PA 15222, City of Pittsburgh, **Allegheny County.** Application received: December 16, 2022. Permit Issued: January 9, 2023. Corrosion control chemical storage tanks at the Aspinwall Pump Station and Bruecken Pump Station (Totes to Tanks).

Construction Permit 3022510. PWSID No. **5300017.** **Southwestern Pennsylvania Water Authority,** P.O. Box 187, 1442 Jefferson Road, Jefferson, PA 15344, Cumberland Township, **Greene County.** Application received: July 15, 2022. Permit Issued: January 12, 2023. Issued a Construction permit for the replacement of a vertical turbine raw water pump at the intake facility (Pump No. 4).

Construction Permit 0222537. PWSID No. 5020045. **Municipal Authority of the Township of Robinson,** 4200 Campbells Run Road, Pittsburgh, PA 15205, Robinson Township, **Allegheny County.** Application received: October 27, 2022. Permit Issued: January 12, 2023. Renovation of the raw water pump station including the replacement of three raw water pumps and appurtenances, the installation of a second chemical feed line and tap for potassium permanganate, and the installation of an emergency standby generator.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Contact: Cynthia Selby, Environmental Group Manager, 814-332-6643.

Plan Location:

<i>Municipality</i>	<i>Address</i>	<i>County</i>
East Franklin Township	106 Cherry Orchard Avenue Kittanning, PA 16201	Armstrong County

Plan Description:

Fox Hollow Sanitary Sewer Line Extension, M6-21-272. The proposal consists of the decommissioning and removal of the existing Fox Hollow Sewage Treatment Plant, PA0217476, and the construction of a sanitary sewer line extension to the West Hills Area Water Pollution Control Authority (WHAWPCA) collection system. The existing sewage treatment plant (STP) and sanitary sewer line extension are located along Toy Road, Booher Road, and Claypoole Road. A total of 44 homes will be served, generating 17,600 gallons per day of sewage to be conveyed to the WHAWPCA Wastewater Treatment Facility. The project must be completed in accordance with the Corrective Action Plan (CAP) made between the Department and East Franklin Township as approved by letter dated December 2, 2021. Alternatives considered included rehabilitation and upgrade of the existing STP (most expensive), extending sewers to the North (grinder pumps and/or a pump station would be needed with projected farm impacts), and doing nothing. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

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

Southcentral Region: Clean Water Program, 909 Elmerston Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Cory Zimmerman, Sewage Planning Specialist, 717-705-4793.

Plan Location:

<i>Municipality</i>	<i>Address</i>	<i>County</i>
Bart Township	46 Quarry Road	Lancaster
Sadsbury Township	Quarryville, PA 17566 7182 White Oak Road Christiana, PA 17509	County

Plan Description:

John David King Residence Subdivision, A3-36913-229-2; A3-36949-284-2. The revisions to the official plans of Bart Township and Sadsbury Township, **Lancaster County,** for the John David King Residence Subdivision (DEP Code Nos. A3-36913-229-2 & A3-36949-284-2; APS ID No. 1078572) have been disapproved. The proposed development—to be located at 7445 White Oak Road in Christiana—consists of two semi-detached dwellings using blackwater holding tanks and a community graywater on-lot disposal system. These plan revisions have been disapproved because: a copy of the planning submission was not completed by Sadsbury Township regarding the sewage facilities proposed in that municipality; the sewage enforcement officer conducting soils testing in Sadsbury Township was not employed by that municipality; some requirements for the proposed disposal method were either not completed or were completed incorrectly; and the review fee provided was insufficient for what was proposed by the submission.

Contact: Richard Barrett, Sewage Planning Specialist, 814-946-7378.

Plan Location:

<i>Municipality</i>	<i>Address</i>	<i>County</i>
North Woodbury Township	113 Cranberry Road Martinsburg, PA 16662	Blair County

Plan Description:

Long Family Holdings Duplexes, A3-07919-187-2. The planning module for the Long Family Holdings Duplexes, DEP Code No. A3-07919-187-2, APS ID 1070101, consisting of two residential duplex's on 2.0-acres totaling 1600 gallons per day, using an on-lot sewage system and a well, is disapproved. The proposed development is located at 142 Rebecca Furnace Road, Martinsburg, PA. This plan is disapproved because planning module failed to include a preliminary hydrogeologic evaluation to address the known geological conditions for the proposed site that may contribute to the potential for groundwater pollution from the system.

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: Christopher Schiappa, Licensed Professional Geologist, 724-598-2206.

Polaris Well Site, Primary Facility ID # **862111**, 520 Pine Tract Road, West Sunbury, PA 16016, Oakland Township, **Butler County**. Justin Paul, P.G./ARM Group LLC, 171 Hillpointe Drive, Suite 302, Canonsburg, PA 15317, on behalf of Kevin Eshbaugh/LOLA Energy Petroco, LLC, P.O. Box 360, Canonsburg, PA 15317, submitted a Final Report concerning remediation of soil contaminated with Aluminum, Barium, Boron, Chloride, Iron, Lithium, Manganese, Strontium, Vanadium, Zinc, Selenium. 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.

Bob Klinger's New-Used Pallets, Primary Facility ID # **850931**, 38 North Hill Road, Bernville, PA 19506, Heidelberg Township, **Berks County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Bob Klinger's New-Used Pallets, 38 North Hill Road, Bernville, PA 19506, submitted a Final Report concerning remediation of soil and groundwater contaminated with Diesel Fuel. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Former Wilbur Chocolate Factory, Primary Facility ID # **830045**, 48 North Broad Street & 120 Warwick Street, Lititz, PA 17543, Lititz Borough, **Lancaster County**. Liberty Environmental, Inc., 505 Penn Street, Suite 400, Reading, PA 19601, on behalf of 48 North Broad Street, LLC, 1650 Manheim Pike, Suite 201, Lancaster, PA 17601, submitted a Remedial Investigation Report concerning remediation of soil and groundwater contaminated with SVOCs & Metals. The Remedial Investigation Report is intended to document remediation of the site to meet the site-specific 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.

2029-2059 York Road, Primary Facility ID # **850612**, 2029-2059 York Road, Jamison, PA 18929, Warwick Township, **Bucks County**. Kevin Davis, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19130, on behalf of Paul Aschkenasy and Daniel Bleznak, York Road-Bladco LP, 715 Montgomery Avenue, Suite 3, Narberth, PA 19072, submitted a Remedial Investigation Report/Risk Assessment Report/Cleanup Plan concerning remediation of soil and groundwater contaminated with lead, arsenic, the pesticide dieldrin, and fuel oil. The Remedial Investigation Report/Risk Assessment Report/Cleanup Plan is intended to document remediation of the site to meet the site-specific standards.

Krajewski Residence, Primary Facility ID # **824344**, 10 Crystal Road, Levittown, PA 19057, Middletown Township, **Bucks County**. Richard Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Chris Krajewski, 10 Crystal Road, Levittown, PA 19056, submitted a Final Report concerning remediation of soil contaminated with VOCs and SVOCs and metals. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Maple Shade Elementary School, Primary Facility ID # **845339**, 2335 Prospect Avenue, Croydon, PA 19021, Croydon, PA 19021, Bristol Township, **Bucks County**. Mark T. Smith, PG, Element Environmental Solutions, Inc., 61 Willow Street, P.O. Box 921, Adamstown, PA 19501, on behalf of Robert Reigel, Bristol Township School District, 5 Blue Lake Road, Levittown, PA 19057, submitted a Final Report concerning remediation of soil and groundwater contaminated with heating oil constituents. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

Birmingham Place, Primary Facility ID # **853986**, 2301 East Carson Street, Pittsburgh, PA 15203, City of Pittsburgh, **Allegheny County**. American Geosciences, Inc., 3625 Reed Boulevard, Suite 400, Murrysville, PA 15668, on behalf of Faros Properties, 100 South Commons, Pittsburgh, PA 15212, submitted a Final Report concerning remediation of soil and groundwater contaminated with 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, and benzene for soil; 1,2-dichloroethane, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, benzene, ethylbenzene, methylene chloride, and dissolved arsenic for groundwater. The Final Report is intended to document remediation of the site to meet the site-specific standards.

Shaffer Farm, Primary Facility ID # **862181**, 671 Reesedale Road, Adrian, PA 16210, East Franklin Township, **Armstrong County**. Civil & Environmental Consultants, Inc., 700 Cherrington Parkway, Moon Township, PA 15108, on behalf of Harsco Corp, 350 Poplar Church Road, Camp Hill, PA 17011, submitted a Remedial Investigation Report/Risk Assessment Report/Cleanup Plan concerning remediation of soil contaminated with arsenic, iron, manganese, molybdenum, nickel, and thallium. The Remedial Investigation Report/Risk

Assessment Report/Cleanup Plan is intended to document remediation of the site to meet the site-specific standards.

CNX GH 31 Well Pad—CMB Water Line, Primary Facility ID # **863422**, Morris Run Road, Sycamore, PA 15364, Center Township, **Greene County**. Penn Environmental & Remediation, 111 Ryan Court, Pittsburgh, PA 15205, on behalf of CNX Gas Company, LLC, 1000 Horizon Vue Energy Drive, Canonsburg, PA 15317, submitted a Final Report concerning remediation of soil contaminated with aluminum, barium, boron, iron, lithium, manganese, selenium, strontium, vanadium, and zinc. The Final Report is intended to document remediation of the site to meet the Statewide health and background standards.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

The Department Has Taken Action on the Following Plans and Reports Under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department 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.

Gregerson Well Pad, Primary Facility ID # **859821**, 285 Lafrance Road, Laceyville, PA 18623, Auburn Township, **Susquehanna County**. Creston Environmental, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia LLC, 14 Cheasapeake Lane, Sayre, PA 18840, 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: January 9, 2023.

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

Contact: Benjamin Weaver, Geoscientist, 814-350-5132.

Sheetz/CLI Accident Site, Primary Facility ID # **862554**, U.S. Route 219, Ridgway, PA 15853, Ridgway Township, **Elk County**. EnviroTrac, Ltd., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Sheetz, Inc., 351 Sheetz Way, Claysburg, PA 16625, submitted a Final Report concerning remediation of soil contaminated with benzene, ethylbenzene, methyl tertiary butyl ether (MTBE), isopropyl benzene, naphthalene, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The Final Report demonstrated attainment of the Statewide health standards. Approved: January 13, 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.

6473/6475 Heatherfield Way, Primary Facility ID # **862658**, 6473 & 6475 Heatherfield Way, Harrisburg, PA 17112, Lower Paxton Township, **Dauphin County**. Crawford Environmental Services, LLC, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Mr. Antonino Vetrano, 6473 Heatherfield Way, Harrisburg, PA 17112, submitted a Final Report concerning remediation of soil contaminated with No. 2 Fuel Oil. The Final Report demonstrated attainment of the Statewide health standards. Approved: January 5, 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.

Residential Property, Primary Facility ID # **862088**, 108 North Madison Avenue, Upper Darby, PA 19082, Upper Darby Township, **Delaware County**. Thomas Hippensteal, PG, Envirosearch Consultants, Inc., P.O. Box 940, Springhouse, PA 19477, on behalf of Federal National Mortgage Association, 1422 Dallas Parkway # 1000, Dallas, TX 75265, submitted a Final Report concerning remediation of soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide health standards. Approved: December 27, 2022.

229 Hunting Hill Road, Primary Facility ID # **861336**, 229 Hunting Hill Road, West Chester, PA 19382, East Bradford Township, **Chester County**. Rob Fowler, 177 Watsons Mill Road, Elmer, NJ 08318, on behalf of Staci Cottone, JnJ Environmental, P.O. Box 360, Fairview Village, PA 19409, submitted a Final Report concerning remediation of soil contaminated with No. 2 heating oil. The Final Report demonstrated attainment of the Statewide health standards. Approved: December 23, 2022.

Lansdale Finishers, Primary Facility ID # **832642**, 117 South Broad Street, Lansdale, PA 19446, Lansdale Borough, **Montgomery County**. Stephen Huxta, PG, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382, on behalf of Jon Herzog, Commerce Pursuit Capital, LP, 1300 Virginia Drive, Suite 215, Fort Washington, PA 19034, submitted a Final Report concerning remediation of soil and groundwater contaminated with PCE, TCE, cis-1,2-dichloroethene, 1,1-dichloroethene, and vinyl chloride. The Final Report demonstrated attainment of the Statewide health and site-specific standards. Approved: December 27, 2022.

Former Gryphin Coatings, Inc. Property, Primary Facility ID # **817323**, 3501 Richmond Street, Philadelphia, PA 19134, City of Philadelphia, **Philadelphia County**. George Guzdek, Bison Environmental, LLC, 89 Jennifer Lane, Burlington, NJ 08016, on behalf of George Minosis, Dooling Properties, LLC (Formerly 5627-41 Hegerman Street, LLC), 2209 North American Street, Philadelphia, PA 19133, submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of soil and groundwater contaminated with gasoline, cis-1,2-dichloroethylene, SVOCs, and metals. The Report did not demonstrate attainment of the site-specific standards. Disapproved: December 23, 2022.

Historic Auto Repair Shop, Primary Facility ID # **847602**, 199 Kedron Avenue, Folsom, PA 19033, Ridley Township, **Delaware County**. Kelliann McWhorter, AEI Consultants, 20 Gibson Place, Suite 310, Freehold, NJ 07728, on behalf of David A. Green, Dion-Segal Associates, 132 West 22nd Street, New York, NY 10011, submitted a Remedial Investigation Report/Risk Assessment/Cleanup Plan/Final Report concerning remediation of groundwater. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: December 16, 2022.

Eco-Energy Distribution Philadelphia, LLC, Primary Facility ID # **777122**, 4099 Columbus Boulevard, Philadelphia, PA 19148, City of Philadelphia, **Philadelphia County**. Jamey Stynchula, PG, GEI Consultants, 18000 Horizon Way, Suite 200, Mount Laurel, NJ 08054, on behalf of Cat Adkins, CSX Real Property, Inc., 500 Water Street, 12th Floor J180, Jacksonville, FL 32202, submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of soil contaminated with thallium, benzo(a)pyrene and arsenic. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: December 19, 2022.

Vacant Lands TMP # 3-028-075-001, Primary Facility ID # **859970**, 4 East M-Y Lane, Morrisville, PA 19067, Falls Township, **Bucks County**. Jason Pero, Resource Control Consultants, 10 Lippincott Lane, Unit 1, Mount Holly, NJ 08060, on behalf of Dan Carr, Britton Industries, 1 East M-Y Lane, Morrisville, PA 19067, submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of soil contaminated with thallium,

benzo(a)pyrene and arsenic. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: December 21, 2022.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

2901/3005 Grand Avenue, Primary Facility ID # **843273**, 2901-3005 Grand Avenue, Pittsburgh, PA 15225, Neville Township, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110, on behalf of Jarco Services, LLC, 2445 East Southlake Boulevard, Southlake, TX 76092, submitted a Remedial Investigation Report/Risk Assessment Report/Cleanup Plan concerning remediation of soil contaminated with arsenic, chromium, and lead, and groundwater contaminated with benzene, ethylbenzene, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, benzo(a)-anthracene, benzo(a)pyrene, benzo(b)fluoranthene, chrysene, naphthalene, arsenic, and cadmium. The Plan demonstrated attainment of the site-specific standards. Approved: January 12, 2023.

HAZARDOUS WASTE TRANSPORTER LICENSE

Action(s) Taken on Hazardous Waste Transporter License Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); and Hazardous Waste Regulations to Transport Hazardous Waste.

Transporter License Reissued

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

US Environmental, Inc., 409 Boot Road, Downingtown, PA 19335. **License No. PA-AH 0675**. Application received: January 5, 2023. Effective January 6, 2023.

ATI Trucking LLC, 654 Enterprise Drive, Limerick, PA 19468. **License No. PA-AH 0910**. Application received: December 27, 2022. Effective December 27, 2022.

REGULATED MEDICAL AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

Action(s) Taken on Regulated and Chemotherapeutic Waste Transporter License Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); Act 93 of June 28, 1988 (P.L. 525, No. 93); and Regulated Medical and Chemotherapeutic Regulations to Transport Regulated Medical and Chemotherapeutic Waste.

Transporter License Reissued

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

Stericycle, Inc., 1525 Chestnut Hill Road, Morgantown, PA 19543. **License No. PA-HC 0196**. Received on January 5, 2023. Effective January 6, 2023.

HAZARDOUS WASTE TREATMENT, STORAGE & DISPOSAL FACILITIES

Actions(s) Taken on Permit(s) Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage, or Disposal Facility.

Northeast Region: Waste Management Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Roger Bellas, Environmental Program Manager, 570-826-2201.

PA0000453084. Bethlehem Apparatus Company, Inc., P.O. Box Y, Hellertown, PA 18055, City of Bethlehem, **Northampton County.** A permit renewal for the continued operation of a hazardous waste treatment facility located at 935 Bethlehem Drive, Bethlehem, PA 18017. Application received: December 28, 2020. Issued: January 11, 2023.

Persons interested in reviewing the permit may contact Roger Bellas, Environmental Program Manager, 570-826-2201, Northeast Region, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

RESIDUAL WASTE GENERAL PERMITS

Actions(s) Taken on Permit(s) 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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other than Coal Ash.

Northeast Region: Waste Management Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Roger Bellas, Environmental Program Manager, 570-826-2201.

WMGR096-NE005. Coplay Aggregates, Inc., 21 East 10th Street, Northampton, PA 18067, Whitehall Township, **Lehigh County.** A permit renewal for continued coverage under General Permit WMGR096 for the beneficial use of regulated fill at the Coplay Industrial Subdivision Site located at 5101 Beekmantown Road, Whitehall, PA. Application received: August 15, 2018. Issued: January 11, 2023.

Persons interested in reviewing the permit may contact Roger Bellas, Environmental Program Manager, 570-826-2201, Northeast Region, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

DETERMINATION OF APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

Actions(s) Taken on Permit(s) 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 Municipal Waste Regulations for Determination of Applicability for a General Permit to Operate Municipal Waste Processing Facilities and/or the Beneficial Use of Municipal Waste.

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

Contact: Mohamad Mazid, Chief, Technical Services, 484-250-5768.

WMGM043SE003. Bristol Township Recycling, Inc., 2301 Byberry Road, Bensalem, PA 19020, Bristol Township, **Bucks County.** This general permit approves the determination of applicability coverage under General Permit No. WMGM043 for the processing and beneficial use of construction and demolition waste at Bristol Township Recycling, Inc. Facility. The proposed facility is located at 2907 Old Rogers Road in Bristol Township, Bucks County. Application received: January 14, 2020. Permit issued: January 10, 2023.

Persons interested in reviewing the permit may contact Waste Management Program Manager, Phone Number 484.250.5960, Southeast Region, 2 East Main Street, Norristown, PA 19401, 484-250-5900. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Actions(s) Taken on Permit(s) 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.

Southcentral Region: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Anthony L. Rathfon, Program Manager.

101559. Lancaster Landfill, LLC, 2487 Cloverleaf Road, Elizabethtown, PA 17022, Mount Joy Township, **Lancaster County.** Modification to existing permit 101559 to add the Form R, Waste Analysis and Classification Plan. Application received: April 12, 2022. Issued: January 9, 2023.

Persons interested in reviewing the permit may contact John Oren, P.E., Permits Section Chief, Waste Management Program, Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

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.

GP14-08-398: Springbrook Drive Crematory, Inc., 578 Springbrook Drive, Canton, PA 17724, Canton Township, **Bradford County.** The company received authorization to continue operation of their human crematory unit pursuant to the General Plan Approval and/or General Operating Permit for Human or Animal Crema-

tories (BAQ GPA/GP-14). Application received: November 30, 2022. Authorized: January 11, 2023. Expiration date: January 10, 2028.

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

Contact: Shailesh Pate, Air Quality Engineer, 570-826-2342.

AG5-58-00037B: Regency Marcellus Gas Gathering, LLC, 101 West Third Street, Williamsport, PA 17701, Springville Township, **Susquehanna County**. The general Operating Permit GP-5 reissued for the operation of natural gas compressor station at the facility located in Springville Township, Susquehanna County. Application received: December 29, 2022. Renewed: January 9, 2023.

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

Contact: David Balog, New Source Review Chief, 814-332-6940.

GP14-20-00315B: Warren Funeral Home, 544 Chestnut Street, Meadville, PA 16335, City of Meadville, **Crawford County**. The Department issued the following General Permit 14 to allow continued operation of cremation equipment at the Warren Funeral Home (BAQ-GPA/GP14). Application received: November 18, 2022. Issued: January 9, 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.

GP3-11-00544: Ridge Energy Company, 840 Eisenhower Blvd, Johnstown, PA 15904, Richland Township, **Cambria County**. For the Richland Facility was received under GP-3 for the installation and/or operation of one (1) Inertia 4048RP Crusher, 100 tons/hr capacity, one (1) Finlay/Terek J1160 Crusher, 100 tons/hr capacity, one (1) Astec GT 205 S Vibratory Screen, 100 tons/hr capacity, one (1) Finlay/Terek 883 Vibratory Screen, 100 tons/hr capacity, one (1) Finlay/Terek 683 Vibratory Screen, 100 tons/hr capacity, one (1) Screen Machine 8036 (ST-05) Conveyor, 100 tons/hr capacity, and one (1) Finlay 70 Conveyor, 100 tons/hr capacity. All sources will be controlled via water suppression. The facility is located in Richland Township, Cambria County. Application received: September 13, 2022. Issued: January 13, 2023.

GP11-11-00544: Ridge Energy Company, 840 Eisenhower Blvd, Johnstown, PA 15904, Richland Township, **Cambria County**. For the Richland Facility was received under GP-11 for the installation and/or operation of one (1) 205-224 kW John Deere 6081H diesel engine, one (1) 130-560 kW Scania CV AB DC09 086A diesel engine, one (1) 157 HP Caterpillar (Perkins) C4.4 diesel engine, one (1) 82 kW Caterpillar (Perkins) C4.4 diesel engine, one (1) 72 kW Deutz AG diesel engine, one (1) 49 HP Yanmar diesel engine, one (1) 85 HP Cummins B3.3 diesel engine. The facility is located in Richland Township, Cambria County. Application received: September 13, 2022. Issued: January 13, 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.

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.

19-00001D: Autoneum North America, Inc., 480 West Fifth Street, Bloomsburg, PA 17815, City of Bloomsburg, **Columbia County**. A plan approval has been issued the facility to replace an existing No. 4 fuel oil-fired burner with a new 81 million Btu per hour natural gas-fired burner in Source 032 at the Bloomsburg Plant facility. Application received: October 17, 2022. Issued: January 5, 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.

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.

49-00064A: Milton Regional Sewer Authority, 5585 State Route 405, Milton, PA 17847, West Chillis-quake Township, **Northumberland County**. The facility's plan approval expiration date was extended to July 5, 2023, to allow continued temporary operation of sources. Application received: November 11, 2022. Extension: January 6, 2023. Expiration date: July 5, 2023.

14-00002R: Graymont (PA), Inc., 375 Graymont Road, Bellefonte, PA 16823, Spring Township, **Centre County**. Issued an extension to authorize continued operation of the lime processing equipment operations associated with Source ID P313, pending issuance of an Operating Permit for the aforementioned process that is located at their Pleasant Gap plant. Application received: December 21, 2022. Revised: December 28, 2022.

14-00003J: Pennsylvania State University, 208 Office of Physical Plant, University Park, PA 16802, State College Borough, **Centre County**. Issued a plan approval extension relating to the Ag Digester project (Source ID P201) to allow for completion of the ongoing evaluation regarding measures and other necessary conditions to verify compliance with the existing plan approval restrictions and all other applicable regulatory requirements as specified in 25 Pa. Code Chapters 121—145. The previous process shall continue to be shut down until the additional conditions as necessary to verify compliance are submitted, approved and in place in accordance with good air pollution control practices. Application received: December 16, 2022. Revised: January 4, 2023.

60-00026A: GAF Keystone, LLC, 2093 Old Route 15, New Columbia, PA 17856, White Deer Township, **Union County**. To extend the plan approval expiration date to July 11, 2023 to allow continued operation of the ISO Foam Board Facility. Application received: December 29, 2022. Revised: January 6, 2023.

14-00002N: Graymont (PA), Inc., 375 Graymont Road, Bellefonte, PA 16823, Spring Township, **Centre County**. Issued an extension to authorize continued operation of the Kiln No. 8 and the ancillary source operations, pending issuance of an Operating Permit for the new sources. Application received: December 21, 2022. Revised: January 6, 2023.

14-00002P: Graymont (PA), Inc., 375 Graymont Road, Bellefonte, PA 16823, Spring Township, **Centre County**. Was issued, an extension to authorize continued operation of the Kiln No. 8 and the ancillary source operations, pending issuance of an Operating Permit for the new sources. The sources are located at their Pleasant Gap plant. Application received: December 21, 2022. Revised: January 6, 2023.

19-00007B: Transcontinental Gas Pipe Line Company, LLC, P.O. Box 1396, Houston, TX 77251, Jackson Township, **Columbia County**. To extend the authorization to operate the sources pursuant to the plan approval an additional 180 days at their Compressor Station 517. Application received: December 2, 2022. Revised: January 6, 2023.

41-00090A: Digger Specialties, Inc., 3639 Destiny Dr, P.O. Box 241, Bremen, IN 46506, Montgomery Borough, **Lycoming County**. To extend the authorization to operate the sources pursuant to the plan approval an additional 180 days, at their Montgomery Aluminum Fence Site. The plan approval has been extended. Application received: December 29, 2022. Revised: January 12, 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.

34-05002A: Texas Eastern Transmission, LP, 5400 Westheimer Court, Houston, TX 77056, Lack Township, **Juniata County**. For an engine project at the Perulack Compressor Station. The Plan Approval will authorize the following items: 1.) Retrofit the existing natural gas-fired Cooper Bessemer GMVA-8 engine (Source 031), as clean burn spark ignition engine (SI RICE), without increasing its rated 1,100 hp, 2.) Install Control ID C031, Oxygen Catalyst on Source 031. The plan approval was extended. Application received: December 12, 2022. Issued: January 11, 2023.

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

06-05159A: DAK Americas, LLC, 4030 Pottsville Pike, Reading, PA 19605, Muhlenberg Township, **Berks County**. For the installation of four (4) Caterpillar, 2,069 HP, natural gas-fired engines for their combined heat and power system and three (3) natural gas-fired, 7.877 MMBtu/hr, Miura boilers at the per PET bottles and container recycle plant. The plan approval was extended. Application received: December 15, 2022. Issued: January 6, 2023.

06-05061B: Cambridge-Lee Industries, LLC, 86 Tube Drive, Reading, PA 19605-9274, Ontelaunee Township, **Berks County**. To re-activate an existing natural-gas fired vertical shaft copper melting furnace and associated induction furnace at the secondary copper smelting and copper tube rolling mill. The plan approval was extended. Application received: December 8, 2022. Issued: January 10, 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.

09-0243: Gelest, Inc., 11 Steel Road E, Morrisville, PA 19067-3613, Falls Township, **Bucks County**. A plan approval extension for the installation and the temporary

shakedown of blenders and hammermills at a new facility. Application received: January 5, 2023. Issued: February 8, 2023.

Plan Approval(s) Denied, Terminated, Modified, Suspended or Revoked Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and the Provisions of 25 Pa. Code §§ 127.13b and 127.13c.

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.

18-00003: Martins Creek, LLC, 600 Hamilton St., Ste 600, Allentown, PA 18101, Bald Eagle Township, **Clinton County**. Terminated State Only (Synthetic Minor) Operating Permit for their Lock Haven CTS. This termination was due to the shutdown of the facility. Application received: November 7, 2022. Revoked: December 27, 2022.

41-00003: Martins Creek, LLC, 600 Hamilton St., Ste 600, Allentown, PA 18101, City of Williamsport, **Lycoming County**. Terminated State Only (Synthetic Minor) Operating Permit for their Williamsport CTS. This termination was due to the shutdown of the facility. Application received: November 7, 2022. Revoked: December 27, 2022.

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.

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.

14-00003: Pennsylvania State University, 213 Physical Plant, University Park, PA 16802, College Township, **Centre County**. Issued a revised Title V Operating Permit for their University Park Campus located in College Township, Centre County to extend the stack testing deadline for their existing Solar Taurus 70 combustion turbine at their East Campus Steam Plant. The revised Title V Operating Permit contains all applicable regulatory requirements including monitoring, record-keeping and reporting conditions. Application received: October 17, 2022. Issued: January 4, 2023.

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

Contact: Norm Frederick, 570-826-2409.

48-00011: Mc Project Co, LLC/Martins Creek, 6605 Foul Rift Rd., Bangor, PA 18013-4857, Lower Mount Bethel Township, **Northampton County**. The Department issued a renewal of the Title V Operating Permit for the electrical power generation facility in Lower Mount Bethel Township, Northampton County. As a major source, the facility is subject to the Title V permitting requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code, Chapter 127, Subchapter G. The main sources at this facility consist of combustion turbines. The Title V 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: November 17, 2020. Renewal issued: January 11, 2023.

48-00032: Grand Central Sanitary Landfill, Inc./ Plainfield, 910 W. Pennsylvania Avenue, Pen Argyl, PA 18072-9646, Plainfield Township, **Northampton County**. The Department issued a renewal of the Title V Operating Permit for landfill operations in Plainfield Township, Northampton County. As a major source, the facility is subject to the Title V permitting requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code, Chapter 127, Subchapter G. The main sources at this facility consist of landfill and gas collection systems and diesel generators. The sources are controlled by flares. The Title V 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: August 20, 2021. Renewal issued: January 3, 2023.

48-00037: Chrin Brothers, Inc., Chrin Sanitary Landfill, 1225 Industrial Drive, Easton, PA 18042, Williams Township, **Northampton County**. The Department issued a renewal Title V Operating Permit for the landfill operations in Williams Township, Northampton County. As a major source, the facility is subject to the Title V permitting requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code, Chapter 127, Subchapter G. The main sources at this facility consist of landfill and gas collection systems and diesel generators. The sources are controlled by flares and a water spray dust suppression system. The Title V 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: November 4, 2021. Renewal issued: January 9, 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.

19-00006: Big Heart Pet Brands, Inc., 6670 Low Street, Bloomsburg, PA 17815, City of Bloomsburg, **Columbia County**. The facility was issued a renewal State Only (Natural Minor) Operating Permit. All applicable Federal and State regulatory requirements including testing, monitoring, recordkeeping, reporting, and work practice conditions to ensure compliance are included in the permit. Application received: April 27, 2022. Renewed: January 10, 2023. New expiration date: January 9, 2028.

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

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

20-00268: Hatheway Tedesco Funeral Home & Crematory, 614 Baldwin Street, Meadville, PA 16335, City of Meadville, **Crawford County**. The Department issued the renewal State Only Natural Minor Operating

Permit for the crematory. The primary sources at the facility include a human cremator and an animal cremator. Potential emissions are as follows: 0.105 TPY PM₁₀ and PM_{2.5}, 1.584 TPY NO_x, 1.330 TPY CO, 0.087 TPY VOC, 0.010 TPY SO_x, and 0.001 TPY Pb. The renewal permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. Application received: May 24, 2022. Renewal issued: January 10, 2023.

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.

06-03186: Pregis EverTec, 9024 Old Route 22, Bethel, PA 19507, Bethel Township, **Berks County**. For the new mailer production facility. Application received: November 3, 2021. Issued: January 4, 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.

30-00234: Equitrans, LP/Redhook Compressor Station, 163 Braden Run Rd., Waynesburg, PA 15370, Franklin Township, **Greene County**. The Department issued an initial natural minor State Only Operating Permit for a natural gas transmission station. The Operating Permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements at their facility located in Franklin Township, Greene County. Application received: December 9, 2021. Issued: January 12, 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.

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.

06-03071: Frontline Fabrics, Inc., d/b/a Wolfe Textiles, 25 Ridge Road, Shoemakersville, PA 19555, Perry Township, **Berks County**. For the fabric dyeing and bleaching facility. The State-Only permit was administratively amended to reflect a change of ownership. Application received: December 21, 2022. Issued: January 4, 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.

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

Contact: Norm Frederick, 570-826-2409.

40-00017: Martins Creek, LLC, Jenkins CTG, 835 Hamilton Street, Suite 150, GENPL6, Allentown, PA 18101-2400, Laflin Borough, **Luzerne County**. For the revocation of the Synthetic Minor Operating Permit due

to the permanent shutdown of all permitted sources at the facility. Notification received November 4, 2022. Application received: November 4, 2022. Revoked: November 4, 2022.

40-00022: Martins Creek, LLC, Harwood CTS, 600 Hamilton Street, Suite 600, Allentown, PA 18101-2130, Hazle Township, **Luzerne County.** For the revocation of the Synthetic Minor Operating Permit due to the permanent shutdown of all permitted sources at the facility. Application received: November 4, 2022. Revoked: November 4, 2022.

54-00011: Martins Creek, LLC, Fishbach CTS, 600 Hamilton Street, Suite 600, Allentown, PA 18101-2130, Norwegian Township, **Schuylkill County.** For the revocation of the Synthetic Minor Operating Permit due to the permanent shutdown of all permitted sources at the facility. Application received: November 4, 2022. Revoked: November 4, 2022.

39-00009: Martins Creek, LLC, Allentown CTG, 600 Hamilton Street, Suite 600, Allentown, PA 18101-2130, City of Allentown, **Lehigh County.** For the revocation of the Synthetic Minor Operating Permit due to the permanent shutdown of all permitted sources at the facility. Application received: November 4, 2022. Revoked: November 4, 2022.

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.

15-00082: Downingtown Area School District, 540 Trestle Place, Downingtown, PA 19335, Downingtown Borough, **Chester County.** For operation of nine (9) gas-fired boilers which provide heat to the campus buildings and three (3) emergency generators. This action is to revoke their Operating Permit as this facility qualifies for a State-Only Operating Permit exemption according to Exemption Criteria for Operating Permits [PA DEP Document Number 275-2101-003/July 1, 2021]. Application received: November 1, 2022. Revoked: December 16, 2022.

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. 17970106. Junior Coal Contracting, Inc., 2330 Six Mile Road, Philipsburg, PA 16866, Decatur Township, **Clearfield County.** Permit renewal for a bituminous surface coal mine, for reclamation only, affecting 119.9 acres. Receiving stream: Big Run to Moshannon Creek, classified for the following use: CWF. Application received: August 11, 2022. Permit issued: January 10, 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. 61222801. GP-104 No. PAM622004. Ben Hal Mining, Inc., 389 Irishtown Road, Grove City, PA 16127, Irwin Township, **Venango County.** Commencement, operation, and restoration of a small industrial minerals surface mine. Receiving streams: Unnamed tributary to North Branch Slippery Rock Creek. Application received: August 18, 2022. Issued: January 10, 2023.

Mining Permit No. 16190103. Ben Hal Mining, Inc., 389 Irishtown Road, Grove City, PA 16127, Piney Township, **Clarion County.** Revision to an existing bituminous surface mine to add 8.1 acres for a total of 85.9 acres. Receiving streams: Two unnamed tributaries to Licking Creek and Licking Creek. Application received: June 27, 2022. Issued: January 10, 2022.

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

Contact: Cassie Stanton, Clerical Assistant 2.

Mining Permit No. 4774SM4. NPDES No. PA0115789. Hanson Aggregates Pennsylvania, LLC, 7660 Imperial Way, Allentown, PA 18195, Fairfield Township and Montoursville Borough, **Lycoming County.** Renewal of an NPDES permit for a large noncoal mining site affecting 950.1 acres. Receiving stream(s): Bennetts Run, Tules Run and West Branch Susquehanna River classified for the following use(s): WWF, MF. Application received: September 23, 2021. Issued: January 10, 2023.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Mining Permit No. GP105 Permit No. 64122501. NPDES Permit No. PA0225240. Tim Kohrs, 1031 Bethany Turnpike, Honesdale, PA 18431, Texas Township, **Wayne County.** Renew NPDES Permit on a quarry operation. Receiving stream: Indian Orchard Brook. Application received: August 29, 2022. Renewal issued: January 6, 2023.

Mining Permit No. GP105 Permit No 64122501. NPDES Permit No. PA0225240. Tim Kohrs, 1031 Bethany Turnpike, Honesdale, PA 18431, Texas Township, **Wayne County.** Renew GP105 Permit for Bluestone affecting 10.0 acres. Receiving stream: Indian Orchard Brook. Application received: September 6, 2022. Renewal issued: January 6, 2023.

Mining Permit No. GP105 No. 58222511. Paguay Stone, LLC, 181 Union Street, New Milford, PA 18834, Liberty Township, **Susquehanna County**. Commencement, operation and restoration of a GP105 quarry permit affecting 10.0 acres. Receiving stream: Snake Creek. Application received: March 17, 2022. Permit issued: January 11, 2023.

Mining Permit No. GP105 Permit No. 58222511. GP104 Permit No. PAM122016. Paguay Stone, LLC, 181 Union Street, New Milford, PA 18834, Liberty Township, **Susquehanna County**. Coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities (BMP-GP-104). Receiving stream: Snake Creek. Application received: March 17, 2022. Coverage issued: January 11, 2023.

Mining Permit No. 19110301. NPDES Permit No. PA0225002. Hanson Aggregates Pennsylvania, LLC, 7660 Imperial Way, Allentown, PA 18195, Hemlock and Madison Townships, **Columbia County**. Renew NDPEs Permit on a quarry operation. Receiving stream: unnamed tributary to Little Fishing Creek. Application received: December 6, 2021. Renewal issued: January 13, 2023.

Mining Permit No. 67730402. York Building Products Co., Inc., 950 Smile Way, Suite A, York, PA 17404, West Manchester Township, **York County**. Correction to a quarry operation to authorize the use of Mine Reclamation Fill as a reclamation option affecting 182.5 acres. Receiving stream: unnamed tributary to Codorus Creek. Application received: March 2, 2022. Correction issued: January 13, 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. 09234101. Pact Construction, Inc., P.O. Box 74, Ringoes, NJ 08551, Doylestown Township, **Bucks County**. Construction blasting for Pump Station 4 Relocation Project New Britain Township. Application received: January 3, 2023. Permit issued: January 9, 2023. Expiration date: December 1, 2023.

Permit No. 52234101. Holbert Explosives, Inc., 237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435, Blooming Grove Township, **Pike County**. Construction blasting for Rutledge Excavating. Application received: January 3, 2023. Permit issued: January 11, 2023. Expiration date: January 3, 2024.

Permit No. 36234101. Keystone Blasting Service, 15 Hopeland Road, Lititz, PA 17543, Manheim Township, **Lancaster County**. Construction blasting for Kissel Valley Farm. Application received: January 9, 2023. Permit issued: January 13, 2023. Expiration date: March 30, 2023.

Permit No. 38234101. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, South Annville Township, **Lebanon County**. Construction blasting for Annville Logistics. Application received: January 11, 2023. Permit issued: January 13, 2023. Expiration date: January 10, 2024.

Permit No. 38234102. Douglas Explosives, Inc., 2052 Philipsburg Bigler Highway, Philipsburg, PA 16866, North Cornwall Township, **Lebanon County**. Construction blasting for Lebanon School Project. Application received: January 11, 2023. Permit issued: January 13, 2023. Expiration date: April 15, 2023.

Permit No. 40234101. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, Jenkins Township, **Luzerne County**. Construction blasting for Centerpoint East 2B Lot 33. Application received: January 11, 2023. Permit issued: January 13, 2023. Expiration date: January 11, 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.

Central Office: Waterways & Wetlands Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-3411

Contact: Robert Graves, P.E., Chief, Completed Projects Section, 717-783-7480.

E3514-003. PA Department of General Services, 18th and Herr Streets, Harrisburg, PA 17101, Jermyn Borough, **Lackawanna County.** U.S. Army Corps of Engineers Baltimore District. Application received: August 8, 2021. Permit issued: January 9, 2023.

This permit is for a flood protection project in and along approximately 2,600 lineal feet of Rush Brook Creek. The Chapter 93 designated use of Rush Brook Creek is Cold Water Fishes (CWF). Rush Brook Creek is a Clean Water Act 305B listed stream with aquatic life that will support its designated use. No wetlands will be impacted by the proposed project. The project begins upstream of the PA Route 107 culvert (41.53586, -75.55244) and extends downstream to the mouth of Rush Brook Creek (41.53202, -75.54216) (USGS Carbondale Quadrangle).

The following activities are associated with the Rush Brook Creek Project:

1. Construct and maintain 180 lineal feet of reinforced concrete walls,
2. Remove or relocate a 12" water line,
3. Construct and maintain 1,855 lineal feet of pre-cast concrete block walls on the left and right stream banks,
4. Construct and maintain 4 V-shaped riprap channel grade control structures,
5. Construct and maintain 240 feet of 6-foot high earthen levee,
6. Remove existing culverts and stream enclosures,
7. Construct and maintain 22-foot wide reinforced pre-cast concrete box culverts with fish baffles at Lincoln Avenue, Jefferson Avenue, Madison Avenue, Johnson Court, and Washington Avenue, and
8. Construct and maintain a 0.75-acre mitigation site to enhance ecological sediment transportation and alluvial fan geomorphology near the confluence with the Lackawanna River. Mitigation features include removal of a culm pile, excavation of a low flow channel, rock grade control structures, vegetation plantings, and permanent vegetative stabilization.

The project will result in a total 2,600 lineal feet of stream impacts and 0.75 acre of stream mitigation all for the purposes of constructing a flood protection project. A final individual Section 404 Permit has been issued by the US Army Corps of Engineers, Baltimore District, for this project.

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNNOGPRG@pa.gov.

E5929222-002. Repsol Oil & Gas USA, LLC, 337 Daniel Zenker Drive, Horseheads, NY 14845, Sullivan Township, **Tioga County.** U.S. Army Corps of Engineers Baltimore District.

To construct, operate and maintain a 320' by 350' well pad impacting 33,023 square feet of a palustrine emergent (PEM) wetland. (Blossburg, PA Quadrangle, Latitude: 41° 44' 36", Longitude: -77° 00' 01"). Impacts are a result of the original well pad owner building a well pad in wetlands in 2010. The construction of the well pad resulted in 29,974 square feet (0.688 acre) of permanent wetland impacts and 3,049 square feet (0.070 acre) of temporary wetland impacts in Sullivan Township, Tioga County. The permittee will provide 29,974 square feet (0.688 acre) of off-site compensatory mitigation at the Butters Mitigation Site (Blossburg, PA Quadrangle 41° 44' 55"N, 77° 03' 16"W). Application received: March 7, 2022. Issued: January 10, 2023.

E5929222-003. Repsol Oil & Gas USA LLC, 337 Daniel Zenker Drive, Horseheads, NY 14845, Covington Township and Richmond Township, **Tioga County.** U.S. Army Corps of Engineers Baltimore District.

To construct, operate and maintain a 300' by 320' well pad impacting 28,573 square feet of a palustrine emergent (PEM) wetland. (Mansfield, PA Quadrangle, 41° 45' 39"N, 77° 02' 16"W). Impacts are a result of the original site owner building a well pad in wetlands in 2010. The construction of the well pad resulted in 13,508 square feet (0.31 acre) of permanent wetland impacts and 15,065 square feet (0.35 acre) of temporary wetland impacts in Covington and Richmond Township, Tioga County. The permittee will provide 0.31 acre of off-site compensatory mitigation at the Butters Mitigation Site (Blossburg, PA Quadrangle 41° 44' 55"N, 77° 03' 16"W). Application received: March 7, 2022. Issued: January 10, 2023.

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

Contact: Andrew Ross, Project Manager, 570-327-3565.

E5504222-002. Sheetz, Inc., 5700 Sixth Avenue, Altoona, PA 16602, Monroe Township, **Snyder County.** U.S. Army Corps of Engineers Baltimore District.

The applicant is authorized to reconstruct Sheetz Store # 235 Rebuild Project is located at 766 North Susquehanna Trail, in Monroe Township, Snyder County, PA. The project is located over a pre-existing stream enclosure, which carries a UNT to Penns Creek (CWF). The project proposes .05 acre of indirect watercourse impacts, and no permanent direct floodplain impacts. There will be no wetland impacts. Latitude: 40.82128°, Longitude: -76.84894°. Application received: October 31, 2022. Approved: January 5, 2023.

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.

E4002222-007. Michael and Caitlin Weaver, 1008 Lakeside Drive, Harveys Lake, PA 18618, Harveys Lake Borough, **Luzerne County.** U.S. Army Corps of Engineers Baltimore District.

To remove an existing boathouse and dock and to construct and maintain a 750 ft² pile-supported boathouse and a 1,474 ft² pile-supported dock within the normal pool elevation of Harveys Lake (HQ-CWF, MF). The project is located at Pole 98 along Lakeside Drive (SR 415) (Harveys Lake, PA Quadrangle, Latitude: 41° 22' 1"; Longitude: -76° 3' 26") in Harveys Lake Borough, Luzerne County. Application received: August 1, 2022.

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

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

E2006222-005. Carter Lumber Company, 601 Tallmadge Road, Kent, OH 44240, Sadsbury Township, **Crawford County**. U.S. Army Corps of Engineers Pittsburgh District.

To permanently impact 0.18 acre of wetland for construction of buildings, parking areas, storage and stormwater management facilities at the existing Carter Lumber facility along SR 322 near Conneaut Lake (Linesville, PA Quadrangle N: 41.60722°; W: -80.27722°) in Sadsbury Township, Crawford County. Project includes payment to the PA Wetland Replacement Project fund as compensation for wetland impacts. Application received: August 15, 2022. Issued: January 13, 2023.

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

Contact: Elaine Henderson, Clerical Assistant 3, 484-250-5157.

E4601222-015. Upper Dublin Township Municipal Authority, 370 Commerce Drive, Fort Washington, PA 19034, Upper Dublin Township, **Montgomery County**. U.S. Army Corps of Engineers Philadelphia District. Latitude: 40.136180°, Longitude: -75.193037°. Application received: June 30, 2022. Issued: January 4, 2023.

To perform the following water obstruction and encroachment activities associated with the Fort Washington Cross County Trail (CCT) and Road Diet—Middle Section Project:

1. To remove an existing 61-foot-long, 42-inch by 78-inch elliptical corrugated metal pipe (CMP) culvert carrying an unnamed tributary to Pine Run (TSF-MF), and in its place, construct and maintain a 61-foot-long, 48-inch by 76-inch elliptical reinforced concrete (RCP) culvert. This activity will result in 64 linear feet (494 square feet) of temporary watercourse impact and 30 linear feet (428 square feet) of permanent watercourse impact and includes the placement of riprap rock apron.

2. The roadway diet project will also include floodway activities within the floodway of Rapp Run (TSF-MF) associated with the construction and maintenance of a portion of the CCT, roadway reconstruction, and water main installation resulting in 10,162 square feet of temporary floodway impact and 2,123 square feet of permanent floodway impact.

3. Activities within the floodplain of Pine Run (TSF-MF) include the construction and maintenance of the CCT, road-diet, drainage network, and water and sanitary force mains, and will result in 159,955 square feet (3.67 acres) of temporary floodplain impact and 2,234 square feet (0.05 acre) of permanent floodplain impact. This activity also includes the reduction of impervious space for open space.

4. Activities within the floodplain of Rapp Run (TSF-MF) include the construction and maintenance of the

CCT, road-diet, drainage network, and water and sanitary force mains, and will result in 64,470 square feet (1.48 acres) of temporary floodplain impact and 4,680 square feet (0.11 acre) of permanent floodplain impact. This activity also includes the reduction of impervious space for open space.

This project completes the missing “middle” segment within Greater Fort Washington (GFW) District, totaling the Cross County Trail length to a continuous 2.1 miles stretch from the PA 309 overpass along Commerce Drive to Susquehanna Road and will implement a road-diet to narrow Delaware and Virginia Drive from four to three lanes to provide one through lane in each direction and common center turn lane to accommodate the proposed trail. This project is located in Upper Dublin Township, Montgomery County (USGS PA Ambler Quadrangle—Latitude 40.136180 N, Longitude -75.193037).

E4601222-020. Upper Providence Township, 1286 Black Rock Road, Phoenixville, PA 19460, Upper Providence Township, **Montgomery County**. U.S. Army Corps of Engineers Philadelphia District.

To demolish and remove the existing house, accessory structure, foundation, slabs, walkways, driveway, and site improvements. The disturbed area will be stabilized with clean fill and maintained as open lawn ground along the floodplain of the Schuylkill River (WWF-MF) associated with the Floodplain Management Site Restoration. The site is located at 201 Canal Street, Mont Clare (Collegeville, PA USGS Quadrangle) in Upper Providence Township, Montgomery County. Latitude: 40.129334°, Longitude: -75.495848°. Application received: September 13, 2022. Issued: December 28, 2022.

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-EPEASTERNOGPRG@pa.gov.

ESCGP # 3 ESG295922017-00

Applicant Name NFG Midstream Covington, LLC

Contact Person Matt Hovis

Address 1100 State Street

City, State, Zip Erie, PA 16501-1912

Township(s) Middlebury Township

County Tioga County

Receiving Stream(s) and Classification(s) UNT to Crooked Creek (WWF, MF)

Application received: December 7, 2022

Issued: January 6, 2023

ESCGP # 3 ESG295822024-00

Applicant Name Williams Field Services Co, LLC

Contact Person Jayme Stotka

Address 2000 Commerce Drive

City, State, Zip Pittsburgh, PA 15275

Township(s) Bridgewater Township

County Susquehanna County

Receiving Stream(s) and Classification(s) Tributary 29432 to Meshoppen Creek (CWF, MF)

Application received: September 29, 2022

Issued: January 9, 2023

ESCGP # 3 ESG295822030-00

Applicant Name Chesapeake Appalachia LLC

Contact Person Eric Haskins

Address 14 Chesapeake Lane

City, State, Zip Sayre, PA 18840

Township(s) Auburn Township

County Susquehanna County

Receiving Stream(s) and Classification(s) Tuscarora Creek (CWF, MF), S-JKL-069 (CWF, MF), S-MAB-005 (CWF, MF)

Application received: October 31, 2022

Issued: January 12, 2023

Northwest Region: Oil and Gas Management Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Katelyn Hogue, Clerical Supervisor 2, 814-332-6860.

ESCGP # 3 ESG081022012-00

Applicant Name PennEnergy Resources, LLC

Contact Person Richard Watson

Address 1000 Commerce Drive, Park Place One, Suite 400

City, State, Zip Pittsburgh, PA 15275

Township(s) Connoquenessing Borough, Forward Township

County Butler County

Receiving Stream(s) and Classification(s) Connoquenessing Creek WWF, Glade Run WWF, Trib 35098 to Connoquenessing Creek WWF, Trib 35099 to Connoquenessing Creek WWF, Trib 35097 to Connoquenessing Creek WWF, Trib 35102 to Connoquenessing Creek WWF.

Application received: January 4, 2023

Issued: January 9, 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.

Old Dominion Freight Lines, Storage Tank Facility ID # **45-13152**, 2382 Route 715, Tannersville, PA 18372, Pocono Township, **Monroe County**. August Mack Environmental, 806 Fayette Street, Conshohocken, PA 19428, on behalf of Old Dominion Freight Lines, Inc., 500 Old Dominion Way, Thomasville, NC 27360 submitted a Remedial Action Plan concerning remediation of groundwater contaminated with diesel. The plan is intended to document the remedial actions for meeting residential Statewide health standards.

Wind Gap Texaco, Storage Tank Facility ID # **48-51489**, 6703 Sullivan Trail, Wind Gap, PA 18091, Plainfield Township, **Northampton County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Pipeline Petroleum, Inc., P.O. Box 159, Shippers Road, Macungie, PA 18062 submitted a Remedial Action Plan concerning remediation of groundwater contaminated with gasoline. The plan is intended to document the remedial actions for meeting Statewide health standards.

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

Contact: Richard M. Staron, Professional Geologist Manager, 484-250-5717.

Shockley Oldsmobile, Storage Tank Facility ID # **15-24073**, 315 W. Lancaster Avenue, Devon, PA 19333, Easttown Township, **Chester County**. Penn Environmental & Remediation, Inc., 400 Old Dublin Pike, Doylestown, PA 18901, on behalf of The Beans Family Partnership, 876 N Easton Road, Doylestown, PA 18901

submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report is intended to document the remedial actions for meeting nonresidential Statewide health standards.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

Kehm Oil, Storage Tank Facility ID # **02-81563**, 1600 Oakdale Road, Oakdale, PA 15071, Oakdale Borough, **Allegheny County**. CORE Environmental Services, Inc., 3960 William Flinn Highway, Suite 100, Allison Park, PA 15101, on behalf of Kehm Oil Company, P.O. Box 130, Oakdale, PA 15071 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline and diesel fuel. The plan is intended to document the remedial actions for meeting nonresidential site-specific 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.

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

Contact: Ellen Roberts.

Kwik Fill M2, Storage Tank Facility ID # **25-22460**, 5501 Peach Street, Erie, PA 16509, Mill Creek Township, **Erie County**. CORE Environmental Services, Inc., 3960 William Flinn Highway, Suite 100, Allison Park, PA 15101, on behalf of United Refining Company, 15 Bradley St, Warren, PA 16365 submitted a Combined Remedial Action Plan and Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The combined plan and report residential and nonresidential demonstrated attainment of the site-specific standards and was approved by DEP on January 6, 2023.

Surfine 0457 4653, Storage Tank Facility ID # **20-36816**, 800 Main Street, Conneautville, PA 16406, Conneautville Borough, **Crawford County**. EnviroTrac Ltd., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Sunoco Inc., 1815 Gallagher Road, Plymouth Meeting, PA 19462 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The plan nonresidential was not acceptable to meet the Statewide health standards and was disapproved by DEP on January 12, 2023.

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

Contact: Richard M. Staron, Professional Geologist Manager, 484-250-5717.

Sky Fuel, Storage Tank Facility ID # **09-44493**, 501 Route 313, Perkasio, PA 18944, East Rockhill Township, **Bucks County**. Synergy Environmental, Inc., 155 Railroad Plaza, First Floor, Royersford, PA 19468, on behalf of 313 at 5th LLC, P.O. Box 530, Furlong, PA 18925 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report residential demonstrated attainment of the Statewide health and site-specific standards and was approved by DEP on January 9, 2023.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

A to Z Convenience Store, Storage Tank Facility ID # **11-00326**, 1617 West Street, Homestead, PA 15120, Homestead Borough, **Allegheny County**. Compliance Environmental Service, 2700 Kirila Boulevard, Hermitage, PA 16148, on behalf of Executor of the Estate of Robert B. Graham, 131 East 17th Avenue, Homestead, PA 15120 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline. The plan residential was not acceptable to meet the Statewide health standards and was disapproved by DEP on January 13, 2023.

Bob's Tire and Auto, Storage Tank Facility ID # **11-00238**, 215 North Main Street, Carrolltown, PA 15722, Carrolltown Borough, **Cambria County**. Cribbs & Associates, Inc., P.O. Box # 44, Delmont, PA 15626, on behalf of Robert J Hanyok, Jr., 215 North Main Street, Carrolltown, PA 15722 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The

report residential demonstrated attainment of the State-wide health standards and was approved by DEP on January 13, 2023.

SPECIAL NOTICES

WASTE, AIR, RADIATION AND REMEDIATION

Covered Device Prohibited from Sale under Sections 302 and 507 of the Covered Device Recycling Act, Act 108 of 2010.

Contact: Teesha Truesdale, 717-787-7382.

The Department of Environmental Protection (Department) hereby announces that a certain manufacturer of covered devices is not included on the Department's list of registered manufacturers, maintained by the Department under sections 302 and 507 of the Covered Device Recycling Act (CDRA). Accordingly, under Section 302 of the CDRA, no retailer may offer these manufacturers' products for sale within the Commonwealth.

Manufacturers of new covered devices, such as televisions, laptop and desktop computers, tablets, etc., offered for sale in Pennsylvania are required to register with the Department prior to commencing sales per Section 304 of the CDRA. Manufacturers must also pay an annual registration fee and submit a recycling plan and annual report. Section 302 of the CDRA prohibits the sale of covered devices in the Commonwealth by unregistered manufacturers.

The Department is required to maintain a list of registered manufacturers per Section 302(b) of the CDRA. The list can be accessed by visiting dep.pa.gov.

The following manufacturer is not included on the Department's list and are therefore considered out of compliance:

AWOW Tech

Due to its non-compliant status and non-inclusion on the list of registered manufacturers, the Department is notifying the public, in cooperation with covered device retailers, that the CDRA prohibits the sale of devices manufactured by AWOW Tech within the Commonwealth, and that the sale of such devices would constitute unlawful conduct under the CDRA. Non-compliant manufacturers may once again be included on the Department's list of registered manufacturers, and their devices offered for sale in the Commonwealth, if the manufacturers return to compliance with all the applicable provisions of the CDRA.

Inquiries regarding this notification can be directed to Jordan Hoover, 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, at jorhoover@pa.gov or (717) 783-8973.

[Pa.B. Doc. No. 23-114. Filed for public inspection January 27, 2023, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

2023 Mine Map Grant Program

The Department of Environmental Protection (Department) announces that applications for the 2023 Mine Map Grant (MMG) Program will open on February 1, 2023, as

a continuation of the grants announced in 2013 and 2018. This is a competitive grant program to establish 3-year grants that will provide funding to learning institutions and incorporated nonprofit organizations located in this Commonwealth to inventory, scan, georeference and vectorize mine maps and then develop work products under a new 3D modeling category.

The MMG will be funded from three special State funds under the authority in section 18(j) of the Surface Mining Conservation and Reclamation Act (52 P.S. § 1396.18(j)) and the Coal and Clay Mine Subsidence Insurance Fund regulations in 25 Pa. Code § 401.51 (relating to loans and grants).

The MMG guidelines and application instructions are available on the Department's web site at www.dep.pa.gov/Citizens/GrantsLoansRebates/MMP/Pages/default.aspx.

Applications must be submitted online through the Commonwealth's Electronic Single Application (ESA) web site at www.esa.dced.state.pa.us/Login.aspx. The Department will begin accepting applications at 8 a.m. on February 1, 2023. Applications must be received by 11:59 p.m. on February 28, 2023. Hardcopy applications and late submissions will not be considered. Contact the Department of Community and Economic Development's customer service center for assistance with the ESA system at (800) 379-7448 or ra-dcedcs@pa.gov.

Evaluation of grant applications will begin on March 1, 2023, and grant agreements will be made with selected grantees at the earliest date possible thereafter. Subject to the availability of funds, up to \$2.25 million in grants will be provided with a minimum grant award of \$300,000. Individual grant amounts will be based upon the following: the work identified in a proposal; the proposal's rating, which is based on the evaluation criteria established in the grant application rating analysis; and the availability of funds.

For technical questions relating to scanning, georeferencing, vectorizing or 3D modeling, contact the Department at ra-mmg@pa.gov or (724) 769-1754.

RICHARD NEGRIN,
Acting Secretary

[Pa.B. Doc. No. 23-115. Filed for public inspection January 27, 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/. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final TGDs are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft TGDs.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download TGDs. When this option is not available, persons can order a paper copy of any of the Department's draft or final TGDs by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to TGDs

Following is the current list of recent changes. Persons who have questions or comments about a particular document should contact the person whose name and phone number are listed with each document.

Draft TGD: Substantive Revision

DEP ID: 386-0300-001. **Title:** Pennsylvania Post-Construction Stormwater Management (PCSM) Manual. **Description:** The purpose of this TGD is to provide guidance regarding: (1) the development of PCSM Plans for earth disturbance activities under the Department's regulations at 25 Pa. Code Chapter 102 (relating to erosion and sediment control); (2) the design, installation, and operation and maintenance of post-construction stormwater control measures; and (3) the completion of a stormwater analysis to protect surface waters of this Commonwealth.

The Department intends the Pennsylvania PCSM Manual to be a substantive revision of the existing Pennsylvania Stormwater Best Management Practices Manual (363-0300-002), which was finalized in 2006, as noticed at 36 Pa.B. 7999 (December 30, 2006). The Department has revised both the title and document identification number of this TGD. The substantial revisions that are proposed by the Department in the draft Pennsylvania PCSM Manual are summarized as follows:

- New interpretive guidance on the PCSM regulations (25 Pa. Code § 102.8 (relating to PCSM requirements)).
- A proposed hierarchy of stormwater management objectives.
- Additional detailed information on the performance of the stormwater analysis that is required for PCSM at 25 Pa. Code § 102.8(g), including the addition of new methodologies for the analysis of volume, water quality and rate management.
- Proposed criteria for the protection of wetlands.
- New best management practices—which are referred to in the draft Pennsylvania PCSM Manual as stormwater control measures (SCM)—including, but not limited to, managed release concept SCMs.
- New incentives for the protection of natural open spaces and natural stormwater features.
- New methods for the completion of the pre-development site characterization required by the regulations, including infiltration testing.
- Introduction of methods for adjusting precipitation depths for stormwater analysis based on the known effects of climate change.
- New guidance regarding: antidegradation requirements; the determination of discharge points and points of analysis; analyses of stream stability and erosion potential; off-site stormwater management; the evaluation of thermal impacts; and the assessment of projects located in areas of karst geology.

Written Comments: Interested persons may submit written comments on this draft TGD through Friday, April 28, 2023. Comments, including comments submitted by e-mail must include the commentator's name and address. Commentators are encouraged to submit com-

ments using the Department's online eComment tool at www.ahs.dep.pa.gov/eComment. Written comments can also be submitted by e-mail to ecomment@pa.gov or by mail to the Technical Guidance Coordinator, Department of Environmental Protection, Policy Office, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063.

Contact: Questions regarding this TGD can be directed to Sean Furjanic, PE, at sefurjanic@pa.gov.

Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*.

RICHARD NEGRIN,
Acting Secretary

[Pa.B. Doc. No. 23-116. Filed for public inspection January 27, 2023, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Federal Consistency under the Coastal Zone Management Act; 2023 Maintenance Dredging of the Delaware River Federal Navigation Channel

This notice is published under section 306(d)(14) of the Federal Coastal Zone Management Act of 1972 (CZMA) (16 U.S.C.A. § 1455(d)(14)), relating to public participation in consistency determinations. The Department of Environmental Protection (Department) Coastal Resources Management Program has received notice that the United States Army Corps of Engineers Philadelphia District (applicant) is proposing the 2023 Maintenance Dredging of the Delaware River Federal Navigation Channel (Project).

The Applicant's proposed Fiscal Year 2023 Maintenance Dredging of the Federally Authorized Navigation Channels in the Delaware River includes the following activities:

- In the Philadelphia to Sea channel; hydraulic cutterhead, hopper or mechanical bucket dredging of approximately 300,000 cubic yards of predominately silt material in the Fort Mifflin Facility boat docking area and adjacent Fort Mifflin Range, utilizing a contractor yet to be determined, with upland placement of the dredged material into the Fort Mifflin Federally owned confined disposal facility (CDF). This dredging is scheduled to be conducted during the spring or fall of 2023.
- In the Philadelphia to Trenton channel; hydraulic hopper or mechanical bucket dredging of approximately 500,000 cubic yards of primarily sand material and some silt between River Miles 106 (station 18+000) and 127 (station 124+700) to include the Fairless Turning Basin with upland confined disposal at one or more of the following CDFs: Palmyra Cove and Cinnaminson in New Jersey, and Fort Mifflin, Money Island and Biles Island in Pennsylvania. This dredging is scheduled to be conducted by a contractor, yet to be determined, in July 2023—March 2024.

Dredging of the existing Federal navigation channel is proposed to not exceed depths than previously dredged with upland placement of the dredged material into CDFs. The applicant has determined that the dredging activities are not anticipated to result in any negative direct or indirect effects on public access, recreation,

historic properties or other coastal uses. The Philadelphia to Trenton project may include approximately between 50,000 and 100,000 cubic yards of sand placement along the Palmyra Cove Nature Park Delaware River shoreline if coordination with the New Jersey Department of Environmental Protection and the Burlington County Bridge Commission can be completed. This shoreline restoration would utilize dredged materials composed of a minimum of 90% sand and like upland placement, is not anticipated to result in any negative direct or indirect effects on public access, recreation, historic properties or other coastal uses.

This Project is subject to Department review for Federal consistency because it is a Federal agency activity and will have reasonably foreseeable effects on this Commonwealth's coastal resources or uses.

In accordance with section 307 of the CZMA (16 U.S.C.A. § 1456) and the National Oceanic and Atmospheric Administration (NOAA) regulations at 15 CFR Part 930, Subpart C (relating to consistency for Federal agency activities), the applicant has determined that the proposed activity will be conducted in a manner consistent with the applicable enforceable policies of the Commonwealth's NOAA-approved Coastal Resources Management Program. Interested parties may request a copy of the Federal Consistency Determination from the Department contact listed as follows.

Questions regarding this review should be directed to Matthew Walderon, Federal Consistency Coordinator, at RA-Fed_Consistency@pa.gov or (717) 772-2196.

The Department will consider all comments received on or before Monday, February 13, 2023, before issuing a final Federal consistency concurrence or objection. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by e-mail, must include the commentator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at www.ahs.dep.pa.gov/eComment. Written comments can be submitted by e-mail to ecomment@pa.gov or by mail to the Department of Environmental Protection, Policy Office, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063.

RICHARD NEGRIN,
Acting Secretary

[Pa.B. Doc. No. 23-117. Filed for public inspection January 27, 2023, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Issuance of General Plan Approval and/or General Operating Permit No. 1 for Gas and No. 2 Oil Fired Small Combustion Units (BAQ-GPA/GP-1)

In accordance with section 6.1(f) of the Air Pollution Control Act (35 P.S. § 4006.1(f)) and 25 Pa. Code Chapter 127, Subchapter H (relating to general plan approvals and operating permits), the Department of Environmental Protection (Department) has issued the General Plan Approval and/or General Operating Permit No. 1 for Gas and No. 2 Oil Fired Small Combustion Units (BAQ-GPA/GP-1) with an effective date of April 1, 2023.

The Department published a notice regarding the availability of the proposed GP-1 for public review and com-

ment at 52 Pa.B. 778 (January 29, 2022), in more than six newspapers of general circulation and sent the notice to nearby states and the United States Environmental Protection Agency. The public comment period ended on March 29, 2022. The Department prepared a comment and response document that summarizes the comments submitted to the Department from two organizations.

Applicants may seek authorization to use GP-1 by submitting the General Permit application to the appropriate Department regional office. Applicants must receive the Department's written approval prior to constructing or operating sources, or both, under this General Permit. The Department will publish notice of each authorization to use GP-1 in the *Pennsylvania Bulletin*.

A copy of the General Permit with related documents, including the comment and response document and technical support document, is available on the Department's eLibrary web site at <https://www.depgreenport.state.pa.us/elibrary/> (select "Permit and Authorization Packages," then "Air Quality," then "GP-01, Small Gas and No. 2 Oil Fired Combustion Units 2700-PM-AQ0201"). The documents can also be obtained by contacting Sean Wenrich, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 8468, Harrisburg, PA 17105, at sewenrich@pa.gov or (717) 772-3979.

RICHARD NEGRIN,
Acting Secretary

[Pa.B. Doc. No. 23-118. Filed for public inspection January 27, 2023, 9:00 a.m.]

DEPARTMENT OF HEALTH

Chronic Renal Disease Program Income Criteria

The Department of Health (Department) provides notice of intent to implement the following income criteria for the Chronic Renal Disease Program (Program), effective January 1, 2023.

Income

New Program applicants must have an annual income of 0% to 325% of the Federal Poverty Income Guidelines (FPIG) as published by the United States Department of Health and Human Services (HHS) in the *Federal Register* and any revisions thereto (to the extent services are not covered by Medical Assistance). Current enrollees must meet the same eligibility criteria at the time of renewal as applicants. A Patient Share of Cost will be applied on a sliding scale to applicants with an annual income of 185% to 325% of the FPIG as published by the HHS in the *Federal Register* and any revisions thereto. Applicants must submit their Federal 1040 tax return from the prior calendar year to verify annual household income. If no Federal 1040 tax return was filed, other supporting documentation of annual household income is required.

The notice at 45 Pa.B. 2321 (May 9, 2015), titled "Chronic Renal Disease Program Income Criteria," is obsolete with the issuance of this notice.

For additional information or persons with a disability who require an alternative format of this notice (for example, large print, audio tape or Braille), contact Kathy Jo Stence, Director, Bureau of Family Health, Division of Child and Adult Health Services at (717) 772-2762.

Speech and/or hearing-impaired persons may contact the Pennsylvania Hamilton Relay Services at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

DR. DEBRA L. BOGEN,
Acting Secretary

[Pa.B. Doc. No. 23-119. Filed for public inspection January 27, 2023, 9:00 a.m.]

DEPARTMENT OF HEALTH

Home Health Agencies; Requests for Exception

The following home health agencies are seeking exceptions to 28 Pa. Code § 611.51(a)(1) (relating to hiring or rostering of direct care workers):

Ameribest Home Care—Allentown
214 North 8th Street
Allentown, PA 18102
LIC # 61813601

Avalon at Home
1500 Walnut Street
Suite 700
Philadelphia, PA 19102
LIC # 33623601

Aveanna Healthcare
1 Belmont Avenue
Suite 200
Bala Cynwyd, PA 19004
LIC # 22893601

Aveanna Healthcare
261 Old York Road
Suite 910
Jenkintown, PA 19046
LIC # 27133601

Aveanna Healthcare
1456 East Lackawanna Avenue
Olyphant, PA 18447
LIC # 36893601

Dedicated Nursing Associates
6536 William Penn Highway
Route 22
Delmont, PA 15626
LIC # 22663601

Help at Home
2200 West Hamilton Street
Suite 203
Allentown, PA 18104
LIC # 35543601

Help at Home
51 Delaware Street
Dubois, PA 15801
LIC # 64003601

Help at Home
1213 Peach Street
Erie, PA 16501
LIC # 39633601

Help at Home
2001 North Front Street
Harrisburg, PA 17102
LIC # 35653601

Help at Home
600 F Eden Road
Lancaster, PA 17601
LIC # 64013601

Help at Home
119 North Street
New Castle, PA 16101
LIC # 33563601

Help at Home
1500 Spring Garden Street
6th Floor
Philadelphia, PA 19130
LIC # 33613601

Help at Home
907 West Street
Pittsburgh, PA 15221
LIC # 30043601

Help at Home
147 North 5th Street
2nd Floor
Reading, PA 19601
LIC # 64023601

Help at Home
614 Wyoming Street
Scranton, PA 18051
LIC # 37883601

Help at Home
353 Pine Street
Suite 4
Williamsport, PA 17701
LIC # 44723601

Home Sweet Home In Home Services
440 Cloverleaf Road
Elizabethtown, PA 17022
LIC # 18393601

Legacy Home Care
111 Walker Drive
Suite C
Edinboro, PA 16412
LIC # 38073601

Maxim Healthcare Services
748 Springdale Drive
Suite 120
Exton, PA 19341
LIC # 17163601

Medstaffers—Altoona
311 Orchard Avenue
Altoona, PA 16602
LIC # 32723601

Medstaffers—Armstrong
436 3rd Avenue
Ford City, PA 16226
LIC # 29373601

Medstaffers—Carlisle
27 Brookwood Avenue
Carlisle, PA 17015
LIC # 11373601

Medstaffers—Mayfield
1300 Old Plank Road
Mayfield, PA 18433
LIC # 29383601

Moravia Health Network
1500 Walnut Street
Suite 1900
Philadelphia, PA 19102
LIC # 32093601

Preferred Home Health Care and Nursing Services
5500 Corporate Drive
Suite 235
Pittsburgh, PA 15237
LIC # 38533601

Redstone at Home
6 Garden Center Drive Annex
North Greensburg, PA 15601
LIC # 18873601

Voices for Independence
1432 Wilkins Road
Erie, PA 16505
LIC # 16053601

Voices for Independence
42 West Maiden Street
Suite 800
Washington, PA 15301
LIC # 13793601

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Home Health, Forum Place, Suite 701, 555 Walnut Street, Harrisburg, PA 17101, (717) 783-1379, fax (717) 787-3188, ra-communityprogramlicensure@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed 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. 23-120. Filed for public inspection January 27, 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 § 201.22(d)—(h) and (j) (relating to prevention, control and surveillance of tuberculosis (TB)):

Oakwood Heights of Presbyterian Seniorcare
10 Vo Tech Drive
Oil City, PA 16301
FAC ID # 424402

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

Watson Rehabilitation and Nursing Center
245 East Eight Street
Watson, PA 17777
FAC ID # 110702

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

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed 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. 23-121. Filed for public inspection January 27, 2023, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Nursing Facility Assessment Program for Fiscal Year 2022-2023

The Department of Human Services (Department) is providing final notice of the assessment amount, the assessment methodology and the estimated aggregate impact on nursing facilities that will be subject to the assessment under the Nursing Facility Assessment Program (Assessment Program) for Fiscal Year (FY) 2022-2023.

Background

Article VIII-A of the Human Services Code (code) (62 P.S. §§ 801-A—815-A) authorizes the Department to impose an annual monetary assessment on nonpublic and county nursing facilities in this Commonwealth. See 62 P.S. §§ 803-A and 815-A.

Under Article VIII-A of the code, the Department may impose the assessment only to the extent that the assessment revenues qualify as the State share of Medical Assistance (MA) Program expenditures eligible for Federal financial participation (FFP). To ensure receipt of FFP, Article VIII-A of the code requires the Department to seek a waiver from the Centers for Medicare & Medicaid Services (CMS), if necessary, to implement the Assessment Program. See 62 P.S. § 812-A. CMS approved the Department's waiver request on December 7, 2022.

For each fiscal year that the Assessment Program is implemented, the Secretary of the Department (Secretary) determines the aggregate amount of the assessment and the annual assessment rates in consultation with the Secretary of the Budget. See 62 P.S. § 804-A. The annual assessment rates must be sufficient to generate at least \$50 million in additional revenue, but not more than the maximum aggregate assessment amount that qualifies for FFP. See 62 P.S. § 804-A.

Before imposing an annual assessment for a fiscal year, the Secretary must publish a notice in the *Pennsylvania Bulletin*. The notice must specify the amount of the assessment being proposed, explain the proposed assessment methodology, identify the estimated assessment amount and aggregate impact on nursing facilities subject to the assessment and provide interested persons a 30-day period to comment. See 62 P.S. § 805-A.

After consideration of any comments received during the 30-day comment period, the Secretary must publish a second notice announcing the rate of assessment for the fiscal year. See 62 P.S. § 805-A. The annual aggregate assessment amount and assessment rate for the fiscal year must be approved by the Governor. See 62 P.S. § 804-A.

The Secretary published a notice at 52 Pa.B. 6120 (September 24, 2022) announcing the proposed assessment rates, the aggregate amount and the impact for FY 2022-2023. No comments were received by the Department in response to the proposed rates notice.

Assessment Methodology and Rates

The following nursing facilities will continue to be exempt from the Assessment Program in FY 2022-2023:

- (1) State-owned and operated nursing facilities.
- (2) Veteran’s Administration nursing facilities.
- (3) Nursing facilities that provide nursing facility services free of charge to all residents.
- (4) Nursing facilities that have not been licensed and operated by either the current or a previous owner for the full calendar quarter prior to the calendar quarter for which an assessment is collected.

For FY 2022-2023, the Department will continue to assess nonexempt nursing facilities at two rates. An assessment rate of \$9.32, which represents an increase of \$3.76 from last year’s rate, will apply to the following five categories of nursing facilities:

- County nursing facilities.
- Nursing facilities that have 44 or fewer licensed beds.
- Certain continuing care retirement community (CCRC) nursing facilities (see 40 Pa.B. 7297 (December 18, 2010)).
- Nursing facilities with an MA occupancy rate of at least 94% based on Calendar Year (CY) 2021 resident

days as of July 19, 2022. For the purpose of qualifying for the lower assessment rate, a nursing facility’s MA occupancy rate will be calculated as follows: MA Occupancy Rate = Sum of Total PA MA Days from the CY 2021 resident days data ÷ Sum of Total Resident Days from the CY 2021 resident days data, rounded to two decimals (nearest whole percent).

- Nursing facilities with at least 90,000 MA days and with an overall occupancy rate of 77% or higher based on the CY 2021 resident days as of July 19, 2022. For the purpose of qualifying for the lower assessment rate, a nursing facility’s overall occupancy rate will be calculated as follows: Overall Occupancy Rate = Sum of Total Resident Days from CY 2021 resident days as of July 19, 2022 ÷ (number of licensed beds as of February 10, 2022 × number of days in the fiscal year), rounded to two decimals (nearest whole percent). The overall occupancy rate calculation will use 365 days in a fiscal year unless the state fiscal year includes an additional day due to leap year in which case the number of days in the fiscal year will be 366.

For all other nonexempt facilities, including nursing facilities that began participation in a CCRC on or after July 1, 2010, an assessment rate of \$33.41, which represents an increase of \$3.76 from last year’s rate, will apply.

Aggregate Assessment Amounts and Fiscal Impact

The Department estimates that the annual aggregate assessment fees for nonexempt nursing facilities will total \$446.312 million. The Department will use the State revenue derived from the assessment fees and any associated FFP to support payments to qualified MA nursing facility providers in accordance with applicable laws and regulations.

MEG SNEAD,
Acting Secretary

Fiscal Note: 14-NOT-1561. (1) General Fund; (2) Implementing Year 2022-2023 is -\$446,312,000; (3) 1st Succeeding Year 2023-24 through 5th Succeeding Year 2027-28 are \$0; (4) 2021-22 Program—\$4,252,000,000; 2020-21 Program—\$3,166,000,000; 2019-20 Program—\$2,329,000,000; (7) Community HealthChoices; (8) recommends adoption. Funds have been accounted for in the budget.

[Pa.B. Doc. No. 23-122. Filed for public inspection January 27, 2023, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P.S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P.S. § 165-11(e)), no contracts for public work shall be awarded to these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, for 3 years after the date of publication in the *Pennsylvania Bulletin*.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Litz Electric, Inc. and Timothy Litz, individually FEIN No. 25-1560105	125 Stadium Drive Bellwood, PA 16617 P.O. Box 52 Bellwood, PA 16617	January 28, 2023

JENNIFER BERRIER,
Secretary

[Pa.B. Doc. No. 23-123. Filed for public inspection January 27, 2023, 9:00 a.m.]

DEPARTMENT OF REVENUE

Annual Inflation Adjustment for Distributions to Counties and Municipalities; Pennsylvania Gaming Cash Flow Management

In accordance with 61 Pa. Code § 1001.8 (relating to State Gaming Fund transfers), the Secretary of Revenue announces that, for the year beginning January 1, 2023, the Annual Inflation Adjustment as proscribed in 4 Pa.C.S. § 1403(d) (relating to establishment of State Gaming Fund and net slot machine revenue distribution) is 6.4%.

Section 1403(c) of 4 Pa.C.S. requires the Department of Revenue (Department) to utilize the most recent Consumer Price Index effective immediately prior to the date the adjustment is due to take effect to calculate the quarterly distributions from the State Gaming Fund to the counties or municipalities. This adjustment was published by the United States Department of Labor, Bureau of Labor Statistics on January 12, 2023. Therefore, the Department is publishing notice of the Annual Inflation Adjustment.

JOHN KASCHAK,
Acting Secretary

[Pa.B. Doc. No. 23-124. Filed for public inspection January 27, 2023, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency / Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
16A-66	Bureau of Professional and Occupational Affairs Consideration of Criminal Convictions 52 Pa.B. 7108 (November 19, 2022)	12/19/22	01/18/23

Bureau of Professional and Occupational Affairs Regulation # 16A-66 (IRRC # 3361)

Consideration of Criminal Convictions

January 18, 2023

We submit for your consideration the following comments on the proposed rulemaking published in the November 19, 2022 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P.S. § 745.5b). Section 5.1(a) of the RRA (71 P.S. § 745.5a(a)) directs the Bureau of Professional and Occupational Affairs (Bureau) to respond to all comments received from us or any other source.

1. Legislative intent; Clarity; Reasonableness.

Act 53 of 2020 (Act 53) (63 Pa.C.S. §§ 3112—3118) set forth a new paradigm for the Bureau's various professional and occupational licensing boards and commissions in considering the impact of criminal convictions on a board or commission's decision whether to refuse to issue or renew, suspend, revoke, or otherwise limit a license, certificate, registration, or permit. This proposed regulation is the Bureau's enactment of the provisions and requirements of Act 53. The Bureau states,

This proposed rulemaking is intended to provide transparency to applicants with criminal histories relating to the types of crimes that may be an impediment to licensure and the factors that the boards and commissions will consider in determining whether an applicant with a criminal conviction may be granted a license. This proposed rulemaking accomplishes these ends by promulgating schedules of

criminal convictions that may constitute grounds to refuse to issue, suspend or revoke a license, certificate, registration or permit for each of the 29 professional and occupational licensing boards/commissions as required under 63 Pa.C.S. § 3117. As required under 63 Pa.C.S. § 3117, the Acting Commissioner [of Professional and Occupational Affairs (Commissioner)] consulted with each of the professional and occupational licensing boards, as well as representatives of the business community with knowledge of the respective professions and occupations in developing these schedules.

In determining whether a proposed, final-form, final-omitted, or existing regulation is in the public interest, the Independent Regulatory Review Commission (IRRC) shall, first and foremost, determine whether the agency has the statutory authority to promulgate the regulation and whether the regulation conforms to the intent of the General Assembly in the enactment of the statute upon which the regulation is based. In making its determination, IRRC shall consider written comments submitted by the committees and current members of the General Assembly, pertinent opinions of Pennsylvania's courts and formal opinions of the Attorney General. 71 P.S. § 745.5b.

Representatives Sheryl Delozier and Jordan Harris and Senators John DiSanto and Judith Schwank, prime sponsors of the legislation that ultimately was enacted as Act 53, more commonly known as "occupational licensing reform," submitted comments raising concerns about the proposed regulation. The legislators state that they be-

lieve that the Bureau and its boards and commissions have misconstrued the intent of Act 53. The legislators write,

The general theme of Act 53 was that applicants can be presumed unfit only for convictions that are directly related to the practice of the profession in which they seek to practice. The boards and commissions that operate under the umbrella of the [Bureau] were charged with determining what offenses are “directly related” to their practice areas.

But the lists of “directly related” offenses proposed by the licensing boards and commissions are overly broad and are in direct contrast to the spirit of this legislation and the intentions of its makers. For example, the Barber Board’s list includes convictions for the possession of a controlled substance with the intent to deliver and felony DUI. Unequivocally, these offenses were not what the General Assembly envisioned as being “directly related” to the profession of barbering when approving this language. Indeed, it compels one to suspend all logic and sense to understand the reasoning underlying the inclusion of these offenses, knowing that such convictions result in the presumption that the applicant poses a “substantial risk” if licensed.

* * * *

In other examples, the Board of Nursing has listed as “directly related” 92 separate offenses beyond violent, sexual, and drug trafficking offenses. Many of the boards include garden[-]variety drug offenses on their lists, seemingly for only a general feeling that drugs are bad.

Moreover, none of the lists contain time limits on how long an offense is “directly related.” As a result, anyone who ever in their lives was convicted of a listed offense is presumed unfit, no matter how many years have passed. These lifetime bans look remarkably similar to the prior law that we replaced with Act 53, which permitted exclusion of people with felony convictions for their entire lives. A regulatory package that creates lists of lifetime bans is not consistent with the intent of Act 53, which was to open the licensed professions to people with criminal records if they are fit to do the work and do not pose a heightened risk.

The regulatory package frequently discusses “transparency” as if it were the goal that drove Act 53. While transparency was certainly a goal of the legislation, the primary objectives, as we have said, were to open the professions more widely to rehabilitated people with old and unrelated criminal records and to provide relief to businesses struggling to find qualified workers.

We urge the Department [of State] to thoroughly review and revise with the boards and commissions the “directly related” lists before resubmission of the package to [IRRC], based upon the intent of the law.

Commenters agree with and echo concerns raised by the legislators. Commenters state that the proposed regulation includes directly related lists of criminal offenses which are generally overbroad and include no time limits for consideration of offenses. Commenters emphasize the concern that the regulations effectively create lifetime bans on pursuing certain occupations if the individual was convicted of one of the listed crimes at some point—even decades in the past. The co-sponsorship memo from Senators DiSanto and Schwank states that

the legislation “will remove unnecessary barriers to employment and entrepreneurship” by requiring occupational licensure boards and commissions to consider, among other factors, “the amount of time that has passed since conviction.” Further, Sen. DiSanto remarked on the Senate floor that the legislation overhauls the State’s “restrictive occupational licensure laws that deny many qualified residents the right to work because of an old or irrelevant criminal record.”

Commenters raise additional concerns that although the presumption of unfitness may be overcome in an individualized assessment which is provided for in Section 43b.404 (relating to consideration of criminal convictions), the individualized assessment does not occur until after completion of training. One commenter notes that “[f]ew people will be able to devote the time and resources to a training program for a profession knowing that they face such a presumption at the end. In this way, the proposed regulations frustrate the purpose of Act 53 by deterring and excluding low-risk people with criminal convictions.”

The Bureau addresses the concept of placing time limits in the proposed schedules in response to Regulatory Analysis Form (RAF) Question # 26 relating to alternative regulatory provisions. The Bureau explains that the definition of “directly relates” in Act 53 is not time-bound, nor has the General Assembly placed time limits on which crimes or categories of crimes may be considered by boards/commissions in making licensure determinations. Citing the definition of “directly relates” as taken from Act 53, the Bureau states in the RAF that a crime directly relates to a particular profession or occupation where “[t]he nature of the criminal conduct for which the person was convicted has a direct bearing on the fitness or ability to perform one or more of the duties or responsibilities necessarily related to the profession, trade or occupation for which the individual seeks licensure.” Thus, the Bureau explains, it is the nature of the criminal conduct that dictates whether a crime directly relates to a profession, and not when the crime occurred. The Bureau states that it believes that the inclusion of time limits would be inconsistent with the legislative intent of Act 53 and amounts to a basic policy decision that is best left to the General Assembly. The Bureau concludes its response by stating that the Commissioner and the boards/commissions believe that the proposed regulation represents the least restrictive, acceptable alternative consistent with the legislative intent of Act 53.

Section 2(a) of the RRA, pertaining to legislative intent, provides the following direction: “To the greatest extent possible, this act is intended to encourage the resolution of objections to a regulation and the reaching of a consensus among [IRRC], the standing committees, interested parties and the agency.” 71 P.S. § 745.2(a). As it prepares the final-form regulation, we ask the Bureau to consult the legislature to clarify the legislative intent of Act 53 and to engage stakeholders to reach consensus where possible. Additionally, we ask the Bureau to explain in the Preamble how the final-form regulation is reasonable and consistent with the General Assembly’s intent.

2. Protection of the public health, safety, and welfare; Reasonableness.

The Bureau proposes a schedule of criminal convictions that may constitute ground to refuse to issue, suspend, or revoke a license, certificate, registration, or permit for each of the 29 professional and occupational licensing

boards and commissions in proposed Sections 43b.423—43b.451. The Bureau states, “Each schedule indicates which offenses are those that the applicable licensing board or commission deems as directly related to the occupations or professions regulated by that board or commission, that is, those offenses where the nature of the criminal conduct for which the person was convicted has a direct bearing on the fitness or ability to perform one or more of the duties or responsibilities necessarily related to the profession or occupation for which the individual seeks a license, registration, certificate, or permit.”

The PA Chiropractic Association (Association) opposes the proposed regulation as relates to doctors of chiropractic, stating that there are at least 27 crimes and offenses considered to be directly related to the chiropractic profession that are not considered to be directly related to the medical profession. Conversely, the Association points out that there are at least 15 crimes and offenses considered to be directly related to the medical profession that are not considered to be directly related to the chiropractic profession.

Similarly, several nursing associations raise concerns over inconsistency among health care professionals, noting that there are over 90 crimes on the list of directly related offenses under the Board of Nursing, whereas the Medical Board’s list has 34 crimes. One association points out that theft-related crimes of all grades, DUI, possession of a small amount of marijuana, and lower-level crimes like simple assault are included as directly related to Registered Nurses (inclusive of Nurse Practitioners) and Licensed Practical Nurses, but not included as directly related to Physician’s Assistants or Physicians.

Commenters assert that crimes that are designated as directly related should be uniform across all health care professions and occupations except where the listed offenses are specific to the scope of practice. Did the health care licensing boards consult with one another in determining which offenses to include in their schedules? We ask the Bureau to explain the reasonableness of and any impact on the public health, safety, and welfare of inconsistency among the schedules of health care professionals.

3. Section 43b.201. Fees for services.—Clarity.

This section establishes a fee for a preliminary determination application. While the Bureau addresses the process for qualifying for a waiver of the fee in the Preamble, the proposed regulation itself is silent on the existence of a waiver and the process for obtaining one. We ask the Bureau to add language to this section in the final regulation clarifying the availability of and process for seeking a waiver of the fee for a preliminary determination application.

4. Section 43b.404. Consideration of criminal convictions.—Clarity.

The Pennsylvania Society of Health-System Pharmacists requests clarification relating to drug trafficking offenses, stating that Subparagraph (d)(2)(ix) also should pertain to pharmacy interns and their registration process. We ask the Bureau to include pharmacy interns in this provision in the final regulation.

5. Schedules of criminal convictions.—Reasonableness.

Related to Section 43b.423 (relating to schedule of criminal convictions—State Board of Accountancy), the Pennsylvania Institute of Certified Public Accountants

(PICPA) provides a list of other crimes, such as theft of trade secrets and mail fraud, which PICPA believes directly relate to the duties necessary to ensure the public’s trust and confidence in the profession. PICPA asserts that these convictions should be added to the final regulation. We ask the Bureau to amend the final regulation to include the directly related convictions or explain in the Preamble to the final regulation the reasonableness of excluding them.

Based on the insights provided by this commenter, we ask the Bureau to consider whether additional offenses specific to other boards/commissions were omitted. A thorough reevaluation of all offenses and practices is therefore encouraged to ensure that the final list is appropriate, reasonable, and neither over-broad nor under-inclusive.

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 23-125. Filed for public inspection January 27, 2023, 9:00 a.m.]

INSURANCE DEPARTMENT

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized under section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the company’s termination of the homeowners policy. The proceedings will be held in accordance with the requirements of the act; 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). This administrative hearing will be held as follows. Failure by the appellants to appear at the scheduled hearing may result in dismissal with prejudice.

The hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17130.

Appeal of Jesse W. Dowhower and Angela Otto; Erie Insurance Company; File No. 22-178-276193; Doc. No. P23-01-003; March 15, 2023, 9:30 a.m.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner’s Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

MICHAEL HUMPHREYS,
Acting Insurance Commissioner

[Pa.B. Doc. No. 23-126. Filed for public inspection January 27, 2023, 9:00 a.m.]

INSURANCE DEPARTMENT

Cassandra Noel Zangari; License Denial Appeal; Doc. No. AG23-01-002

Under Article VI-A of The Insurance Department Act of 1921 (40 P.S. §§ 310.1—310.99a), Cassandra Noel Zangari has appealed the denial of an application for an insurance producer's license. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing telephone conference initiated by this office is scheduled for February 27, 2023, at 2 p.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before February 24, 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 February 14, 2023. 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 February 24, 2023.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodations to participate in the hearing, contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

MICHAEL HUMPHREYS,
Acting Insurance Commissioner

[Pa.B. Doc. No. 23-127. Filed for public inspection January 27, 2023, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule; Milk Marketing Area No. 1

Under the provisions of the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 1 on March 15, 2023, beginning at 9 a.m. The hearing will be held by teleconference at (267) 332-8737. The conference ID is 486 898 959.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 1. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the first halves of calendar years 2021 and 2022; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; and a reasonable rate of return to

milk dealers. Evidence and testimony will be considered regarding the heating fuel adjuster in Milk Marketing Area 1. Evidence and testimony will be considered regarding the diesel fuel cost adjuster in Milk Marketing Area 1. Evidence and testimony will be considered regarding the container efficiency adjustment.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 1 p.m. on February 7, 2023, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 1 p.m. on February 7, 2023, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@pa.gov.

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 2 p.m. on February 15, 2023, Board staff shall file with the Board one electronic copy, and ensure receipt by all other parties of one electronic copy, of:

a. A list of witnesses who will testify for staff, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 2 p.m. on March 1, 2023, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 2 p.m. on March 8, 2023, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board, or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whether these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing directed to chardbarger@pa.gov and received by 1 p.m. on March 3, 2023.

Electronic filings should be made to deberly@pa.gov. The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

CAROL HARDBARGER,
Secretary

[Pa.B. Doc. No. 23-128. Filed for public inspection January 27, 2023, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule; Milk Marketing Area No. 2

Under the provisions of the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 2 on March 15, 2023, beginning at 9:30 a.m. The hearing will be held by teleconference at (267) 332-8737. The conference ID is 486 898 959.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 2. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the first halves of calendar years 2021 and 2022; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; and a reasonable rate of return to milk dealers. Evidence and testimony will be considered regarding the heating fuel adjuster in Milk Marketing Area No. 2. Evidence and testimony will be considered regarding the diesel fuel cost adjuster in Milk Marketing Area No. 2. Evidence and testimony will be considered regarding the container efficiency adjustment.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 1 p.m. on February 7, 2023, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 1 p.m. on February 7, 2023, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@pa.gov.

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 2 p.m. on February 15, 2023, Board staff shall file with the Board one electronic copy and ensure receipt by all other parties of one electronic copy, of:

a. A list of witnesses who will testify for Staff, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 2 p.m. on March 1, 2023, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 2 p.m. on March 8, 2023, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board, or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whether these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing directed to chardbarge@pa.gov and received by 1 p.m. on March 3, 2023.

Electronic filings should be made to deberly@pa.gov. The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

CAROL HARDBARGER,
Secretary

[Pa.B. Doc. No. 23-129. Filed for public inspection January 27, 2023, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule; Milk Marketing Area No. 4

Under the provisions of the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 4 on March 15, 2023, beginning at 10 a.m. The hearing will be held by teleconference at (267) 332-8737. The conference ID is 486 898 959.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 4. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the first halves of calendar years 2021 and 2022; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; and a reasonable rate of return to milk dealers. Evidence and testimony will be considered regarding the heating fuel adjuster in Milk Marketing Area No. 4. Evidence and testimony will be considered regarding the diesel fuel cost adjuster in Milk Marketing Area No. 4. Evidence and testimony will be considered regarding the container efficiency adjustment.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 1 p.m. on February 7, 2023, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 1 p.m. on February 7, 2023, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@pa.gov.

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 2 p.m. on February 15, 2023, Board staff shall file with the Board one electronic copy and ensure receipt by all other parties of one electronic copy, of:

a. A list of witnesses who will testify for Staff, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 2 p.m. on March 1, 2023, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 2 p.m. on March 8, 2023, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board, or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whether these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing directed to chardbarge@pa.gov and received by 1 p.m. on March 3, 2023.

Electronic filings should be made to deberly@pa.gov. The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

CAROL HARDBARGER,
Secretary

[Pa.B. Doc. No. 23-130. Filed for public inspection January 27, 2023, 9:00 a.m.]

**PENNSYLVANIA PUBLIC
UTILITY COMMISSION**

Act 13 of 2012; Producer Fees for Calendar Year 2022

Average Annual Price of Natural Gas for Calendar Year 2022:⁽¹⁾ \$6.644

Consumer Price Index, Urban Consumers, PA, NJ, DE and MD:⁽²⁾ 6.4%

**Number of Spud Wells for
Calendar Years 2021 and 2022**

	2021	2022
Number of wells spud	518	574

CPI adjustment to spud well fees is applicable in 2022. See 58 Pa.C.S. § 2302(c) (relating to unconventional gas well fee).

**Unconventional Gas Well Fees for
Calendar Year 2022**

Year of Well ⁽³⁾	Horizontal	Vertical—Producing
Year 1	\$69,100	\$13,800
Year 2	\$63,200	\$12,600
Year 3	\$57,500	\$11,500
Year 4—10	\$23,000	\$4,600
Year 11—15	\$11,600	N/A

⁽¹⁾ Source: <https://www.nrg.com>

⁽²⁾ Source: www.bls.gov

⁽³⁾ Horizontal unconventional gas wells pay the yearly fee upon spudding plus 2 subsequent years. Fees after the first 3 years are based on production levels as defined in 58 Pa.C.S. § 2302(b.1). Vertical wells producing gas levels above a 90,000 cubic feet average in any one given month during the current reporting year are subject to 20% of the applicable horizontal well fee rounded to the nearest \$100. Active vertical wells are assessed a fee for 10 years.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 23-131. Filed for public inspection January 27, 2023, 9:00 a.m.]

**PENNSYLVANIA PUBLIC
UTILITY COMMISSION**

**Electric Generation Supplier License Cancellation
of Companies with an Expired Financial Security,
Insufficient Financial Security Amount or
Language**

Public Meeting held
January 12, 2023

Commissioners Present: Gladys Brown Dutrieuille, Chairperson; Stephen M. DeFrank, Vice Chairperson; Ralph V. Yanora; Katheryn L. Zeffuss; John F. Coleman Jr.

*Electric Generation Supplier License Cancellation of
Companies with an Expired Financial Security,
Insufficient Financial Security Amount or Language;
M-2022-3030286*

Tentative Order

By the Commission:

The Commission's regulations at 52 Pa. Code § 54.40(a) state that an Electric Generation Supplier (EGS) license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. In addition, 52 Pa. Code § 54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a bond or other approved security in the amount directed by the Commission has been obtained.

Each EGS must file an original bond, letter of credit, continuation certificate, amendment, or other approved

financial instrument with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA, 17120, prior to the EGS's current security expiration date. Each financial instrument must be an original document that displays a "wet" signature or digital signature, preferably in blue ink, and displays a "raised seal" or original notary stamp. The name of the principal on the original financial instrument must match exactly with the name that appears on the EGS's license issued by the Commission.

Failure to file before the financial security's expiration date may cause Commission staff to initiate a formal

proceeding that may lead to the following: cancellation of each company's electric supplier license, removal of each company's information from the Commission's website, and notification to all electric distribution companies, in which each company is licensed to do business, of the cancellation of the license.

As of January 3, 2023, each EGS listed in the Supplier Table below has not provided proof to the Commission that it has a bond or other approved security in the amount or language directed by the Commission, to replace a bond which is expired, or which is non-compliant with Commission regulations.

Supplier Table—List of Electric Generation Suppliers

<i>Docket Number</i>	<i>Company Name</i>	<i>Financial Security Expiration Date</i>	<i>Commission Approved Amount or Language</i>
A-2021-3024563*	ALL CHOICE ENERGY MIDAMERICA, LLC	1/1/2023	No
A-2020-3019081	LIGHT STAR ENERGY GROUP, LLC	12/28/2022	Yes
A-2010-2151569	PLATINUM ADVERTISING II, LLC	12/27/2022	Yes
A-2021-3029728*	SPARTACUS ENERGY SERVICES, LLC	12/20/2022	No

*Taking title to electricity

As part of its EGS license validation procedures, the Commission's Bureau of Technical Utility Services sent a 90-day Security Renewal Notice email to each entity in the Supplier Table above stating that original documentation of a bond, or other approved security in the amount or language directed by the Commission, must be filed within 30-days prior to each entity's security expiration date. None of the companies listed in the Supplier Table provided the required documentation.

Based on the above facts, we tentatively conclude that the EGSs listed in the Supplier Table are not in compliance with 52 Pa. Code § 54.40(a) and (d) and therefore it is appropriate to initiate the cancellation process for the EGS license of each company listed in the Supplier Table, without the necessity of a formal complaint, as being in the public interest; *Therefore,*

It Is Ordered That:

1. Cancellation of the Electric Generation Supplier License of each company listed in the Supplier Table is hereby tentatively approved as being in the public interest.

2. The Secretary (i) serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation & Enforcement, all electric generation distribution companies, and all of the Electric Generation Suppliers listed in the Supplier Table; (ii) publish a copy of this Tentative Order in the *Pennsylvania Bulletin* with a 30-day comment period; and (iii) file a copy of this Tentative Order at each Electric Generation Supplier's assigned docket number.

3. To the extent any of the Electric Generation Suppliers listed in the Supplier Table challenge the cancellation of their license, they must file comments within thirty (30) days after publication of this Tentative Order in the *Pennsylvania Bulletin*. Written comments referencing Docket No. M-2022-3030286 must be eFiled to the Pennsylvania Public Utility Commission through the Commission's eFiling System. You may set up a free eFiling

account with the Commission at <https://efiling.puc.pa.gov/> if you do not have one. Filing instructions may be found on the Commission's website at http://www.puc.pa.gov/filing_resources.aspx. Comments containing confidential information should be emailed to Commission Secretary Rosemary Chiavetta at rchiavetta@pa.gov rather than eFiled.

4. Alternatively, Electric Generation Suppliers listed in the Supplier Table may provide the Commission an approved security up to and within thirty (30) days after publication in the *Pennsylvania Bulletin*. The Electric Generation Supplier must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument displaying a "wet" signature or digital signature, preferably in blue ink, and displaying a "raised seal" or original notary stamp with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA, 17120.

5. Absent the timely (i) filing of comments challenging the cancellation of the Electric Generation Supplier's license, or (ii) the filing of an approved security within 30-days after publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Services, shall prepare a Final Order for entry by the Secretary revoking the license of each Electric Generation Supplier that fails to respond.

6. Upon entry of the Final Order, Electric Generation Suppliers that remain listed as not in compliance with 52 Pa. Code § 54.40(a) and (d) will be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility Services and the Assessment Section of the Bureau of Administration, removed from the Commission's website, and notifications be sent to all electric distribution companies in which the Electric Generation Suppliers are licensed to do business.

7. Upon entry of the Final Order, Electric Generation Suppliers that fail to respond will be prohibited from providing electric generation supply services to retail electric customers. That upon entry of the Final Order

described in Ordering Paragraph No. 5, each electric distribution company in which the Electric Generation Suppliers are licensed to do business, shall return the customers of the Electric Generation Suppliers to default service.

ROSEMARY CHIAVETTA,
Secretary

ORDER ADOPTED: January 12, 2023

ORDER ENTERED: January 12, 2023

[Pa.B. Doc. No. 23-132. Filed for public inspection January 27, 2023, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Natural Gas Service

A-2023-3037687. Columbia Gas of Pennsylvania, Inc. Application for approval of abandonment of natural gas service by Columbia Gas of Pennsylvania, Inc. to six active residential customers and four inactive residential customers in Greene County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before Monday, February 13, 2023. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, or on the Pennsylvania Public Utility Commission's (Commission) web site at www.puc.pa.gov, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Commission's web site at www.puc.pa.gov and at the applicant's business address. 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: Columbia Gas of Pennsylvania, Inc.

Through and By Counsel: Candis A. Tunilo, Esquire, 800 North Third Street, Suite 204, Harrisburg, PA 17102, ctunilo@nisource.com; Theodore J. Gallagher, Esquire, 121 Champion Way, Suite 100, Canonsburg, PA 15317, tjgallagher@nisource.com

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 23-133. Filed for public inspection January 27, 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 February 13, 2023. Filings are recommended to be made electronically through eFiling to the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by February 13, 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 by searching under the previously listed docket number or by searching the applicant's web site.

Applications of the following for approval to begin operating as common carriers for transportation of persons as described under each application.

A-2022-3037307. One Transportation Services, LLC (143 Sutherland Drive, East Earl, Lancaster County, PA 17519) to transport, by motor vehicle, in paratransit service, persons from points in Lancaster County, to points in Pennsylvania, and return.

A-2023-3037480. Blakk Pearl, LLC (2234 1/2 Webster Avenue, Pittsburgh, Allegheny County, PA 15219-4267) 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 Allegheny County.

A-2023-3037516. Tys Daycare & Pre K Center, Inc., t/a Tys Healthy Healers (2670 Chelsie Drive, Erie, Erie County, PA 16509) to transport, by motor vehicle, in paratransit service, persons from points in the Counties of Allegheny, Bedford, Blair, Bradford, Butler, Cambria, Centre, Clarion, Clearfield, Columbia, Crawford, Cumberland, Erie, Forest, Fulton, Jefferson, Lycoming, McKean, Mercer, Pike, Potter, Tioga, Venango, Warren, Washington and Westmoreland, to points in Pennsylvania, and return.

A-2023-3037561. Luke Yummy, Inc., t/a Luke's Yummy Catering (1400 Willow Avenue, Elkins Park, Montgomery County, PA 19027) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, between points in the Counties of Bucks, Chester, Delaware and Montgomery, and the City and County of Philadelphia.

A-2022-3037612. Lifeline Medical Services, Inc., t/a Lifecare Transport (2562 Boulevard of the Generals, Suite 250, Norristown, Montgomery County, PA 19403) to transport, as a common carrier, by motor vehicle, persons in paratransit service, between points in the Counties of Bucks, Delaware and Montgomery, and the City and County of Philadelphia. *Attorney:* Christopher M. McLean, Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101.

A-2023-3037648. Safety 1st Paratransit, Inc. (1038 Edge Hill Road, Abington, Montgomery County, PA 19001) to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the City and County of Philadelphia, to points in Pennsylvania, and return.

A-2023-3037675. The Cat's Meow Limousines, LLC (260 Quail Hill Road, Connellsville, Fayette County, PA 15425) persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in Fayette County, to points in the Counties of Allegheny, Somerset and Westmoreland, and return.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods by transfer of rights as described under the application.

A-2022-3037391. Forward Moving, LLC, t/a Zippy Shell of PA, LLC (191 South Keim Sreet, Unit 2D-1, Pottstown, Montgomery County, PA 19464) for the approval of the transfer of the rights of Masha Mobile Moving and Storage, LLC, t/a Zippy Shell of Greater Philadelphia, to transport, as a common carrier, by motor vehicle, household goods in use, between points in Pennsylvania, as originally docketed at A-8920288/A-2019-3007166, to Forward Moving, LLC, t/a Zippy Shell of PA, LLC. *Attorney:* Garret Kirkpatrick, Zippy Shell of PA, LLC, 11640 Northpark Drive, Suite 300, Wake Forest, NC 27587.

Application of the following for approval to begin operating as a broker for transportation of persons as described under the application.

A-2022-3037468. Ride Roundtrip, Inc., t/a Roundtrip (441 North 5th Street, Suite 201, Philadelphia, Philadelphia County, PA 19123) to operate as a broker for the transportation of persons, between points in Pennsylvania.

Applications of the following for the approval of the right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under each application.

A-2022-3036872. Lehigh Valley Medical Transportation & Consulting, Inc. (1475 Pleasant Drive, Dover, York County, PA 17315) discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons in paratransit service, as more thoroughly described in the original ordering paragraphs at A-00124080.

A-2018-3000445. S&P Network, LLC (5267 Simpson Ferry Road, Mechanicsburg, Cumberland County, PA 17050) for the discontinuance and cancellation of its right to transport, as a common carrier, by motor vehicle, household goods in use, between points in Pennsylvania.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 23-134. Filed for public inspection January 27, 2023, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2023-3037592. Palmerton Telephone Company, Inc. and Teleport Communications America, LLC. Joint petition of Palmerton Telephone Company, Inc. and Teleport Communications America, LLC for approval of

an interconnection and reciprocal compensation agreement under section 252(e) of the Telecommunications Act of 1996.

Palmerton Telephone Company, Inc. and Teleport Communications America, LLC, by their counsel, filed on January 11, 2023, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection and reciprocal compensation agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement. Filings must be made electronically through eFiling with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Palmerton Telephone Company, Inc. and Teleport Communications America, LLC joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 23-135. Filed for public inspection January 27, 2023, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Transfer of Control

A-2023-3037647, A-2023-3037658 and A-2023-3037659. The Hancock Telephone Company, Inc., Hancock Long Distance, Inc., RCW Family, LLC, The Margaret J.B. Reese Credit Shelter Trust, Suzanne B. Feehan, Maureen L. Mackin, June B. Nolan and Archtop Fiber, LLC. Joint application of The Hancock Telephone Company, Inc., Hancock Long Distance, Inc., RCW Family, LLC, The Margaret J.B. Reese Credit Shelter Trust, Suzanne B. Feehan, Maureen L. Mackin, June B. Nolan and Archtop Fiber, LLC for approvals of a general rule transfer of control.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before Monday, February 13, 2023. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, or on the Pennsylvania Public Utility Commission's (Commission) web site at www.puc.pa.gov with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Commission's web site at www.puc.pa.gov and at the applicant's business address. 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.

Applicants: The Hancock Telephone Company, Inc.; Hancock Long Distance, Inc.; Archtop Fiber, LLC

Through and By Counsel: Norman J. Kennard, Esquire, Sarah C. Stoner, Esquire, Eckert Seamans Cherin

& Mellott, 213 Market Street, 8th Floor, Harrisburg, PA 17101, (717) 237-6000, nkennard@eckertseamans.com, sstoner@eckertseamans.com; K.C. Halm, Paul B. Hudson, Davis Wright Tremaine, LLP, 1301 K Street, North West, Suite 500 East, Washington, DC 20005, (202) 973-4287, kchalm@dwt.com, paulhudson@dwt.com

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 23-136. Filed for public inspection January 27, 2023, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Voluntarily Negotiated Interconnection Agreements under 47 U.S.C. § 252(e)(2)

By Final Opinion and Order entered June 16, 2022, at docket number M-2022-3030709, the Pennsylvania Public Utility Commission (Commission) directed that certain voluntarily negotiated interconnection agreements and subsequent amendments would be assigned to a delegated Commission Bureau for resolution. The parties of these interconnection agreements or amendments would be advised of the disposition by means of Secretarial Letter.

Since the modification to the review process, the following interconnection agreements or amendments have been approved by the Commission by means of Secretarial Letter:

- **A-2022-3036435.**—Joint petition of Commonwealth Telephone Company, LLC, d/b/a Frontier Communications Commonwealth Telephone Company and CenturyLink Communications, LLC for approval of a second amendment to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

- **A-2022-3036436.**—Joint petition of Frontier Communications of Breezewood, LLC, Frontier Communications of Canton, LLC, Frontier Communications of Lakewood, LLC, Frontier Communications of Oswayo River, LLC, Frontier Communications of Pennsylvania, LLC and CenturyLink Communications, LLC for approval of second amendments to interconnection agreements under section 252(e) of the Telecommunications Act of 1996.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 23-137. Filed for public inspection January 27, 2023, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Petition for Changes to Taxicab Tariff; Doc. No. 22-002

Order

By the Authority:

The Authority is the sole regulator of all taxicab, limousine and transportation network company services

in Philadelphia.¹ The Authority is empowered to conduct rate investigations and determine the rates that shall be charged by all taxicabs authorized to provide call or demand service in Philadelphia.²

On June 28, 2022, the Authority authorized the Taxicab and Limousine Division (“TLD”) to amend the open rate investigation³ to gather information and comment concerning the amended petition for a rate change that was filed with the TLD seeking:

“an increase in the Airport flat rate from \$28.50 to \$32.00. Petitioner further request that the minimum fare from the Airport increase from \$11.00 to \$20.00. Both of these amendments will offset the reduction in fares, escalating fuel and consumer prices, and the rising cost of vehicle maintenance.”⁴

Currently, the taxicab tariff allows for a flat rate of \$28.50 to be charged to and from⁵ the Philadelphia International Airport (“Airport”) and the Center City Zone, as defined by the tariff in lieu of the metered rate charged by medallion taxicabs (hereinafter “Flat Rate”).⁶ Additionally, the current taxicab tariff sets a minimum fare of \$11.00 for any medallion taxicab trip starting an Airport taxicab stand. The Airport egress fee of \$1.50 is included in both the Flat Rate and minimum fare.

The TLD sought written comments from the industry members and the general public concerning the aforementioned rate changes.⁷ A total of ninety-four (94) comments were received from the general public and industry members alike and 52% of the comments were in support of the TLD’s recommendations of increasing the Airport flat rate as proposed and increasing the minimum fare to only \$12.00.

The TLD investigated the proposed changes. The TLD gathered data concerning the number of taxicabs in service, number of trips being provided to and from the Airport, the current state of the market, comparable rates provided by other for-hire transportation services and ramifications resulting from the COVID-19 pandemic.

Based upon review of all information received and recommendation of TLD staff, *Now, Therefore, Be It Resolved and Ordered* by the Board of the Authority as follows:

Section 1. Rate Changes.

(a) Effective February 6, 2023, the current taxicab tariff is to be amended as follows:

¹ See the act of July 16, 2004, (P.L. 758, No. 94), 53 Pa.C.S. §§ 5701 et seq., as amended, (the “act”).

² See 53 Pa.C.S. §§ 5703 and 5720 (relating to rates, wages).

³ On March 30, 2021, the Authority authorized the reopening of a rate investigation per a Petition for Rate Change filed by then taxicab driver Ronald Blount (“Petitioner”) on March 8, 2021 and listed on TLD Docket No. P-21-03-01. The March 8, 2021 Petition sought to allow for an upfront flex fare pricing model through the Authority approved taxicab Curb smartphone application. The Authority approved the upfront flex fare on June 28, 2022 through Authority Order No. 22-001. However, on May 12, 2022, Petitioner filed an amended petition requesting the rate review to be also include changes to the rates relating to trips to and from the Philadelphia International Airport.

⁴ See TLD Docket No. P-21-03-01 Amended Petition for Rate Change, filed by taxicab driver Ronald Blount on May 12, 2022.

⁵ On a flat rate trip from the Airport to the Center City Zone, a \$1.00 per each additional passenger after the first passenger will be added to the meter after the flat rate is engaged on the meter by the driver after leaving the Airport.

⁶ The Center City Zone is defined in the current taxicab tariff by boundaries, which may be obtained on the TLD’s website at <https://philapark.org/taxicab-tariffs/>.

⁷ Per the Authority Board’s directive on June 28, 2022, the TLD notified the public and all members of the Philadelphia taxicab industry of its intention to receive input from all concerned parties during a comment period regarding the Amended Petition requests. All notices were accomplished by email on July 14, 2022 and August 4, 2022 to all regulated persons that have a registered email address with the TLD, publication in the *Pennsylvania Bulletin* on July 9, 2022 along with posting on the TLD’s website www.philapark.org/tld. Furthermore, as directed by the Authority Board on November 15, 2022, the TLD and PPA staff conducted a social media campaign for the solicitation of comments, which ran from December 22, 2022 through January 11, 2023.

1. The Flat Rate from the Center City Zone to the Airport is \$32.00 per one way trip regardless of the number of passengers;

2. The Flat Rate from the Airport to the Center City Zone is \$32.00 per one way trip for one (1) passenger. A \$1.00 per passenger surcharge for each additional passenger after the first will be added to the meter after the flat rate fee is engaged on the meter by the driver after leaving the Airport. This applies only to passengers over the age of twelve (12). If the trip necessitates a drop-off at more than one destination in the Center City Zone, the following applies: the flat rate and all additional per passenger surcharges of \$1.00 each are to be collected upon departure of the first passenger in the Center City Zone. The driver will then reset the meter initiating a new flag drop using the standard meter rates for each of the remaining passengers if each requires a separate drop-off.

3. The minimum fare that will include the egress fee for any trip starting at an Airport taxicab stand shall be \$12.00.

(b) All other rates as outlined in the current taxicab tariff shall remain unchanged.

Section 2. Action by Taxicab and Limousine Division.

(a) The TLD staff shall broadcast this Order to all members of the taxicab industry by email as well as posting it on the Authority’s website and within TLD Headquarters along with depositing this Order with the *Pennsylvania Bulletin* for publishing.

Section 3. Rate Review Investigation.

The rate review investigation that was reopened on March 30, 2021, as amended on June 28, 2022, is now closed.

BETH C. GROSSMAN, Esq.,
Chairperson
ALFRED W. TAUBENBERGER,
Vice Chairperson

ORDER ADOPTED: January 17, 2023

ORDER ENTERED: January 17, 2023

[Pa.B. Doc. No. 23-138. Filed for public inspection January 27, 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>
Dividing Ridge, LLC—Grove Farm Derek Hillegass 1235 Beulah Road Berlin, PA 15530	Somerset County/ Brothersvalley Township	0	Cattle	New	Approved
Penn England, LLC—Bush Farm Frederick L. England 888 Fairview Road Williamsburg, PA 16693	Blair County/ Woodbury Township	0	Cattle	New	Approved
Jacob Light—Sonlight Farms 177 Blue Mountain Road Fredericksburg, PA 17026	Lebanon County/ Bethel Township	225.61	Broilers/ Swine	Amended	Approved
Skyline Acres, Inc. Jennifer Hess 477 Skyline Drive Bernville, PA 19506	Berks County/ Upper Bern Township	491.1	Cattle	Existing	Rescind

<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>
Matthew O. Horning—Blue Lake Farm 3370 Forest Hill Road Mifflinburg, PA 17844	Union County/ West Buffalo Township	98.67	Equine	Amended	Approved
David D. Miller 879 Mill Road Punxsutawney, PA 15767	Jefferson County/ Gaskill Township	0	Veal	Existing	Rescind
Elam K. King—King Farm Elam K. King 219 Locust Street Leola, PA 17540	Lancaster County/ West Earl Township	14.2	Cattle/ Equine	New	Approved
Hissong Farmstead, Inc.—Unit 1 and Unit 2 Kirby Hissong, Vice President 6841 Buchanan Trail West Mercersburg, PA 17236	Franklin County/ Montgomery Township	1,785.75	Cattle	Amended	Approved
Silver Springs Ranch, LLC—Star Hill Site Ronald Walsh 567 Star Hill Road Harveys Lake, PA 18618	Wyoming County/ Monroe Township	187.96	Equine	Amended	Approved
Dividing Ridge, LLC—Home Farm Derek Hillegass 207 Dividing Ridge Road Fairhope, PA 15538	Somerset County/ Allegheny Township	232	Cattle	New	Approved
R. Eugene Martin—Martin Family Farm R. Eugene Martin 74 Wintersville Road Richland, PA 17087	Berks County/ Tulpehocken Township	211.87	Broiler/ Sheep	Amended	Approved
Flint Road Farm, LLC—Home Farm Christie and Jamie Hockenberry 432 Flint Road Mifflintown, PA 17059	Juniata County/ Walker Township	105.63	Broilers	Amended	Approved

RICHARD NEGRIN,
Chairperson

[Pa.B. Doc. No. 23-139. Filed for public inspection January 27, 2023, 9:00 a.m.]

STATE POLICE

Canine Training and Certification Program

Under 53 Pa.C.S. § 2172 (relating to canine training standards for police officers), the Municipal Police Officers' Education and Training Commission (Commission), in collaboration with the Pennsylvania State Police and municipal police department canine units or officers, shall establish police officer canine training and certification standards, including all of the following:

- (1) Standards for initial certifications.
- (2) Standards for maintenance certifications.
- (3) Record-keeping policies and procedures for police department canine units or officers.

The Commission adopted the following standards under the authority of 53 Pa.C.S. § 2172 on December 8, 2022, and submits them for publication in the *Pennsylvania Bulletin*.

Training and Certification Standards

1. *Basic Training*

A. Prior to conducting police operations, a police canine unit must complete a basic training program that includes instruction in basic working dog skills (temperament, obedience, apprehension, and the like), applicable specialty skills (patrol, scent, and the like) and team training with the assigned handler.

B. Following completion of basic training, the police canine unit must be evaluated and approved by a police canine trainer operating with the approval of one of the following organizations:

- i. American Mantrailing, Police & Work Dog Association
- ii. American Police Canine Association
- iii. National Narcotic Detector Dog Association
- iv. National Police Canine Association
- v. National Tactical Police Dog Association
- vi. North American Police Work Dog Association

- vii. Penn Vet Working Dog Center
- viii. Pennsylvania State Police
- ix. United States Customs and Border Protection
- x. United States Police Canine Association
- xi. United Police and Corrections K-9 Association
- xii. Transportation Security Administration

2. Maintenance Training and Evaluation

A. Every police canine unit shall accomplish 16 hours of monthly maintenance training that includes review of basic skills, specialty skills and use of force decision-making by the handler.

i. A police canine unit that is unable to complete monthly training shall document the reasons and will be required to make up the missed training at the next available opportunity.

ii. A police canine unit that fails to accomplish monthly training for 2 consecutive months will be required to be evaluated in accordance with 2.B before being permitted to conduct police operations.

B. At least once per calendar year, each police canine unit must be evaluated and approved by a police canine trainer as specified in 1.A.

C. A police canine unit that fails an evaluation may continue to conduct police operations for a period not to exceed 60 days, during which the canine unit must be re-evaluated and approved.

D. A police canine unit not meeting evaluation and approval standards within 60 days will be removed from service until the police canine unit is successfully evaluated and approved.

3. Records and Documentation

A. Every police department employing a police canine unit shall maintain documentation of all basic and maintenance training for the duration of the police canine unit's service and for at least 5 years following the end of the police canine unit's service with the department.

B. Both initial and annual evaluations will be documented on a form promulgated by the Municipal Police Officers' Education and Training Commission.

C. Evaluations, whether successful or unsuccessful, shall be maintained for the duration of the police canine unit's service and for at least 5 years following the end of the police canine unit's service with the department.

COLONEL ROBERT EVANCHICK,
Commissioner

[Pa.B. Doc. No. 23-140. Filed for public inspection January 27, 2023, 9:00 a.m.]

STATE POLICE

Megan's Law; Registration Sites Report

The following is being published as a notice for State Police-approved Megan's Law registration sites. Chapter 97, Subchapter H of 42 Pa.C.S. (relating to registration of sexual offenders) requires the State Police to publish a list of approved registration sites in the *Pennsylvania Bulletin*. The following are the approved registered sites.

<i>County Name</i>	<i>Registration Site</i>	<i>Address</i>	<i>Phone</i>
Adams	Adams County Prison— Central Booking	45 Major Bell Lane, Gettysburg, PA 17325	717-334-7671
Adams	State Police Gettysburg	1750 Granite Station Road, Gettysburg, PA 17325	717-334-8111
Allegheny	Allegheny County ID Section	660 First Avenue Municipal Courts Building, 3rd Floor, Pittsburgh, PA 15219	412-350-6700
Allegheny	State Police Pittsburgh	449 McCormick Road, Moon Township, PA 15108	412-299-1607
Armstrong	Armstrong County Adult Probation	500 East Market Street, Kittanning, PA 16201	724-548-3491
Armstrong	State Police Kittanning	130 Parkview Drive Extension, Kittanning, PA 16201	724-543-2011
Beaver	Beaver County Sheriff— Regional Booking Center	6000 Woodlawn Boulevard, Aliquippa, PA 15001	724-512-2391
Beaver	State Police Beaver	3800 Dutch Ridge Road, Beaver, PA 15009	724-773-7400
Bedford	Bedford County Adult Probation	200 South Juliana Street, Bedford, PA 15522	814-623-4830
Bedford	State Police Bedford	171 Arthur L. Hershey Drive, Bedford, PA 15522	814-623-6133
Berks	Berks County Sheriff's Department	633 Court Street, Reading, PA 19601	610-478-6240
Berks	State Police Hamburg	90 Industrial Drive, Hamburg, PA 19526	610-562-6885
Berks	State Police Reading	600 Kenhorst Boulevard, Reading, PA 19611	610-378-4011
Blair	Blair County Prison	419 Market Square Alley, Hollidaysburg, PA 16648	814-693-3155
Blair	State Police Hollidaysburg	1510 North Juniata Street, Hollidaysburg, PA 16648	814-696-6100
Bradford	Bradford County Adult Probation	301 Main Street, Towanda, PA 18848	570-265-1706
Bradford	State Police Towanda	295 Tomahawk Road, Towanda, PA 18848	570-265-2186

<i>County Name</i>	<i>Registration Site</i>	<i>Address</i>	<i>Phone</i>
Bucks	Bensalem Township Police	2400 Byberry Road, Bensalem, PA 19020	215-633-3700
Bucks	Bucks County Department of Corrections	1730 South Easton Road, Building L, Doylestown, PA 18901	215-340-8480
Bucks	State Police Dublin	3218 Rickert Road, Perkasie, PA 18944	215-249-9191
Bucks	State Police Trevoise	3501 Neshaminy Boulevard, Bensalem, PA 19020	215-942-3900
Butler	Butler County Prison	202 South Washington Street, Butler, PA 16001	724-284-5256
Butler	Butler County Probation—Parole Office	124 West Diamond Street, Floor 2, Butler, PA 16001	724-284-5259
Butler	Cranberry Township Police	2525 Rochester Road, Suite 500, Cranberry Township, PA 16066	724-776-5180
Butler	State Police Butler	200 Barracks Road, Butler, PA 16001	724-284-8100
Cambria	State Police Ebensburg	100 Casale Court, Ebensburg, PA 15931	814-471-6500
Cameron	State Police Emporium	12921 Route 120, Emporium, PA 15834	814-486-3321
Carbon	Carbon County Correctional Facility	331 Broad Street, Nesquehoning, PA 18240	570-325-2211
Carbon	State Police Lehighton	9170 Interchange Road, Lehighton, PA 18235	610-681-1850
Centre	Centre County Central Booking	700 Rishel Hill Road, Bellefonte, PA 16823	814-548-1186
Centre	State Police Rockview	330 Penn Tech Drive, Bellefonte, PA 16823	814-355-7545
Chester	Chester County Prison	501 South Wawaset Road, West Chester, PA 19382	610-793-1510
Chester	State Police Avondale	2 Moxley Lane, Avondale, PA 19311	610-268-2022
Chester	State Police Embreeville	997 Lieds Road, Coatesville, PA 19320	610-486-6280
Clarion	Clarion County Prison	309 Amsler Avenue, Shippensburg, PA 16254	814-226-9615
Clarion	State Police Clarion	209 Commerce Road, Clarion, PA 16214	814-226-1710
Clearfield	Clearfield County Prison	115 21st Street, Clearfield, PA 16830	814-765-7891
Clearfield	State Police Clearfield	147 Doe Hill Road, Woodland, PA 16881	814-857-3800
Clinton	Clinton County Prison— Central Booking	58 Pine Mountain Road, McElhattan, PA 17748	570-769-7680
Clinton	State Police Lamar	113 Boyd Road, Mill Hall, PA 17751	570-726-6000
Columbia	State Police Bloomsburg	6850 Hidlay Church Road, Bloomsburg, PA 17815	570-387-4701
Crawford	Crawford County Probation	903 Diamond Park, Meadville, PA 16335	814-333-7350
Crawford	State Police Meadville	11025 Murray Road, Meadville, PA 16335	814-332-6911
Cumberland	Cumberland County Prison	1101 Claremont Road, Carlisle, PA 17015	717-245-8787
Cumberland	State Police Carlisle	2 Dunwoody Drive, Carlisle, PA 17015	717-249-2121
Dauphin	Dauphin County Judicial Center	451 Mall Road, Harrisburg, PA 17111	717-547-4000
Dauphin	State Police Harrisburg	8000 Bretz Drive, Harrisburg, PA 17112	717-671-7500
Dauphin	State Police Lykens	301 State Drive, Elizabethville, PA 17023	717-362-8700
Delaware	Delaware County Probation	201 West Front Street, Media, PA 19063	610-891-4590
Delaware	State Police Media	1342 West Baltimore Pike, Media, PA 19063	484-840-1000
Elk	State Police Ridgway	48 Servidea Drive, Ridgway, PA 15853	814-776-6136
Erie	Erie County Sheriff's Department	140 West 6th Street, Room 400, Erie, PA 16501	814-351-6005
Erie	State Police Corry	11088 Route 6 East, Union City, PA 16438	814-663-2043
Erie	State Police Erie	4320 Iroquois Avenue, Erie, PA 16511	814-898-1641
Erie	State Police Girard	5950 Meadville Road, Girard, PA 16417	814-774-9611
Fayette	State Police Uniontown	1070 Eberly Way, Lemont Furnace, PA 15456	724-439-7111
Fayette	Uniontown City Police	45 East Penn Street, Uniontown, PA 15401	724-430-2929
Forest	State Police Marienville	4956 State Route 899, Marienville, PA 16239	814-927-5253
Franklin	Franklin County Sheriff's Department	157 Lincoln Way East, Chambersburg, PA 17201	717-261-3877
Franklin	State Police Chambersburg	3800 Black Gap Road, Chambersburg, PA 17202	717-264-5161

<i>County Name</i>	<i>Registration Site</i>	<i>Address</i>	<i>Phone</i>
Fulton	Fulton County Sheriff's Department	207 North 2nd Street, McConnellsburg, PA 17233	717-485-4221
Fulton	State Police McConnellsburg	500 Fulton Drive, McConnellsburg, PA 17233	717-485-3131
Greene	Greene County Probation	19 South Washington Street, Suite 100, Waynesburg, PA 15370	724-852-5250
Greene	State Police Waynesburg	255 Elm Drive, Waynesburg, PA 15370	724-627-6151
Huntingdon	Huntingdon County Sheriff's Department	241 Mifflin Street, Suite 1, Huntingdon, PA 16652	814-643-0880
Huntingdon	State Police Huntingdon	10637 Raystown Road, Huntingdon, PA 16652	814-627-3161
Indiana	Indiana County Probation	825 Philadelphia Street, Indiana, PA 15701	724-465-3820
Indiana	State Police Indiana	35 Fenton Road, Indiana, PA 15701	724-357-1960
Jefferson	Jefferson County Prison	578 Service Center Road, Brookville, PA 15825	814-849-1933
Jefferson	State Police DuBois	230 Platt Road, DuBois, PA 15801	814-371-4652
Jefferson	State Police Punxsutawney	485 North Findley Street, Punxsutawney, PA 15767	814-938-0510
Juniata	Juniata County Probation Office	11 North 3rd Street, Mifflintown, PA 17059	717-436-7716
Juniata	State Police Lewistown	140 Stoney Creek Drive, Mifflintown, PA 17059	717-320-1010
Lackawanna	Lackawanna County Probation	130 North Washington Avenue, Scranton, PA 18503	570-963-6876
Lackawanna	Scranton Police	100 South Washington Avenue, Scranton, PA 18503	570-348-4134
Lackawanna	State Police Dunmore	85 Keystone Industrial Park, Dunmore, PA 18512	570-963-3156
Lancaster	Lancaster City Police	39 West Chestnut Street, Lancaster, PA 17603	717-735-3300
Lancaster	Lancaster County Probation	40 East King Street, Lancaster, PA 17603	717-299-8181
Lancaster	State Police Lancaster	2099 Lincoln Highway East, Lancaster, PA 17602	717-299-7650
Lawrence	State Police New Castle	3539 Wilmington Road, New Castle, PA 16105	724-598-2211
Lebanon	State Police Jonestown	3185 State Route 72, Jonestown, PA 17038	717-865-2194
Lehigh	State Police Bethlehem	2930 Airport Road, Bethlehem, PA 18017	610-861-2026
Lehigh	State Police Fogelsville	8320 Schantz Road, Breinigsville, PA 18031	610-395-1438
Luzerne	State Police Hazleton	250 Dessen Drive, West Hazleton, PA 18202	570-459-3890
Luzerne	State Police Shickshinny	872 Salem Boulevard, Berwick, PA 18603	570-542-7105
Luzerne	State Police Wilkes Barre	2001 South Valley Parkway, Wilkes-Barre, PA 18706	570-697-2000
Lycoming	Old Lycoming Township Police Department	1951 Green Avenue, Williamsport, PA 17701	570-323-4987
Lycoming	State Police Montoursville	899 Cherry Street, Montoursville, PA 17754	570-368-5700
McKean	McKean County Prison	17013 Route 6, Smethport, PA 16749	814-887-2333
McKean	State Police Lewis Run	130 Airport Road, Lewis Run, PA 16738	814-368-9230
Mercer	State Police Mercer	826 Franklin Road, Mercer, PA 16137	724-662-6162
Mifflin	Mifflin County Prison	103 West Market Street, Lewistown, PA 17044	717-248-1130
Monroe	Monroe County Prison	4250 Manor Drive, Stroudsburg, PA 18360	570-992-3232
Monroe	State Police Fern Ridge	127 Parkside Avenue, Blakeslee, PA 18610	570-646-2271
Monroe	State Police Stroudsburg	2730 Rimrock Drive, Stroudsburg, PA 18360	570-619-6480
Montgomery	Abington Township Police	1166 Old York Road, Abington, PA 19001	267-536-1100
Montgomery	Montgomery County Adult Probation	1408 Cherry Street, Norristown, PA 19401	610-992-7775
Montgomery	State Police Skippack	2071-A Cressman Road, Schwenksville, PA 19473	610-410-3835
Northampton	Northampton County Prison	666 Walnut Street, Easton, PA 18042	610-923-4300
Northampton	State Police Belfast	654 Bangor Road, Nazareth, PA 18064	610-759-6106
Northumberland	State Police Milton	50 Lawton Lane, Milton, PA 17847	570-524-2662
Northumberland	State Police Stonington	2465 State Route 61, Sunbury, PA 17801	570-286-5601
Northumberland	Sunbury Police	440 Market Street, Sunbury, PA 17801	570-286-4584
Perry	Perry County Courthouse	2 East Main Street, New Bloomfield, PA 17068	717-582-2131

<i>County Name</i>	<i>Registration Site</i>	<i>Address</i>	<i>Phone</i>
Perry	State Police Newport	155 Red Hill Road, Newport, PA 17074	717-567-3110
Philadelphia	State Police Philadelphia	2201 Belmont Avenue, Philadelphia, PA 19131	215-452-5216
Pike	Pike County Probation	506 Broad Street, Milford, PA 18337	570-296-7412
Pike	State Police Blooming Grove	434 Route 402, Hawley, PA 18428	570-226-5720
Potter	Potter County Adult Probation	1 North Main Street, Coudersport, PA 16915	814-274-8791
Potter	State Police Coudersport	3084 East Second Street, Coudersport, PA 16915	814-274-8690
Schuylkill	Schuylkill County Sheriff's Department	401 North 2nd Street, Pottsville, PA 17901	570-628-1440
Schuylkill	State Police Frackville	31 Eleanor Avenue, Frackville, PA 17931	570-874-5300
Schuylkill	State Police Schuylkill Haven	1070 State Route 183 South, Schuylkill Haven, PA 17972	570-754-4600
Snyder	Snyder County Sheriff's Department	9 West Market Street, Middleburg, PA 17842	570-837-3311
Snyder	State Police Selinsgrove	81 Lorian Drive, Selinsgrove, PA 17870	570-374-8145
Somerset	Somerset Borough Police	340 West Union Street, Somerset, PA 15501	814-445-4596
Somerset	State Police Somerset	142 Sagamore Street, Somerset, PA 15501	814-445-4104
Sullivan	State Police Laporte	5837 Route 220, Laporte, PA 18626	570-946-4610
Susquehanna	State Police Gibson	2856 State Route 848, New Milford, PA 18834	570-465-3154
Susquehanna	Susquehanna County Adult Probation	81 Public Avenue, Montrose, PA 18801	570-278-4600
Tioga	State Police Mansfield	785 Lambs Creek Road, Mansfield, PA 16933	570-662-2151
Tioga	Tioga County Probation Department	118 Main Street, Wellsboro, PA 16901	570-724-9340
Union	Union County Courthouse/Prison	103 South Second Street, Lewisburg, PA 17837	570-524-8716
Venango	State Police Franklin	6724 US 322, Franklin, PA 16323	814-676-6596
Warren	State Police Warren	22001 Route 6, Warren, PA 16365	814-728-3600
Warren	Warren County Prison	407 Market Street, Warren, PA 16365	814-723-2486
Washington	State Police Washington	150 State Route 519, Eighty-Four, PA 15330	724-223-5200
Washington	Washington County Booking Center	29 West Cherry Avenue, Suite 209, Washington, PA 15301	724-229-5931
Wayne	State Police Honesdale	14 Collan Park, Honesdale, PA 18431	570-251-7207
Wayne	Wayne County Courthouse	925 Court Street, Honesdale, PA 18431	570-253-5970
Westmoreland	State Police Belle Vernon	560 Circle Drive, Belle Vernon, PA 15012	724-929-6262
Westmoreland	State Police Greensburg	100 North Westmoreland Avenue, Greensburg, PA 15601	724-832-3288
Westmoreland	State Police Kiski Valley	1325 Learn Road, Avonmore, PA 15618	724-697-5780
Westmoreland	Westmoreland County Probation	2 North Main Street, Suite 303, Greensburg, PA 15601	724-830-3457
Wyoming	State Police Tunkhannock	6039 State Route 6, Tunkhannock, PA 18657	570-836-2141
Wyoming	Wyoming County Adult Probation	1 Courthouse Square, Tunkhannock, PA 18657	570-996-2265
York	State Police York	101 North Main Street, York, PA 17403	717-428-1011
York	York County Probation	45 North George Street, York, PA 17401	717-771-9602

COLONEL ROBERT EVANCHICK,
Commissioner

[Pa.B. Doc. No. 23-141. Filed for public inspection January 27, 2023, 9:00 a.m.]

