

# DEPARTMENT OF BANKING AND SECURITIES

## Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking and Securities Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending November 5, 2013.

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 their comments in writing with the Department of Banking and Securities, Corporate Applications Division, 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, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

### BANKING INSTITUTIONS

#### Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-23-2013	GNB Financial Services, Inc. Gratz Dauphin County	Filed
	Application for approval to acquire 100% of Liberty Centre Bancorp, Inc., Pottsville, and thereby indirectly acquire 100% of Liberty Savings Bank F.S.B., Pottsville.	
11-1-2013	Riverview Financial Corporation Halifax Dauphin County	Effective
	Application for approval to acquire 100% of Union Bancorp, Inc., Pottsville, and thereby indirectly acquire 100% of Union Bank and Trust Company, Pottsville.	

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-23-2013	The Gratz Bank Gratz Dauphin County	Filed
	Application for approval to merge Liberty Savings Bank, Pottsville, with and into The Gratz Bank, Gratz.	
11-1-2013	Riverview Bank Marysville Perry County	Effective
	Application for approval to merge Union Bank and Trust Company, Pottsville, with and into Riverview Bank, Marysville.	

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-30-2013	Noah Bank Elkins Park Montgomery County	2337 Lemoine Avenue Fort Lee Bergen County, NJ	Approved

### SAVINGS INSTITUTIONS

No activity.

### CREDIT UNIONS

No activity.

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

GLENN E. MOYER,  
Secretary

[Pa.B. Doc. No. 13-2152. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Adjustment to Definition of "Base Figure" in the Loan Interest and Protection Law

The Department of Banking and Securities (Department), as required by the definition of "base figure" in section 101 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 101), known as the Loan Interest and Protection Law, is publishing the following notice regarding the inflation-adjusted base figure for the calendar year 2014. The Department has determined that the current base figure of \$234,692 adjusted for annual inflation using the "Consumer Price Index—All Urban Consumers: U.S. All Items 1982-84 = 100" published by the United States Department of Labor Bureau of Labor Statistics results in a base figure of \$237,474. This new base figure will be effective January 1, 2014, for the calendar year 2014.

GLENN E. MOYER,  
Secretary

[Pa.B. Doc. No. 13-2153. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Maximum Lawful Rate of Interest for Residential Mortgages for the Month of December 2013

The Department of Banking and Securities (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of December, 2013, is 5 3/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. No. 96-221). Further preemption was instituted with the signing of Pub. L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 3.23 to which was added 2.50 percentage points for a total of 5.73 that by law is rounded off to the nearest quarter at 5 3/4%.

GLENN E. MOYER,  
Secretary

[Pa.B. Doc. No. 13-2154. Filed for public inspection November 15, 2013, 9:00 a.m.]

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

### Request for Bids

The Department of Conservation and Natural Resources is soliciting bids for the following projects. Bid documents can be obtained from the Administrative Services Section, Bureau of Facility Design and Construction, (717) 787-5055.

*FDC-104-3094.1—Water Tank Rehabilitation, Chapman State Park, Pleasant Township, Warren County.* Work included under this contract consists of installing new painting (exterior and interior) for the existing water storage tank, new exterior paint for the existing green sand filter and new exterior and interior paint for the existing chlorine contact tank at the existing water plant. Additionally, the project shall include providing new paint to all existing valving and piping located at the valve pit of the existing storage tank and installing a liquid level indicator on the 50,000-gallon storage tank.

Responsive bidders must hold a current small business certification from the Department of General Services (DGS).

*FDC-418-7537.1—Rehabilitate Sewage Lift Station, Marsh Creek State Park, Upper Uwchlan Township, Chester County.* Work included under this contract consists of demolition and the backfilling of the dry well structure and the work necessary to furnish, install and complete a duplex submersible nonclog sewage pump station.

Responsive bidders must hold a current small business certification from the DGS.

*FDC-427-100170.1—New Equestrian Arena, Ridley Creek State Park, Edgemont Township, Delaware County.* Work included under this contract consists of complete design, permitting and construction of a new indoor equestrian riding arena and associated site and utility work.

Bid documents will be available on or after November 20, 2013. The bid opening will be held on December 19, 2013.

ELLEN FERRETTI,  
Acting Secretary

[Pa.B. Doc. No. 13-2155. Filed for public inspection November 15, 2013, 9:00 a.m.]

# DEPARTMENT OF ENVIRONMENTAL PROTECTION

## Applications, Actions and Special Notices

### APPLICATIONS

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

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). 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).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. In accordance with 25 Pa. Code § 92a.32(d), the proposed discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the United States Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be 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 the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for public hearings on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

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

#### I. NPDES Renewal Applications

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0011185 (IW)	Air Products & Chemicals Trexletown PA Facility 7201 Hamilton Boulevard Allentown, PA 18195-1501	Lehigh County Upper Macungie Township	Iron Run (2-C)	Y

## NOTICES

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<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0063223 (Sewage)	Martha J Vetter Residence 1562 River Road Damascus, PA 18415-3003	Wayne County Damascus Township	Delaware River (1-A)	Y
PA0063240 (Sewage)	Lehigh Township Municipal Authority—Danielsville WWTP 1069 Municipal Road Walnutport, PA 18088	Northampton County Lehigh Township	Bertsch Creek (2-C)	Y
PA0061204 (Sewage)	Little Washington Wastewater Company (Lake Harmony Area Community Wastewater System) Between Routes 940 and 80 Lake Harmony, PA 18624	Carbon County Kidder Township	Shingle Mill Run (2-A)	Y

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0261271 (Sew)	David E. Graham 117 Valentine Acres Road Clearville, PA 15535	Bedford County Southampton Township	Amorine Branch / 13-A	Y
PA0260118 (Sew)	Chesapeake Estates of New Oxford 585 Martin Road Gettysburg, PA 17325	Adams County Mt. Pleasant Township	South Branch Conewago Creek / 7-F	Y
PA0261181 (Sew)	Michael & Cynthia Camellerie 2470 Enola Road Carlisle, PA 17013	Cumberland County North Middleton Township	UNT to Conodoguinet Creek / 7-B	Y
PA0020478 (Sew)	Bloomfield Borough PO Box 144 New Bloomfield, PA 17068	Perry County Bloomfield Borough	UNT to Trout Run / 7-A	Y

*Northcentral Region: Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448.  
Phone: 570.327.0530.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0113727 (Sewage)	Country Place MHP Kilmer Road & Salada Road Dubois, PA 15801	Clearfield County Sandy Township	Muddy Run (17-C)	Y
PA0035602 (Sewage)	PA DOT Site 36 I 80 West Rest Area Safety Rest Area Site No 36 Montoursville, PA 17554	Montour County Liberty Township	Unnamed Tributary of Beaver Run (10-D)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0252603 Sewage	Millers Run STP 100 Creedmore Road Cecil, PA 15321	Washington County Cecil Township	Unnamed Tributary of Millers Run	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0239518 (Sewage)	Meadow Ridge STP Route 68 & Buhl Hill Road Evans City, PA 16033	Butler County Forward Township	Unnamed Tributary to Connoquenessing Creek (20-C)	Y
PA0104043 (Sewage)	Grandview Acres MHP 3122 Hadley Road Hadley, PA 16130	Mercer County Perry Township	Unnamed Tributary to Little Shenango River (20-A)	Y

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0240176 (sewage)	Gene A Strick SR STP 641 Clermont Road Mt Jewett, PA 16740-2213	McKean County Hamlin Township	Warner Brook (16-C)	Y

## II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5970*

**PA0027103**, Sewage, SIC Code 4952, **DELCORA**, 100 East Fifth Street, P. O. Box 999, Chester, PA 19016-0999. Facility Name: DELCORA STP. This existing facility is located in City of Chester, **Delaware County**.

Description of Existing Activity: Amendment of an NPDES permit for an existing discharge of treated Sewage.

Technical modifications have been made to permit condition regarding Planned Changes to Waste Stream under Reporting and Notifications Requirements. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

**PA0262153**, Sewage, SIC Code 4952, **Point View Cottage Association**, Point View Drive, Williamsburg, PA 16693. Facility Name: Point View Cottage Association Permit # 1 SFTF. This proposed facility is located in Catharine Township, **Blair County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.002 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
CBOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/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 717-705-4732.

The EPA Waiver is in effect.

**PA0262161**, SIC Code 4952, **Point View Cottage Association**, 138 Point View Drive, Williamsburg, PA 16693. Facility Name: Point View Cottage Association Permit# 2 SFTF. This proposed facility is located in Catharine Township, **Blair County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.002 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
CBOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/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 717-705-4732.

The EPA Waiver is in effect.

**PA0030643**, Sewage, SIC Code 4952, **Shippensburg Borough**, 111 North Fayette Street, Shippensburg, PA 17257-0129. Facility Name: Shippensburg Borough STP. This existing facility is located in Shippensburg Borough, **Cumberland 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), Middle Spring Creek, is located in State Water Plan watershed 7-B and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.3 MGD (Interim) and 4.3 MGD (Final).

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD <sub>5</sub>						
(Interim)	688	1,100	XXX	25	40	50
(Final)	896	1,434	XXX	25	40	50
		Wkly Avg				
BOD <sub>5</sub>		1,434				
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
(Interim)	825	1,238	XXX	30	45	60
(Final)	1,075	1,613	XXX	30	45	60
		Wkly Avg				
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
UV Transmittance (%)	XXX	XXX	Report	Geo Mean XXX	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31 (Interim)	68	XXX	XXX	2.5	XXX	5.0
Nov 1 - Apr 30 (Interim)	206	XXX	XXX	7.5	XXX	15
May 1 - Oct 31 (Final)	78	XXX	XXX	2.2	XXX	4.4
Nov 1 - Apr 30 (Final)	236	XXX	XXX	6.6	XXX	13.2
Total Phosphorus	17.9	XXX	XXX	0.5	XXX	1.0
Total Phosphorus (Interim)	13.7	XXX	XXX	0.5	XXX	1.0

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

Parameters	Mass (lbs)			Concentration (mg/l)	
	Monthly	Annual	Minimum	Monthly Average	Maximum
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen	Report	60,273			
Net Total Phosphorus	Report	8,036			

\* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28.

\*\* Total Annual Ammonia Load will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28.

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

- Requirement to Use eDMR System
- Solids Management Reporting
- Whole Effluent Toxicity Testing
- Stormwater Requirements

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

The EPA Waiver is not in effect.

**PA0081825**, Sewage, SIC Code 4952, **UMH PA Rolling Hills Estates**, 3499 Route 9 North, Suite 3C, Freehold, NJ 07728. Facility Name: Rolling Hills Estates. This existing facility is located in Lower Frankford Township, **Cumberland County**.

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

The receiving stream(s), Conodoguinet Creek, is located in State Water Plan watershed 7-B 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 0.023 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Total Nitrogen	XXX	XXX	XXX	Report Annl Avg	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	2.0	XXX	XXX

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

The EPA Waiver is in effect.

**PA0088790**, Industrial Waste, SIC Code 9631, **The York Water Company**, 130 E Market Street, York, PA 17405. Facility Name: Susquehanna River Pumping Station (Susquehanna River Diversion). This existing outfall is located in York Township, **York County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge from water diversion.

The receiving stream(s), East Branch Codorus Creek, is located in State Water Plan watershed 7-H 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 12 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report	XXX	Report	XXX
Dissolved Oxygen	XXX	XXX	Report	XXX	Report	XXX
Temperature (°F)	XXX	XXX	XXX	XXX	Report	XXX
Total Aluminum	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	XXX	Report	XXX
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Zinc	XXX	XXX	XXX	XXX	Report	XXX

The proposed monitoring requirements for Monitoring Points 002 and 003 are:

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	Report	XXX	Report	XXX
Dissolved Oxygen	XXX	XXX	Report	XXX	Report	XXX
Temperature (°F)	XXX	XXX	XXX	XXX	Report	XXX
Total Aluminum	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	XXX	Report	XXX
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Zinc	XXX	XXX	XXX	XXX	Report	XXX

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

The EPA Waiver is in effect.

*Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448, Telephone: 570.327.0530.*

**Application No. PA0233544**, Concentrated Animal Feeding Operation (CAFO), **Joel D. Knoebel (Cleveland Pork CAFO)**, 110 Center School Road, Elysburg, PA 17824.

Knoebel Joel D has submitted an application for an Individual NPDES permit for a new CAFO known as Cleveland Pork CAFO, located in Cleveland Township, **Columbia County**.

The CAFO is situated near Mugser Run in Watershed 5-E, which is classified for High Quality Waters—Cold Water Fishes and. The CAFO is designed to maintain an animal population of approximately 560.23 animal equivalent units (AEUs) consisting of 4,360 swine. Manure is stored in an underbarn manure storage structure with a capacity of 1,486,000 gallons. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

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

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

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

*Southwest Regional Office: Regional Manager, Clean Water, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; 412-442-4000*

**PA0035360**, Sewage, SIC Code 4952, **Plum Borough Municipal Authority**, 4555 New Texas Road, Pittsburgh, PA 15239. Facility Name: Holiday Park STP. This existing facility is located in Plum Borough, **Allegheny 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), Abers Creek, is located in State Water Plan watershed 19-A and is classified for Trout Stocking, aquatic life, water supply and recreation.

The discharge is not expected to affect public water supplies. The proposed effluent limits for Outfall 001 are based on a design flow of 1.8 & 2.24 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
CBOD <sub>5</sub>						
May 1 - Oct 31	150	225	XXX	10	15	20
Nov 1 - Apr 30	374	561	XXX	20	Wkly Avg 30	40
BOD <sub>5</sub>					Wkly Avg	
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX



Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average	Minimum	Average Monthly	Daily Maximum	
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
May 1 - Oct 31	376	Daily Max 563	XXX	25	38	50
Nov 1 - Apr 30	467	701	XXX	25	Wkly Avg 38	50
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
UV Transmittance (%)	XXX	XXX	Report	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	29	XXX	XXX	1.9	XXX	3.8
Nov 1 - Apr 30	56	XXX	XXX	3.0	XXX	6.0
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Total Aluminum	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	0.24	0.36	XXX	0.016	0.024	0.040
Total Iron	XXX	Daily Max XXX	XXX	XXX	Report	XXX
Acute Toxicity—Ceriodaphnia Survival (TUa)	XXX	XXX	XXX	XXX	1.0	XXX

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

The EPA Waiver is not in effect.

**PAI136128**, MS4, **O'Hara Township Allegheny County**, 325 Fox Chapel Road, Pittsburgh, PA 15238. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in O'Hara Township, **Allegheny County**. The receiving streams, Glade Run, Guyasuta Run, Powers Run, Squaw Run, Little Pine Creek and Unnamed Tributary to Allegheny River, are located in State Water Plan watershed 18-A, and are classified for Warm Water Fishes, Migratory Fishes, Warm Water Fishes and High Quality Waters—Warm Water Fishes, aquatic life, water supply and recreation.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA waiver is in effect.

**PAI136101**, MS4, **Indiana Township Allegheny County**, 3710 Saxonburg Boulevard, Pittsburgh, PA 15238. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Indiana Township, Allegheny County. The receiving stream(s), Deer Creek, Little Deer Creek, Long Run, Squaw Run, Unnamed Tributary to Little Deer Creek and Unnamed Tributary to Long Run, is located in State Water Plan watershed 18-A and is classified for Trout Stocking, Cold Water Fishes and High Quality Waters—Warm Water Fishes, aquatic life, water supply and recreation.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA waiver is in effect.

### III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, 484.250.5900*

**WQM Permit No. WQG02091316**, Sewage, **Bucks County Water & Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976.

This proposed facility is located in New Hope Borough, **Bucks County**.

Description of Action/Activity: Construction and operation of 37 attached cluster dwellings w/central pump stations and force main.

**WQM Permit No. WQG02151317**, Sewage, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489.

This proposed facility is located in Londonberry Township, **Chester County**.

Description of Action/Activity: Construction and operation of a sewage pump station.

**WQM Permit No. WQG02231318**, Sewage, **Bethel Township Sewer Authority**, 1082 Bethel Road, Garnet Valley, PA 19060.

This proposed facility is located in Bethel Township, **Delaware County**.

Description of Action/Activity: Construction of 12 proposed residential lots.

**WQM Permit No. WQG02231319**, Sewage, **Middletown Township Sewer Authority**, 27 North Pernell Road, P. O. Box 9, Lima, PA 19037.

This proposed facility is located in Middletown Township, **Delaware County**.

Description of Action/Activity: Installation of a low pressure sanitary sewer force main that will serve 4 new proposed dwellings located at Old Forge Road.

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.*

**WQM Permit No. 5476203-T1 and associated PA0008231-A1**, Industrial Waste, **Guilford Mills Inc.**, 1 Penn Dye Street, Pine Grove, PA 17963.

This existing facility is located in Pine Grove Borough, **Schuylkill County**.

Description of Proposed Action/Activity: Transfer of the Gold Mills LLC's Penn Dye & Finishing Plant's WQM Permit #5476203 and associated NPDES Permit No. PA0008231-A1 to Guilford Mills Inc.

**WQM Permit No. 3908402 T-1**, Sewage, **TRM Investments, LLC**, 7808 Wimmer Rd., Bethlehem, PA 18015.

This existing facility is located in Heidelberg Township, **Lehigh County**.

Description of Proposed Action/Activity: Transfer of permit for a single residence sewage treatment plant.

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

**WQM Permit No. 0503202, Amendment #1**, Industrial Waste, **PA Fish & Boat Commission**, 450 Robinson Lane, Bellefonte, PA 16823.

This proposed facility is located in East St. Clair Township, **Bedford County**.

Description of Proposed Action/Activity: Seeking permit approval for modernization at the Reynoldsdale Fish Hatchery & facilities. This project will include the implementation of concrete raceways and a treatment facility for total suspended solids reduction. The modernized raceways are designed based around the available flow, ideal raceway velocities for trout rearing, ammonia toxicity levels, ideal fish densities to aid in solids settling, and the implementation of QZ's that allow for solids to settle out of the raceways. The modernized raceway design will also include the use of a liquid oxygen system to provide oxygen to the raceways through low head oxygenators and a supplemental oxygen injection system. The treatment facility will utilize the Kruger Actiflo system. This system is a ballasted flocculation system, which uses physical and chemical treatment for solids reduction.

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

**WQM Permit No. WQG018422**, Sewage, Transfer, **James R. & Kimberly D. Shay**, 403 Reserve Road, Butler, PA 16002.

This proposed facility is located in Clearfield Township, **Butler County**.

Description of Proposed Action/Activity: Transfer of an existing WQM permit for a Single Residence Sewage Treatment Plant.

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#### **IV. NPDES Applications for Stormwater Discharges from MS4**

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*Northeast Regional Office: Regional Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone: 570.826.2511.*

**PAI132216**, MS4, **Easton City Northampton County**, 1 S 3rd Street, Easton, PA 18042. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Easton City, **Northampton County**. The receiving streams, Bushkill Creek, Delaware River and Lehigh River, are located in State Water Plan watershed 1-F and 2-C and have designated uses classified for Warm Water Fishes, Migratory Fishes, High Quality Waters—Cold Water Fishes and, aquatic life, water supply and recreation. Bushkill Creek and Lehigh River have Exceptional Value Existing Use classifications.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA waiver is not in effect.

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**V. Applications for NPDES Waiver Stormwater Discharges from MS4**


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**VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities**


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*Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI012313005	Sunoco Partners Marketing & Terminals, L. P. 4041 Market Street Aston, PA 19014	Delaware	Marcus Hook Borough	Delaware River WWF-MF

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

*Lehigh County Conservation District, Lehigh Ag Center, Suite 102, 4184 Dorney Park Rd., Allentown PA 18104*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023913015R(4)	Brad Nesland Dorney Park & Wildwater Kingdom 3830 Dorney Park Road Allentown, PA 18104	Lehigh	South Whitehall Township	Cedar Creek (HQ-CWF, MF)

*Wayne County Conserve District, 648 Park Street, Honesdale PA 18431*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI026413005	PPL Electric Utilities Two North 9th Street Allentown, PA 18104	Wayne	Paupack, Palmyra and Cherry Ridge Townships	Middle Creek (HQ-CWF, MF) Red Shale Brook (HQ-CWF, MF) Spinner Brook (HQ-CWF, MF) Wangum Creek (HQ-CWF, MF)

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Crawford, Section Chief, 717.705.4802.*

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033613010	Eli K. Stoltzfus 370 Redwell Rd New Holland, PA 17540	Lancaster	Leacock Township and Earl Township	UNT to Umbles Run (HQ-CWF, MF)

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701*

*Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041413005	Centre Reg Parks & Recs 2643 Gateway Dr #1 State College PA 16801	Centre	College Township	UNT to Slab Cabin Run HQ-CWF

*Clearfield County Conservation District: 650 Leonard Street, Clearfield, PA16830, (814) 765-2629*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041713002	Boggs Township PO Box 69 West Decatur PA 16878	Clearfield	Boggs Township	UNT Morgan Run CWF Simeling Run HQ-CWF

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**VII. List of NOIs for NPDES and/or Other General Permit Types**


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PAG-12            CAFOs

**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 NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

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

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

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

**APPLICATIONS**

**NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET**

<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>
Jaindl Farms, LLC 3150 Coffeetown Road Orefield, PA 18069	Lehigh, Berks, Northampton and Schuylkill	9,155.8	4,699.45	Turkey	HQ	Renewal
Drew Remley 1170 Salt Spring Road Roaring Branch, PA 17765	Tioga	255.8	1,319.26	Beef/ Hog	HQ Salt Spring Run	Renewal

**PUBLIC WATER SUPPLY (PWS)  
PERMITS**

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

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

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

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

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

**SAFE DRINKING WATER**

**Applications Received Under the Pennsylvania Safe  
Drinking Water Act**

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

**Permit No. 3713507**, Public Water Supply  
 Applicant **Matthew R. Hinkle**  
 Township or Borough Slippery Rock Township

County	<b>Lawrence</b>
Responsible Official	Matthew R. Hinkle
Type of Facility	Public Water Supply
Consulting Engineer	William P. Deemer, P.E. William P. Deemer & Associates 205-B South Duffy Road Butler, PA 16001
Application Received Date	October 24, 2013
Description of Action	Installation of underground water piping to create a contact time and interconnection of the existing system to meet 4-log disinfection requirements for GWR.

#### MINOR AMENDMENT

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

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

#### Application No. 3789504-T1-MA3, Minor Amendment.

Applicant	<b>Pennsylvania American Water Company</b>
Township or Borough	Neshannock Township
Responsible Official	David R. Kaufman
Type of Facility	Public Water Supply
Consulting Engineer	Bruce A. Brubaker, P.E. Pennsylvania American Water Company 852 Wesley Drive Mechanicsburg, PA 17055
Application Received Date	October 17, 2013
Description of Action	Blasting and repainting of interior and exterior of the Pearson Park Tank.

#### Application No. 3373503-T1-MA1, Minor Amendment.

Applicant	<b>Pennsylvania American Water Company</b>
Township or Borough	Young Township
Responsible Official	David R. Kaufman
Type of Facility	Public Water Supply
Consulting Engineer	Bruce A. Brubaker, P.E. Pennsylvania American Water Company 852 Wesley Drive Mechanicsburg, PA 17055
Application Received Date	October 17, 2013
Description of Action	Blasting and repainting of interior and exterior of the Adrian Hospital Tank.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 1

#### Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907)

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or 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 contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office listed before the notice. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following Notices of Intent to Remediate:

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.*

**Joyce Smith Eger Property**, 9971 Old Route 22, Hollidaysburg, PA 16648, Frankstown Township, **Blair County**. Fourth River Company, 1121 Dexter Street, Pittsburgh, PA 15220, on behalf of Allen Eger, 9971 Old Route 22, Hollidaysburg, PA 16648 and Ott's Heating Service, PO Box 296, Newry, PA 16665, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with No. 2 heating oil released from an aboveground storage tank. The site will be remediated to the Residential Statewide Health Standard and remain residential. The Notice of Intent to Remediate was published in the *Altoona Mirror* on October 15, 2013.

*Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745*

**Bet-Tech International Riverfront Sites (former LTV Steel Site)**, 6000 Woodlawn Road, Aliquippa, PA 15001, **Allegheny County**. RT Environmental Services, Inc. 591 East Maiden Street, Washington, PA 15301 on behalf of Bet-Tech International, 6000 Woodlawn Road, Aliquippa, PA 15001 submitted a Notice of Intent to Remediate on October 29, 2013 to meet the non-residential Statewide Health Standard concerning the remediation of soils contaminated with Arsenic, Lead, Benzo(a)pyrene, Dibenz(a,h)anthracene. The NIR indicated future use of the property would be commercial/industrial. This notice was published in the *Beaver County Times* on October 17, 2013.

#### RESIDUAL WASTE GENERAL PERMITS

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

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*

**General Permit Application No. WMGR097R020. Ultra-Poly Corporation**; 102 Demi Road, P. O. Box 330, Portland, PA 18351-0330. This application for renewal is for processing and beneficial use by gasification of waste plastics to alternative energy. The application was determined to be administratively complete by Central Office on October 8, 2013.

Written comments concerning the application should be directed to Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984. Comments may also be submitted via e-mail at rapbenuseall@pa.gov. When submitting comment via e-mail, place "Comments on WMGR097R020" in the subject line. Faxed comments will not be accepted. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application. For more information, contact the Division of Municipal and Residual Waste at 717-787-7381.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS NEW SOURCES AND MODIFICATIONS

The Department has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

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

Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121—143, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

#### PLAN APPROVALS

**Plan Approval Applications Received under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B that may have special public interest. These applications are in review and no decision on disposition has been reached.**

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

*Contact: Norman Frederick, Facilities Permitting Chief—Telephone: 570-826-2409*

**54-00022A: Sapa Extrusions Inc** (53 Pottsville Street, Cressona, PA 17929) for setting a Federally Enforceable

more restrictive natural gas usage limit on preheat furnaces P3 and P4 at the site in Cressona Borough, **Schuylkill County**.

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

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

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

**46-0284: John Middleton Co.** (475 North Lewis Road, Limerick, PA 19468) for modification of the existing facility including replacing existing cigar-making and specialty cigar packaging equipment and adding a central baghouse to control particulate emissions at their facility in Limerick Township, **Montgomery County**. As a result of potential emissions of VOCs, the facility is a State Only facility, with restrictions or controls. The Plan Approval and Operating Permit will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements

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

*Contact: Norman Frederick, Facilities Permitting Chief—Telephone: 570-826-2409*

**40-00007A: Bemis Co., Inc.** (20 Jaycee Drive, West Hazleton, PA 18202) for installation of a new flexographic printing press at their Bemis Performance packaging facility in West Hazleton Borough, **Luzerne County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Bemis Company, Inc. (20 Jaycee Drive, West Hazleton, PA 18202) for their Bemis Performance packaging facility in West Hazleton Borough, Luzerne County. This Plan Approval No. 40-00007A will be incorporated into a Title V Permit through an administrative amendment at a later date.

Plan Approval No. 40-00007A is for the installation of one new flexographic printing press utilizing a currently existing catalytic oxidizer (C08) to control VOC emissions at their facility. The estimated increase in VOC emissions for this source is 54.1 Tons/year. The Plan Approval will contain additional recordkeeping, testing and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The facility currently has a Title V Operating Permit No. 40-00007. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name,

address and telephone number of the person submitting the comments, identification of the proposed permit No. 40-00007A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone # 570-826-2511 within 30 days after publication date.

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

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**31-05019A: Texas Eastern Transmission, LP** (PO Box 1642, Houston, TX 77251) for a turbine upgrade project, as described below, at the Entriken Compressor Station in Todd Township, **Huntingdon County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received an application and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval No. 31-05019A will authorize the following items:

- Construction of a new natural gas fired Solar Titan Gas Turbine (Source ID 034). The turbine will be rated at 26,000 brake horsepower (bhp), and will have a dry low NO<sub>x</sub> combustion system (DLN) for NO<sub>x</sub> control and an oxidation catalyst for CO control.

- Construction of a new natural gas-fired Waukesha VGF36GL emergency generator (Source ID 032A). The engine will be a four stroke lean burn spark ignition engine (SI RICE) and will be rated at 880 bhp. It will replace the existing 445 hp Leroi Emergency Generator, Source ID 032.

- The following minor additional new sources are also associated with this project:

316-HTR-2 (Process Heater, 1 MMBtu)

316-V1B (Pressure Vessel)

316-PW (Parts Washer)

- The following sources are to be removed as a result of this project: 31565 (Source 032 IC Engine) and 316-V3 (Pressure Vessel)

- The following sources (other than the GE Turbine described below) will have modified emissions characteristics as part of this project:

316-V2 (Pressure Vessel)

316-V5 (Storage Tank)

316-TL-PL (Truck Loading Area)

316-PC-NG (Piping Components related to natural gas)

316-PC-PL (Piping Components related to pipeline liquids)

316-PC-OIL (Piping Components related to oil)

316-GR-ST (Gas Release Events)

- The emission increase at the facility as a result of the changes described above is estimated at 39.3 tpy NO<sub>x</sub>, 10 tpy CO, 5 tpy PM<sub>10</sub>/PM<sub>2.5</sub>, 2 tpy SO<sub>2</sub>, 39.7 tpy VOC and 110,640 tpy CO<sub>2e</sub>.

- The plan approval will also address add/change the requirements for the existing GE Frame 5 Turbine (Source ID 031A), which is equipped with an existing dry low NO<sub>x</sub> combustion system (DLN) for NO<sub>x</sub> control and an existing oxidation catalyst for CO control. The changes to the requirements are as follows: 1.) Eliminate the 25 tons per year NO<sub>x</sub> ozone season restriction, thus subjecting the unit to the NO<sub>x</sub> Budget regulation, 2.) Reactivate the CEMS for NO<sub>x</sub> and CO to demonstrate compliance with federally enforceable emission limits, 3.) revise emission limits for CO and NO<sub>x</sub> based on an improved understanding of emissions during startup, shutdown, and low temperature operations; the turbine itself is not being modified. The emission limits are to be revised as follows:

- 1.) the existing lb/hr limit for NO<sub>x</sub> of 29.07 lb/hr will remain numerically the same, but will be clarified as applying only to “normal operations” as opposed to startup, shutdown, or low temperature operations.

- 2.) the existing lb/hr limit for CO, of 19.12 lb/hr, will be lowered to 6.12 lb/hr, and will be clarified as applying only to “normal operations” as opposed to startup, shutdown, or low temperature operations.

- 3.) the annual tpy limits for NO<sub>x</sub> and CO for “normal operations” will be reduced from 95 and 31 tpy respectively, to 72 and 15.4 tpy respectively.

- 4.) new “any time” NO<sub>x</sub> and CO limits will be added to cover all modes of operation (normal, startup, shutdown, or low temperature). These will be as follows: NO<sub>x</sub>: 146 lb/hr and 74 tpy; CO: 579 lb/hr and 69 tpy

The plan approval will contain emission standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. The new turbine compressor project is subject to PSD and BACT for GHG's. The new turbine is subject to 40 CFR Part 60, Subpart KKKK, and the emergency engine generator is subject to 40 CFR, Part 60 Subparts JJJJ, and Part 63 Subpart ZZZZ. The existing GE turbine is subject to 40 CFR Part 60, Subpart GG.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Gary Helsel, Acting New Source Review Chief, may be contacted at 814-949-7935, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

Plan approvals issued to sources identified in 25 Pa. Code § 127.44(b)(1)–(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

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

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

**59-00005M: Dominion Transmission, Inc.** (Martindale Street, Suite 400, Pittsburgh, PA 15212-5817) has submitted an application to the Pennsylvania Department of Environmental Protection for plan approval for the Department to establish performance or emission standards for the boilers at the Sabinsville Compressor Station located in Clymer Township, **Tioga County**. The Department has incorporated the major source boiler MACT requirements as codified in 40 CFR Part 63 Subpart DDDDD applicable to the boilers at the facility in the proposed plan approval. All other air quality regulatory requirements remain in effect for the boilers under the facility's operating permit. There will be no increase in emissions of air contaminants associated with this plan approval.

Based on the above, the Department intends to issue a plan approval for the incorporation of boiler MACT requirements for the facility's boilers listed in the application. The facility will continue to be a major (Title V) facility. Additionally, if the Department determines that the proposed sources are operating in compliance with all of the plan approval conditions, the conditions established in the plan approval will be incorporated into a Title V Operating Permit by means of an administrative amendment pursuant to 25 Pa. Code § 127.450 and pursuant to the operating permit requirements of 25 Pa. Code Subchapter F. The following is a summary of the conditions that the Department included in the proposed plan approval to ensure compliance with the applicable air quality regulatory requirements:

1. a) No later than 180 days after the compliance date of January 31, 2016, the permittee shall demonstrate compliance for Source IDs 031, 044, and 045 by completing an initial tune-up by following the procedures described in § 63.7540 and a one-time energy assessment as specified in Table 3 to 40 CFR Part 63 Subpart DDDDD.

- b) Subsequent tune-ups shall be performed every five (5) years, no more than 61 months after the previous tune-up.

2. At all times, the permittee shall operate and maintain Source IDs 031, 044, and 045, and any associated air pollution control and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions.

3. a) By the compliance date of January 31, 2016, the permittee shall demonstrate compliance with the emission limitations, fuel specifications, and work practice standards established for Source IDs 031, 044, and 045 in 40 CFR Part 63 Subpart DDDDD as specified in § 63.7530.

- b) After the compliance date, the permittee shall demonstrate continuous compliance via the methods specified in 40 CFR § 63.7540.



4. The permittee shall submit a complete plan no later than 12 months prior to the compliance date of 40 CFR Part 63 Subpart DDDDD in order to satisfy the Department of their intent to comply with the provisions of Subpart DDDDD.

5. The permittee shall comply with all applicable recordkeeping requirements specified in 40 CFR § 63.7555 and 40 CFR § 63.7560 pertaining to Source IDs 031, 044, and 045.

6. The permittee shall submit the required notifications specified in 40 CFR § 63.7545 pertaining to Source IDs 031, 044, and 045.

7. The permittee shall submit all required reports specified in 40 CFR § 63.7550 pertaining to Source IDs 031, 044, and 045.

8. (a) Source IDs 031, 044, and 045 are subject to 40 CFR Part 63 Subpart DDDDD—National Emissions Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers and Process Heaters. Source IDs 031, 044, and 045 shall comply with all applicable requirements of Subpart DDDDD.

(b) Pursuant to 40 CFR § 63.7495, for Source IDs 031, 044, and 045 the compliance date for Subpart DDDDD is January 31, 2016.

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 0550.

Any person(s) wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Muhammad Zaman, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Air Quality Program, 208 West Third St., Suite 101, Williamsport, Pa. 17701. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify Permit No. 59-00005M) and concise statements regarding the relevancy of the information or objections to issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570 327 3648.

#### OPERATING PERMITS

#### Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

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

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

**09-00077: Exelon Generation Co., LLC, Pennsbury Power Production Plant** (1414 Bordentown Rd., Morrisville, PA 19064) The facility currently has a State Only Operating Permit No. 09-00077 in Falls Township, **Bucks County**. As a result of potential emissions of NO<sub>x</sub>, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The facility is not subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64. The proposed Title V Operating Permit contains all applicable requirements including monitoring, recordkeeping and reporting. Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

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

*Contact: Norman Frederick, Facilities Permitting Chief—Telephone: 570-826-2409*

**66-00005: Reading Materials, Inc.** (2052 Lucon Road, Skippack, PA 19474-0196) for a renewal State Only operating permit for operation of its Hilltop Quarry facility and associated air cleaning device in Falls Township, **Wyoming County**. The proposed operating permit contains all applicable Federal and State regulations including emissions, monitoring, record keeping, reporting and work practice requirements.

**58-00011: Williams Field Services Co., LLC** (51 Warren Street, Tunkhannock, PA 18657) for operation of a natural gas Lathrop compressor station in Springville Township, **Susquehanna County**. This is a State-Only Synthetic Minor operating permit. The facility's main sources include three 1,380 bhp caterpillar compressor engines, four 2,370 bhp caterpillar compressor engines, six dehydrators, one emergency generator and four catalytic convertor controls. Potential Emissions before limitations as reported by the facility in the permit application include: NO<sub>x</sub>—92.95 tpy, CO—377.97 tpy, VOC—149.82 tpy, SO<sub>2</sub>—0.29 tpy, PM—4.58 tpy and HAP—70.0 tpy. The proposed State-only Operating Permit contains applicable requirements for emissions limitations, monitoring, recordkeeping, reporting and work practice standards designed to ensure facility compliance with Federal and State air pollution regulations.

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

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**22-03092: DGS Annex Complex** (321 Sycamore Drive, Harrisburg, PA 17110) for the tenant operations at the Complex in Susquehanna Township, **Dauphin County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue a State Only Air Quality Operating Permit renewal for the above mentioned facility.

The DGS Annex Complex has the potential to emit 61.6 tpy of NO<sub>x</sub>, 15.3 tpy of CO, 5.8 tpy of PM<sub>10</sub>, 0.40 tpy of SO<sub>x</sub>, 3.14 tpy of VOCs, and 51,959 tpy of Greenhouse Gases. 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.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests or requests for a public hearing. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

Thomas Hanlon, Facilities Permitting Chief, may be contacted at (717) 705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests, or requests for a public hearing.

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

*Contact: Matthew M. Williams—Telephone: 814-332-6131*

**37-00257: Mohawk Area School District/Mohawk Elementary School** (Mohawk School Road, Bessemer, PA 16112) to re-issue the Natural Minor Operating Permit for this educational facility located in North Beaver Township, **Lawrence County**. The facility's primary emissions are from an 8.54 MMBtu/Hr tri-fuel boiler, a 4.26 MMBtu/Hr natural gas fired boiler, and a water heater used to provide comfort heat and hot water to the school. The tri-fuel boiler is subject to the requirements of 40 CFR 63, Subpart JJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources. There is also a 75 KW Emergency Power Generator at this facility.

**43-00343: Woodcraft Industries, Inc.** (62 Grant Road, Greenville, PA 16125) to renew a State Only Operating Permit for the wood furniture manufacturing facility in Pymatuning Township, **Mercer County**. The primary sources at the facility are a 14.33 million Btu/hr wood boiler, natural gas fueled space heaters, wood dryer, kiln, and woodworking operations. Potential Emissions for the site are less than the Title V thresholds. The facility is a Natural Minor. The boiler is subject to 40 CFR Part 63 Subpart JJJJJ, the NESHAP for Area Source Boilers. The permit contains emission restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); 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); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before 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.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

### *Coal Applications Received*

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

**17921602 and NPDES No. PA0214191. King Coal Sales, Inc.**, (PO Box 712, Philipsburg, PA 16866). To renew the permit for the Cunard Coal Preparation Facility in Morris Township, **Clearfield County** and related NPDES permit. The application was considered administratively complete on October 30, 2013. Application received August 26, 2013.

**30841317. Consol Pennsylvania Coal Company, LLC**, (1525 Pleasant Grove Road, PO Box J, Claysville, PA 15323). To revise the permit for the Enlow Fork Mine in Morris Township, **Washington County**, ACOE Pittsburgh (Prosperity, PA Quadrangle, located at 40° 2' 55.2" N, -80° 20' 58.7" W). This is a Chapter 105 Water Obstruction and Encroachment permit application (Stream Module 15), and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application to authorize the stream resto-

ration to approximately 4382 linear feet of an unnamed tributary to Crafts Creek to restore flow from longwall mining. Restoration site is located approximately 2.7 miles northeast of Crafts Creek Road and Ealy Road intersection.

Written comments or objections on the request for Section 401 Water Quality Certification or to the issuance of the Water Obstruction and Encroachment Permit, (Stream Module 15) may be submitted to the Department within 30 days of the date of this notice to the District Mining Office identified above. Comments should contain the name, address and telephone number of the person commenting, identification of the request for 401 Water Quality Certification and Chapter 105 permit application (Stream Module 15) to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including relevant facts upon which they are based. The Water Obstruction and Encroachment permit application is available for review at the California District Mining Office, by appointment, at the address listed above.

The application was considered administratively complete on October 31, 2013. Application received August 29, 2013.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**Permit No. 56763036 and NPDES No. PA0125015, Shade Landfill, Inc.**, 1176 No. 1 Road, Cairnbrook, PA 15924, permit renewal for the continued operation and restoration of a bituminous surface mine in Shade Township, **Somerset County**, affecting 84.2 acres. Receiving stream: Miller Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received October 1, 2013.

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

**16090101. RFI Energy, Inc.** (P. O. Box 162, Sligo, PA 16255) Renewal of an existing bituminous surface mine in Perry Township, **Clarion County** affecting 28.0 acres. Receiving streams: Two unnamed tributaries to the Clarion River, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. This application is for reclamation only. Application received: October 28, 2013.

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

**49970202C3. Susquehanna Coal Company**, (PO Box 27, Nanticoke, PA 18634), correction to an existing an-

thracite coal refuse reprocessing operation to change the post-mining land use from forestland to unmanaged natural habitat in Mt. Carmel Township, **Northumberland County** affecting 808.0 acres, receiving stream: North Branch Shamokin Creek, classified for the following uses: cold water and migratory fishes. Application received: September 30, 2013.

**54860204R5. Premium Fine Coal, Inc.**, (PO Box 268, Tamaqua, PA 18252), renewal of an existing anthracite coal refuse reprocessing and preparation plant operation in Walker Township, **Schuylkill County** affecting 57.0 acres, receiving stream: Little Schuylkill River, classified for the following use: cold water fishes. Application received: October 1, 2013.

**54860204C3. Premium Fine Coal, Inc.**, (PO Box 268, Tamaqua, PA 18252), correction of an existing anthracite coal refuse reprocessing and preparation plant operation to update the post-mining land use to unmanaged natural habitat in Walker Township, **Schuylkill County** affecting 57.0 acres, receiving stream: Little Schuylkill River, classified for the following use: cold water fishes. Application received: October 1, 2013.

**40840203R6. Blaschak Coal Corp.**, (PO Box 12, Mahanoy City, PA 17948), renewal of an existing anthracite surface mine and coal refuse reprocessing operation in Hazle Township, **Luzerne County** affecting 80.0 acres, receiving stream: Little Nescopeck Creek, classified for the following uses: cold water and migratory fishes. Application received: October 1, 2013.

**54830109R6. Joe Kuperavage Coal Company**, (916 Park Avenue, Port Carbon, PA 17965), renewal of an existing anthracite surface mine operation in Blythe Township and New Philadelphia Borough, **Schuylkill County** affecting 625.0, receiving streams: Schuylkill River and unnamed tributary to Schuylkill River, classified for the following use: cold water fishes: Application received: October 2, 2013.

**54830109C2. Joe Kuperavage Coal Company**, (916 Park Avenue, Port Carbon, PA 17965), correction to an existing anthracite surface mine operation to change the post-mining land use from forestland to unmanaged natural habitat and forestland, in Blythe Township and New Philadelphia Borough, **Schuylkill County** affecting 625.0 acres, receiving stream: Schuylkill River and unnamed tributary to Schuylkill River, classified for the following use: cold water fishes: Application received: October 15, 2013.

*Noncoal Applications Received*

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

Parameter	Table 2		
	30-day Average	Daily Maximum	Instantaneous Maximum
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

\* The parameter is applicable at all times.

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

*Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500*

**03020402 and NPDES Permit No. PA0250406. Allegheny Mineral Corp.** (P. O. Box 1022, Kittanning, PA 16201). NPDES renewal application for continued mining to an existing large noncoal surface mine, located in West Franklin Township, **Armstrong County**, affecting 160.8 acres. Receiving streams: Buffalo Creek and unnamed tributary to Buffalo Creek, classified for the following use: HQ-TSF. The potable water supply intake within 10 miles downstream from the point of discharge: Creekside Mushrooms, Limited. Renewal application received: October 30, 2013.

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

**66010801. Robert R. Shupp, Sr.**, (99 Lindley Avenue, Factoryville, PA 18419), Stage I & II bond release of a quarry operation in Nicholson Township, **Wyoming County** affecting 2.0 acres on property owned by Francine and John Kiryluk. Application received: October 3, 2013.

### MINING ACTIVITY NPDES DRAFT PERMITS

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

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

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

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

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

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

\*The parameter is applicable at all times.

In addition, the Department imposes a technology-based aluminum limit of 2.0 mg/l (30 day average) to protect stream uses.

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 BAT limits for noncoal mining activities as provided in 40 CFR Part 436 and 25 Pa. Code Chapter 77 are as follows:

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

\* The parameter is applicable at all times.

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

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

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

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation-Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

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

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

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

#### Coal NPDES Draft Permits

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500

**NPDES No. PA0252018 (Mining permit no. 2966BSM50), Potato Ridge LLC**, 520 West Short Street, Lexington, KY 40507, revised NPDES permit for a bituminous surface mine in Stewart Township, **Fayette County**, affecting 169.8 acres. Receiving stream: Laurel Run, classified for the following use(s): HQ-CWF. This receiving stream is included in the Laurel Run TMDL. Application received: September 7, 2010.

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

The treated wastewater outfall listed below discharge to unnamed tributary to Laurel Run:

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

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	NA
Manganese (mg/l)	1.0	2.0	NA
Aluminum (mg/l)	0.75	1.5	NA
Total Suspended Solids (mg/l)	10	20	NA
Osmotic Pressure (mOsm/kg)	50	50	NA
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

**NPDES No. PA0589765 (Mining permit no. 30850103), Patriot Mining Co., Inc.**, 2708 Cranberry Square, Morgantown, WV 26508-9286, renewal NPDES permit for a bituminous surface mine in Greene Township, **Greene County**, affecting 55.9 acres. Receiving stream: unnamed tributary to Whiteley Creek, classified for the following use(s): WWF. Application received: January 24, 2013.

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

The treated wastewater outfall(s) listed below discharge to unnamed tributary to Whiteley Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
006	N	Treatment

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	1.2	2.4	3.0
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)	50	50	50
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191

**NPDES No. PA0259446 (Permit No. 16130101). RFI Energy, Inc.** (P. O. Box 162, Sligo, PA 16255) New NPDES permit for a bituminous surface and coal refuse disposal mine in Licking & Toby Townships, **Clarion County**, affecting 65.0 acres. Receiving streams: Two unnamed tributaries to Licking Creek, classified for the following uses: CWF. TMDL: Licking Creek. Application received: October 11, 2013.

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

The outfall(s) listed below discharge to unnamed tributary No. 2 to Licking Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TF-1	Y
TF-2	Y

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		0.75	1.5	1.88
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		35	70	90

<sup>1</sup> The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributary No. 2 to Licking Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
SP-1	Y

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Alkalinity greater than acidity <sup>1</sup>				
Total Settleable Solids (ml/l)				0.5

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

**NPDES No. PA0238333 (Mining Permit No. 17990110) AMFIRE Mining Company, LLC**, One Energy Place, Latrobe, PA 15650. Revision and renewal of an NPDES permit for bituminous surface mine in Chest Township, **Clearfield County** affecting 350.0 acres. Receiving stream(s): Unnamed Tributaries to Chest Creek and Chest Creek classified for the following use(s): Cold Water Fishes. TMDL: Chest Creek Sediment. Application received: May 15, 2013.

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

The outfall(s) listed below discharge to Chest Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
009	N
010	N
011	N
012	N
013	N

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)				50.0

<sup>1</sup> The parameter is applicable at all times

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

Alkalinity must exceed acidity at all times

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

### Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.*

**E36-921: Lancaster Liederkrantz**, 722 South Chiques Road, Manheim, PA, 19545 in Rapho Township, Lancaster County, ACOE Baltimore District To install and maintain: 1) a 6.0-foot high, 150.0 foot long imbricated rock wall along the right bank of Chiques Creek (WWF, MF); 2) one rock vane in Chiques Creek (WWF, MF); and 3.) 26 boulder clusters in Chiques Creek (WWF, MF); and to remove 1,050 cubic yards of from floodway of Chiques Creek (WWF, MF), all for the purposes of stabilizing the channel, improving in-stream aquatic habitat, and improving storm water management. The project is located immediately downstream of the South Chiques Road Bridge (Latitude 40°6'31", Longitude -76°26'44") in Rapho Township, Lancaster County. No wetlands will be impacted by this project.

**E07-450, PA Department of Transportation Engineering District 9-0**, 1620 North Juniata Street, Hol-

lidsburg, PA 16648-108 in Allegheny Township, Blair County, U.S. Army Corps of Engineers, Baltimore District

To remove the existing structure and to install and maintain a single span prestressed concrete splayed box beam bridge with a normal span of 55.66 feet, underclearance of 6.38 feet and a length varying from 44.85 feet to 65.32 feet with approximately 1,000 cubic yards of fill in the floodway, all associated with Sugar run (CWF-MF) for the purpose of improving roadway safety. Construction will include a two-phase temporary cofferdam. The project is located along S.R. 4002, in Allegheny Township, Blair County (USGS Quadrangle: Hollidaysburg, PA; Latitude: 40° 28' 4.6"; Longitude: -78° 26' 22.8").

*District Oil and Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701*

**E0829-083: Appalachia Midstream, LLC**, 100 IST Center, Horseheads, NY 14845, Overton Township, Bradford County, ACOE Baltimore District.

To construct, operate and maintain:

1. a 6 inch diameter natural gas line and a temporary timber mat bridge impacting 685 square feet of a Palustrine Emergent Wetland (EV) (Overton, PA Quadrangle, Latitude: 41°34'31", Longitude: -76°35'11");

2. a 6 inch diameter natural gas line and a temporary timber mat bridge impacting 9,929 square feet of a Palustrine Scrub-Shrub Wetland (EV) (Overton, PA Quadrangle, Latitude: 41°36'30", Longitude: -76°35'12");

The project will result in 10,614 square feet (0.24 acre) of PEM and PSS wetlands all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development in Overton Township, Bradford County.

**E0829-084: Chesapeake Appalachia, LLC**, 14 Chesapeake Lane, Sayre, PA 18840, Standing Stone Township, Bradford County, ACOE Baltimore District.

To construct, operate and maintain:

1. a 300 foot by 400 foot well pad impacting 8,277 square feet of a Palustrine Emergent Wetland (Rome, PA Quadrangle, Latitude: 41°46'57", Longitude: -76°19'16"). The project will result in an estimated 8,277 square feet (0.19 acre) of permanent PEM wetland impacts from fill already placed at the Lundy 1H-6H well pad in Standing Stone Township, Bradford County. The permittee will provide 0.42 acre of PEM wetland mitigation in Elkland Township, Sullivan County (Shunk, PA Quadrangle Latitude: 41°34'15", Longitude: -76°37'32").

#### DAM SAFETY

*Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 3, 400 Market Street, P. O. Box 8460, Harrisburg, PA 17105-8460*

**Consol Pennsylvania Coal Company, LLC**, 1525 Pleasant Grove Road, P. O. Box J, Claysville, PA 15323. Consol is proposing to construct three jurisdictional dams (containing one slurry impoundment and one sediment basin) within the proposed Bailey Mine Coal Refuse Disposal Area No. 8. The total disposal area will impact 7.3 acres of wetlands (PSS, PEM, PFO) and 28,801 linear feet of stream, providing a minimum of 7.3 acres of replacement wetlands and appropriate stream compensation.

**D30-082. Bailey No. 8 Slurry Impoundment Dam.** To construct, operate, and maintain Bailey No. 8 Slurry Impoundment Dam across a tributary to Boothe Run (WWF) for the purpose of disposal of coal refuse generated by Bailey, Enlow Fork, and BMX Mines. (Rogersville, PA Quadrangle Latitude: 39° 58' 57", Longitude: -80° 22' 11") Morris Township, **Greene County**.

**D30-083. Bailey No. 8 Sediment Pond Dam.** To construct, operate, and maintain Bailey No. 8 Sediment Pond Dam across Boothe Run (WWF) for the purpose of providing sediment control for the disposal area. (Wind Ridge, PA Quadrangle Latitude: 39° 58' 43", Longitude: -80° 22' 39") Morris Township, **Greene County**.

**D30-084. Bailey No. 8 Saddle Dam.** To construct, operate, and maintain Bailey No. 8 Saddle Dam across a tributary to Enlow Fork (WWF) for the purpose of

disposal of coal refuse generated by Bailey, Enlow Fork, and BMX Mines. (Rogersville, PA Quadrangle Latitude: 39° 59' 09", Longitude: -80° 21' 33") Morris Township, **Greene County**.

**D36-257A. Speedwell Forge Dam, Pennsylvania Fish and Boat Commission,** 450 Robinson Lane, Bellefonte, PA 16823. To modify, operate, and maintain Speedwell Forge Dam across Hammer Creek (WWF, MF) impacting 570 feet of stream for the purpose of passing the spillway design flood by demolition of existing spillway and construction of a new concrete spillway, excavation of embankment, installation of embankment drainage system, construction of roller compacted concrete (RCC) overtopping protection, and raising of east and west abutments with earthfill and concrete parapets (Lititz, PA Quadrangle; Latitude: 40.2036, Longitude: -79.3078) in Elizabeth Township, **Lancaster County**.

**STORAGE TANKS**

**SITE-SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Environmental Cleanup and Brownfields, Division of Storage Tanks, PO Box 8762, Harrisburg, PA 17105-8762, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

**The following applications have been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C.**

<i>SSIP Application No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
13014	New Seaview, LLC 725 Skippack Pike Blue Bell, PA 19422 Attn: William Packer	Bucks	Falls Township	11 ASTs storing petroleum oils	2,155,000 gallons total

**ACTIONS**

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

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action 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—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.



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, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the Pennsylvania Bulletin unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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### I. NPDES Renewal Permit Actions

*Northcentral Regional Office: Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.0530.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0228621 (Sewage)	Smithfield Township Wastewater Treatment Plant PO Box 102 East Smithfield, PA 18817-0102	Bradford County Smithfield Township	Tomjack Creek (4-C)	Y
PA0228770 (CAFO)	Bishcroft Farm 2334 Farm Road Roaring Branch, PA 17765	Tioga County Liberty Township	Little Elk Run (10-A)	N

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### II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Actions

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

**NPDES Permit No. PA0254690**, Sewage, **Port Vue Borough**, 1191 Romine Avenue, Port Vue, PA 15133

This proposed facility is located in Port Vue Borough, **Allegheny County**

Description of Existing Action/Activity: Permit issuance for discharge of treated sewage.

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

**NPDES Permit No. PA0239917**, Sewage, **Jacquelyn Wismer**, 10856 Eureka Road, Edinboro, PA 16412-3720.

This existing facility is located in Franklin Township, **Erie County**.

Description of Proposed Action/Activity: Cancellation of expired NPDES permit.

**NPDES Permit No. PA0264016**, SIC Code 4952, 8811, **DJH Inc.**, 513 Marwood Road, Cabot, PA 16023.

This proposed facility is located in Winfield Township, **Butler County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated sewage for a Small Flow Treatment Facility.

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### III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, 484.250.5900*

**WQM Permit No. 0991423**, Sewage, Transfer, **Randell Mills**, 493 Old Trenton Road, Cranbury, NJ 08512.

This proposed facility is located in Buckingham Township, **Bucks County**.

Description of Action/Activity: Permit transferred ownership from George Grudberg to Randell Mills.

**WQM Permit No. 0913403**, Sewage, **Helen E. Morris**, 719 Ridge Road, Sellersville, PA 18960.

This proposed facility is located in West Rockhill Township, **Bucks County**.

Description of Action/Activity: Permit for the operation of an existing SFSRTP with spray irrigation.

**WQM Permit No. WQG02461314**, Sewage, **Perkiomen Township Municipal Authority**, 1 Trappe Road, Collegetown, PA 19426.

This proposed facility is located in Perkiomen Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a sanitary sewer pump station.

**WQM Permit No. 4613406**, Sewage, **Whitemarsh Township Authority**, 616 Germantown Pike, Lafayette Hill, PA 19444.

This proposed facility is located in Whitemarsh Township, **Montgomery County**.

Description of Action/Activity: Replacement of the existing submersible sewage pump and appurtenances requested to increase pumping capacity.

**WQM Permit No WQG02091316**, Sewage, **Bucks County Water & Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976.

This proposed facility is located in New Hope Borough, **Bucks County**.

Description of Action/Activity: Construction and operation of 37 attached cluster dwellings w/ central pump station and force main.

*Southwest Region: Water Management Program Manager; 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**WQM Permit No. 2613400**, Sewerage, **Western PA Conservancy**, 800 Waterfront Drive, Pittsburgh, PA 15222

This proposed facility is located in Stewart Township, **Fayette County**

Description of proposed Action/Activity: Permit issuance for the construction and operation of a drip irrigation disposal field.

*Northwest Region: Clean Water Program Manager; 230 Chestnut Street, Meadville, PA 16335-3481*

**WQM Permit No. 2506410**, Sewage, Transfer, **Jacquelyn Wismer**, 10856 Eureka Road, Edinboro, PA 16412-3720.

This existing facility is located in Franklin Township, **Erie County**.

Description of Proposed Action/Activity: Transfer of existing WQM permit for a Single Residence Sewage Treatment Plant.

**WQM Permit No. WQG018736**, Sewage, Transfer, **Steven Caudill**, 2871 Pleasant Drive, Warren, PA 16365.

This existing facility is located in Pleasant Township, **Warren County**.

Description of Proposed Action/Activity: Transfer of existing WQM permit for a Single Residence Sewage Treatment Plant.

**WQM Permit No. 4380406**, Sewage, Transfer No. 2, **Trinity Real Estate Holdings LLC**, P. O. Box 850, Cochranon, PA 16314.

This existing facility is located in New Lebanon Borough, **Mercer County**.

Description of Proposed Action/Activity: Transfer of existing WQM permit for County Corner RV Park.

**WQM Permit No. 1012403**, Sewage, **DJH Inc.**, 513 Marwood Road, Cabot, PA 16023.

This proposed facility is located in Winfield Township.

Description of Proposed Action/Activity: Small Flow Treatment Facility to replace a malfunctioning on-lot system.

**IV. NPDES Stormwater Discharges from MS4 Permit Actions**

*Southeast Region: Clean Water Program Manager; 2 East Main Street, Norristown, PA 19401*

*Facility Location*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Media Borough Delaware County	PAI130545	Delaware County Rose Tree Park-Hunt Club 1521 N Providence Road Media, PA 19063	Chester Creek, Crum Creek, Darby Creek, Green Creek, Hermesprot Creek, Little Crum Creek, Rocky Run, Stony Creek, Unnamed Tributary to Crum Creek, Unnamed Tributary to Ridley Creek and West Branch Chester Creek—3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970

*Northcentral Regional Office: Clean Water Program Manager; 208 W Third Street Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.0530.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI134803	College Township, 1481 E College Avenue, State College, PA 16801	Centre	College Township	Slab Cabin Run, Spring Creek and Unnamed Tributary to Slab Cabin Run, Unnamed Tributary to Spring Creek / CWF, MF, HQ-CWF and MF

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**V. NPDES Waiver Stormwater Discharges from MS4 Actions**


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**VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions**


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*Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 5113008	Summit Realty Advisors, LLC 201 South Maple Avenue, Suite 100 Ambler, PA 19002	Philadelphia	City of Philadelphia	Poquessing Creek WWF-MF

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023910005(1)	One Brewery Park 1301 North 31st Street Philadelphia, PA 19121 Cumberland Gardens/ Housing Partnership	Lehigh	City of Allentown	Little Lehigh Creek (HQ-CWF, MF)

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**VII. Approvals to Use NPDES and/or Other General Permits**


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The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

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**List of NPDES and/or Other General Permit Types**


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PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges From the Application of Pesticides

*General Permit Type—PAG-02*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Douglass Township Montgomery County	PAG0200 4606024R	Jeff Goodwin 1210 Northbrook Drive Suite 260 Feasterville Trevose, PA 19053	Swamp Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Horsham Township Montgomery County	PAG0200 4613063	Tina M. O'Rourke 617 Horsham Road Horsham, PA 19044	Park Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

## NOTICES

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<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Limerick Township Montgomery County	PAG0200 4613066	John McGrath 3 Friends, Suite 102 Newtown, PA 18940	Brooke Evans Run & Possum Run WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
New Hanover Township Montgomery County	PAG0200 4608141R	Ed Mullin 375 Morris Road P. O. Box 1479 Lansdale, PA 19446	Unnamed Tributary to Minister Creek TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
New Hanover Township Montgomery County	PAG0200 4613068	Leonard Delgrippe, Sr. 2965 West Germantown Pike P. O. Box 243 Fairview Village, PA 19409	Unnamed Tributary to Minister Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511325	Cotton Street Landing Associates, L.P. c/o Realen Properties 1000 Chesterbrook Boulevard Suite 100 Berwyn, PA 19312	Schuylkill River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG2015 106026-Renewal	Westrum Development Company 1300 Virginia Drive, Suite 215 Fort Washington, PA 19034	Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hanover Township Lehigh County	PAG02003913009	Christopher Anderson Airport Point Realty Partners, LP 636 Old York Road 2nd Floor Jenkintown, PA 19046	UNT to the Lehigh River (CWF, MF)	Lehigh County Conservation District 610-391-9583
West Mahanoy Township Schuylkill County	PAG02005411013R	JMB, Ltd. c/o John Rampolla 10 Gilberton Road Gilberton, PA 17934	Mill Creek (CWF, MF)	Schuylkill County Conservation District 570-622-3742

*Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Crawford, Section Chief,  
717.705.4802*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
East Pennsboro Township, Cumberland County	PAG02002113037 (Issued)	Michael Gillespie PennDOT 2140 Herr Street Harrisburg, PA 17103	Susquehanna River (WWF)	Cumberland Co Conservation Dist. 310 Allen Road, Suite 301 Carlisle, PA 17013 717.240.7812
Spring Township, Berks County	PAG020006070411R (Issued)	One Meridian Boulevard Reading PA 19610	UNT to Tulpehocken Creek (WWF, MF)	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Chambersburg Borough, Franklin County	PAG02002813030 (Issued)	BJ Wholesale Club Robert Kinsley 6259 Reynolds Mills Road Seven Valleys PA 17360	Conococheague Creek (WWF)	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg, PA 17201 717.264.5499
Fannett Township, Franklin County	PAG02002808021R (Issued)	Path Valley Holdings Mark Katrina 1597 S Main Street Chambersburg PA 17201	Doylesburg Stream (CWF)	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg, PA 17201 717.264.5499
Waynesboro Borough, Franklin County	PAG02002813026 (Issued)	South End Villas Jeff Hockenberry 12675 Old Germantown Road Waynesboro, PA 17268	UNT to East Branch of Antietam	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg, PA 17201 717.264.5499
Chambersburg Borough, Franklin County	PAG02002812036 (Issued)	CWWTP Waste Site MF Ronca & Sons 179 Mikron Road Bethlehem PA 18020	Conococheague Creek (WWF)	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg, PA 17201 717.264.5499
East Hempfield Township, Lancaster County	PAG02003603085R (Issued)	Hempfield Valley Partnership 114 Foxshire Drive Lancaster, PA 17601	Swarr Run (TSF), Millers Run (CWF)	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
Rapho Township, Lancaster County	PAG02003603111R (Issued)	Elm Tree Properties 3121C Mount Joy Road Mount Joy PA 17552	UNT to Little Chickies Creek (TSF)	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
Salisbury Township, Lancaster County	PAG02003613047 (Issued)	Urban Outfitters 5000 S Broad Street Philadelphia PA 19112	Londonland Run & Houston Run (CWF)	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
West Hempfield Township, Lancaster County	PAG02003613060 (Issued)	Hahn Farming Enterprises 4045 Marietta Avenue Columbia PA 17512	Chickies Creek (WWF)	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
Manheim Township, Lancaster County	PAG02003613063 (Issued)	Brethren Village 3001 Lititz Pike PO Box 5093 Lancaster PA 17606	Bachman Run (TSF)	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5

**NOTICES**

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*Facility Location:  
Municipality &  
County*

Caernarvon  
Township,  
Lancaster County

*Permit No.*  
PAG02003613066  
(Issued)

*Applicant Name &  
Address*  
Twin Valley Bible Chapel  
105 Shirktown Road  
Narvon PA 17555

*Receiving  
Water / Use*  
Conestoga River  
(WWF, MF)

*Contact Office &  
Phone No.*  
Lancaster Co  
Conservation Dist.  
1383 Arcadia Road,  
Room 200  
Lancaster, PA 17601  
717.299.5361, Ext. 5

West Cocalico  
Township,  
Lancaster County

PAG02003613068  
(Issued)

PPL Electric Utilities  
2 North 9th Street  
Allentown, PA 18101

UNT to Cocalico  
Creek  
(WWF, MF)

Lancaster Co  
Conservation Dist.  
1383 Arcadia Road,  
Room 200  
Lancaster, PA 17601  
717.299.5361, Ext. 5

Pequea Township,  
Lancaster County

PAG02003613072  
(Issued)

Barry Mellinger  
201 W Kendig Road  
Willow Street, PA 17584

Stehman Run  
(WWF)

Lancaster Co  
Conservation Dist.  
1383 Arcadia Road,  
Room 200  
Lancaster, PA 17601  
717.299.5361, Ext. 5

Warwick Township,  
Lancaster County

PAG02003613075  
(Issued)

Hurst/Beiler Partners  
154 E Farmersville Road  
Ephrata PA 17522

Lititz Run  
(WWF)

Lancaster Co  
Conservation Dist.  
1383 Arcadia Road,  
Room 200  
Lancaster, PA 17601  
717.299.5361, Ext. 5

South Lebanon  
Township,  
Lebanon County

PAG02003809001R  
(Issued)

Randall Hess  
15 Meadow Lane  
Lancaster PA 17601

Quittapahilla Creek  
(TSF)

Lebanon Co  
Conservation  
District  
2120 Cornwall Road  
Suite 5  
Lebanon, PA 17042  
717.272.3908, Ext. 4

South Lebanon  
Township,  
Lebanon County

PAG02003813035  
(Issued)

George C. Soukas  
33 Keystone Drive  
Lebanon PA 17042

Quittapahilla Creek  
(TSF)

Lebanon Co  
Conservation  
District  
2120 Cornwall Road  
Suite 5  
Lebanon, PA 17042  
717.272.3908, Ext. 4

*Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

*Facility Location:  
Municipality &  
County*

Athens Township  
Bradford County

PAG02000806008RR

*Applicant Name &  
Address*  
John A Desisti  
Desisti Properties  
PO Box R  
Sayre PA 18840

*Receiving  
Water / Use*  
Susquehanna River  
WWF

*Contact Office &  
Phone No.*  
Bradford County  
Conservation  
District  
Stoll Natural  
Resource Center  
RR 5, Box 5030C  
Towanda, PA 18848  
(570) 265-5539, X 6

Sayre Borough  
Bradford County

PAG02000813015

Gary Webster  
460 Gateway Industrial Park Rd  
Athens PA 18810

Susquehanna River  
WWF

Bradford County  
Conservation  
District  
Stoll Natural  
Resource Center  
RR 5, Box 5030C  
Towanda, PA 18848  
(570) 265-5539, X 6

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Athens Township Bradford County	PAG02000813016	Ben Doud DPA Properties LLC 25528 Genessee Trail Rd Golden CO 80401	Chemung River WWF	Bradford County Conservation District Stoll Natural Resource Center RR 5, Box 5030C Towanda, PA 18848 (570) 265-5539, X 6
Athens Township Bradford County	PAG02000813017	Tony Ventello Central Bradford Progress Auth Progress Plaza 1 Elizabeth St Ste 3 Towanda PA 18848	Chemung River WWF	Bradford County Conservation District Stoll Natural Resource Center RR 5, Box 5030C Towanda, PA 18848 (570) 265-5539, X 6
Athens Township Bradford County	PAG02000813018	Richard Bean Athens Twp Parks & Recreation Commission 45 Herrick Ave Sayre PA 18840	Wetland / Pond	Bradford County Conservation District Stoll Natural Resource Center RR 5, Box 5030C Towanda, PA 18848 (570) 265-5539, X 6
Spring Township Centre County	PAG02001403009	Graymont Inc 965 E College Ave Pleasant Gap PA 16823	Logan Branch CWF	Centre County Conservation District 414 Holmes Avenue, Suite 4 Bellefonte, PA 16823 (814) 355-6817
Ferguson Township Centre County	PAG02001413012	S & A Homes 2121 Old Gatesburg Rd State College PA 16801	Big Hollow CWF, MF	Centre County Conservation District 414 Holmes Avenue, Suite 4 Bellefonte, PA 16823 (814) 355-6817
City of DuBois Clearfield County	PAG02001713008	DuBois Regional Medical Center 100 Hospital Ave DuBois PA 15801	Pentz Run CWF	Clearfield County Conservation District 650 Leonard Street Clearfield, PA 16830 (814) 765-2629
Clymer Township Tioga County	PAG02005912003R	Kevin Zink 5094 Route 349 Westfield PA 16950	Mill Creek TSF	Tioga County Conservation District 50 Plaza Lane Wellsboro, PA 16901 (570) 724-1801, X 3
East Buffalo Township Union County	PAG02006013006	Howard Schlesinger PA House Redevelopment LP 280 Madison Ave Ste 800 New York NY 10016	Limestone Run WWF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg PA 17837 (570) 524-3860

*Facility Location:  
Municipality &  
County*Kelly Township  
Union County*Permit No.*  
PAG02006013008*Applicant Name &  
Address*  
Arthur J Keister  
145 Dustin Dr  
West Milton PA 17886*Receiving  
Water / Use*  
UNT to  
Susquehanna River  
WWF, MF*Contact Office &  
Phone No.*  
Union County  
Conservation  
District  
Union County  
Government Center  
155 N 15th St  
Lewisburg PA 17837  
(570) 524-3860*General Permit Type—PAG-03**Facility Location:  
Municipality &  
County*Hazle Township  
Luzerne County*Permit No.*  
PAR122218*Applicant Name &  
Address*  
ADM Cocoa  
400 Stoney Creek Road  
Hazle Township, PA 18202*Receiving  
Water / Use*  
Stony Creek—  
CWF, MF*Contact Office &  
Phone No.*  
DEP Northeast  
Regional Office  
Clean Water Program  
2 Public Square,  
Wilkes-Barre, PA  
18701-1915  
570.826.2511East Franklin  
Township  
Armstrong County*Permit No.*  
PAR306101*Applicant Name &  
Address*  
Penn Mag, Inc.  
719 Tarrtown Road  
Adrian, PA 16210*Receiving  
Water / Use*  
Unnamed Tributary  
to Allegheny River*Contact Office &  
Phone No.*  
Southwest Regional  
Office:  
Water Management  
Program Manager  
400 Waterfront Drive  
Pittsburgh, PA  
15222-4745  
412-442-4000*General Permit Type—PAG-4**Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481**Facility Location:  
Municipality &  
County*Franklin Township  
Erie County*Permit No.*  
PAG041117*Applicant Name &  
Address*  
Jacquelyn Wismer,  
10856 Eureka Road,  
Edinboro, PA 16412-3720*Receiving  
Water / Use*  
Unnamed Tributary  
of Cussewago Creek  
16-D*Contact Office &  
Phone No.*  
DEP  
NWRO  
Clean Water Program  
230 Chestnut Street  
Meadville, PA  
16335-3481  
814/332-6942Pleasant Township  
Warren County*Permit No.*  
PAG049562*Applicant Name &  
Address*  
Steven Caudill  
2871 Pleasant Drive,  
Warren, PA 16365*Receiving  
Water / Use*  
Unnamed Tributary  
to the Sill Run  
16-B*Contact Office &  
Phone No.*  
DEP  
NWRO  
Clean Water Program  
230 Chestnut Street  
Meadville, PA  
16335-3481  
814/332-6942*General Permit Type—PAG-6**Facility Location:  
Municipality &  
County*Sharpsburgh Borough  
Allegheny County*Permit No.*  
PAG066125*Applicant Name &  
Address*  
Sharpsburgh Borough  
1611 Main Street  
Pittsburgh, PA 15215*Receiving  
Water / Use*  
Allegheny River*Contact Office &  
Phone No.*  
Southwest Regional  
Office:  
Water Management  
Program Manager  
400 Waterfront Drive  
Pittsburgh PA  
15222-4745  
(412) 442-4000



*General Permit Type—PAG-13**Facility Location:  
Municipality &  
County**Permit No.**Applicant Name &  
Address**Receiving  
Water/Use**Contact Office &  
Phone No.*Pine Township  
Allegheny County

PAG136152

Pine Township  
230 Pearce Mill Road  
Wexford, PA 15090Brush Creek,  
Rinaman Run, UNT  
to Breakneck Creek,  
UNT to Montour  
Run, UNT to North  
Fork Pine Creek,  
UNT to Pine Creek  
& Wexford RunSouthwest Regional  
Office:  
Clean Water  
Program Manager  
400 Waterfront Drive  
Pittsburgh PA  
15222-4745  
(412) 442-4000Hampton Township  
Allegheny County

PAG136281

Hampton Township  
3101 McCully Road  
Allison Park, PA 15101Pine Creek, Cedar  
Run, Crouse Run,  
Gourdhead Run,  
Montour Run,  
McCaskin Run,  
Willow Run & UNT  
to Pine CreekSouthwest Regional  
Office:  
Clean Water  
Program Manager  
400 Waterfront Drive  
Pittsburgh PA  
15222-4745  
(412) 442-4000Ross Township  
Allegheny County

PAG136221

Ross Township  
1000 Ross Municipal Drive  
Pittsburgh, PA 15237Girty's Run, Little  
Pine Creek, Nelson  
Run, Spruce Run &  
Lowerie's RunSouthwest Regional  
Office:  
Clean Water  
Program Manager  
400 Waterfront Drive  
Pittsburgh PA  
15222-4745  
(412) 442-4000Shaler Township  
Allegheny County

PAG136146

Shaler Township  
300 Wetzel Road  
Glenshaw, PA 15116Girty's Run, Pine  
Creek & UNT to  
Pine CreekSouthwest Regional  
Office:  
Clean Water  
Program Manager  
400 Waterfront Drive  
Pittsburgh PA  
15222-4745  
(412) 442-4000**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, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

**SAFE DRINKING WATER****Actions taken under the Pennsylvania Safe Drinking Water Act**

*Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**Permit No. 2213504 MA, Minor Amendment, Public Water Supply.**

Applicant  
Municipality  
County  
Responsible Official

**Pillow Borrow Authority**

Pillow Borough  
**Dauphin**  
Walter Tweitmann, Chairman  
PO Box 206  
Pillow, PA 17080

Type of Facility

Change in corrosion control chemical from Klenphos-300 (zinc pyrophosphate) to Seaquest (77% poly/23% orthophosphate blend).

Consulting Engineer Raelene M Gabriel, P.E.  
 Glace Associates, Inc.  
 3705 Trindle Road  
 Camp Hill, PA 17011

Permit to Construct 10/29/2013  
 Issued:

**Operations Permit** issued to: **City of Lebanon Authority**, PA, 7380010, Swatara Township, **Lebanon County** on 11/1/2013 for the operation of facilities approved under Construction Permit No. 3813501 MA.

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

**Construction/Operation Permit** issued to **Bradford City Water Authority**, PWSID #6420014, Bradford Township, **McKean County**, for the construction/operation of the installation and operation of a bulk loading station at two (2) take points for the purpose of bulk water sale for non-potable water. Construction and Operation authorized simultaneously under permit number 4283501-MA3 issued October 29, 2013.

**Transfer of Operation Permit** issued to **Sunnyview Manufactured Home Community**, LLC, PWSID #6430003, Pymatuning Township, **Mercer County** on October 29, 2013. Action is for change in ownership; the potable water supplier will do business as Sunnyview Mobile Home Park. The new permit number is 4311503-T1.

**Permit No. 1013503** Public Water Supply

Applicant **Fair Winds Manor, LP**

Township or Borough Winfield Township

County **Butler**

Type of Facility Public Water Supply

Consulting Engineer Ronald Olsen, P.E.  
 Olsen & Associates, LLC  
 126 South Main Street  
 Butler, PA 16001

Permit to Construct October 30, 2013  
 Issued

**Permit No. 4313505** Public Water Supply

Applicant **Jack Berkovitz d/b/a Imperial Development Co.**

Township or Borough Pine Township

County **Mercer**

Type of Facility Public Water Supply

Consulting Engineer Corbet G. Martin, P.E.  
 Herbert, Rowland & Grubic, Inc.  
 200 West Kensinger Drive,  
 Suite 400  
 Cranberry Township, PA 16066

Permit to Construct November 1, 2013  
 Issued

**SEWAGE FACILITIES ACT PLAN APPROVAL**

**Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)**

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4707.*

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Southampton Township	705 Municipal Dr, Shippensburg, PA 17257	Franklin

*Plan Description:* Approval of a revision to the official plan of Southampton Township, Franklin County. The project is known as CFJMA/Pineville Road Sanitary Sewer Replacement Project. The plan provides for replacement of 1103 linear feet of 8" sanitary sewer lines and 7 manholes with 1103 linear feet of 12" sanitary sewer lines and 7 new manholes, using the current alignment. The proposed development is located Pineville Road. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this plan revision is DEP Code No. A3-28919-335-3 and the APS ID is 352013. Any permits must be obtained in the name of Cumberland Franklin Joint Municipal Authority.

**HAZARDOUS SITES CLEAN-UP  
 UNDER THE ACT OF  
 OCTOBER 18, 1988**

**Notice of Proposed Federal Consent Decrees  
 Everglade Junkyard Site  
 Hempfield Township, Westmoreland County**

Notice is hereby given that the Department of Environmental Protection ("Department") has entered into proposed federal Consent Decrees with TDY Industries, LLC and The Timken Company. The Consent Decrees memorialize the parties' resolution of claims made by the Department for recovery of costs and applicable interest incurred and to be incurred in the Department's investigation and cleanup of the Everglade Junkyard Site, located in Hempfield Township, Westmoreland County, Pennsylvania.

The terms of the settlement are set forth in the Consent Decrees. The Department will receive and consider comments relating to the Consent Decrees for sixty (60) days from the date of this notice. The Department has reserved the right to withdraw a Consent Decree for entry by the presiding court if comments concerning a Consent Decree disclose facts or considerations which indicate that the Consent Decree is inappropriate, improper, or inadequate.

Copies of the Consent Decrees are available for inspection at the Department's Southwest Regional Office. Comments may be submitted, in writing, to Barbara Gunter, PA Department of Environmental Protection, Hazardous Sites Cleanup, 400 Waterfront Drive, Pittsburgh, PA 15222. Further information may be obtained by contacting Ms. Gunter at 412-442-4000.

TDD users may contact the Department through the Pennsylvania Relay Services at 800-645-5984.

**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—6026.907).**

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

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

The Department has received the following plans and reports:

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.*

**Former Lehr's Exxon**, 101 Arsenal Road, York, PA, Manchester Township, **York County**. Liberty Environmental, Inc., 480 New Holland Avenue, Suite 8203, Lancaster, PA 17602, on behalf of Carole Lehr, c/o Attorney Bob Kane, Kane & Kane Attorneys, 474 West Market Street, York, PA 17401, submitted a Final Report concerning site soils and groundwater contaminated with unleaded and leaded gasoline from historic operations of an automotive service facility and retail sales. The report is intended to document remediation of the site to meet a combination of Nonresidential Statewide Health and Site Specific 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 to publish in the

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

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

**Parkside Manor**, 1306 Brookline Blvd., Pittsburgh, PA 15226, **Allegheny County**. Resource Control Consultants, LLC, 30 Twosome Drive, Moorestown, NJ 08057 on behalf of National Church Residences, 2335 North Bank Drive, Columbus, OH 43220 submitted a final report concerning the remediation of soil contaminated with PCE. The Final report demonstrated attainment of the Statewide Health Standard and was approved on October 28, 2013.

**Comtech Industries Inc** (former Fort Pitt Lot #2), Fort Pitt Business Park, Four Coins Drive, Borough of Canonsburg, **Washington County**. BA Group Inc., 2525 Green Tech Drive, Suite D, State College PA 16803, on behalf of Comtech Industries Inc., submitted a final report concerning the remediation of soils contaminated with IVOCs, SVOCs, barium, cadmium, and chromium; lead, arsenic, and selenium. The final report demon-

strated attainment of the statewide health & site specific standards and was approved on October 30, 2013.

**Buchheit #5 Site**, Washington Church Road, Rayne Township, **Indiana County**. EP&S of Vermont, Inc. 5100 Paxton Street, Harrisburg, PA 17111 on behalf of XTO energy, Inc. 395 Airport Road, Indiana, PA 15701, submitted a Final report concerning remediation of site soils contaminated from a release of brine water from a crack in a 4200 gallon AST. The final report demonstrated attainment of the residential statewide health standard for soils and was approved by the Department on October 30, 2013.

**Marathon Petroleum Company**, LP Floreffe Terminal, Jefferson Hills Borough, **Allegheny County**. URS Corporation, Inc. Foster Plaza 4, 501 Holiday Drive, Suite 300, Pittsburgh PA 15220 on behalf of Marathon Petroleum Company, LP 539 South Main Street, Findlay, OH 45840 has submitted a Final Report concerning remediation of the site impacted by a January 2, 1988 diesel fuel release. The final report demonstrated attainment of a combination of Non-Residential Statewide Health and Site Specific standards for soils and groundwater, and was approved by the Department on October 31, 2013.

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

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

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

**Permit No. 301358. Phoenix Resources, Inc.**, 782 Antrim Road, Wellsboro, PA 16901, Duncan Township, **Tioga County**. The permit modification is for batch solidification and removal of waste volume limitation. The permit was issued by Northcentral Regional Office on November 1, 2013.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3740. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

#### AIR QUALITY

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

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

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

**GP14-09-0137: Veterinary Crematory Services, LLC** (387 Nina Way, Warminster, PA 18974) on October 29, 2013, was authorized to operate three (3) animal crematories units in Warminster Township, **Bucks County**.

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

*Contact: Norman Frederick, Facilities Permitting Chief—Telephone: 570-826-2409*

**GP3-64-003: Middle Creek Quarry, Inc.** (2893A Owego Turnpike, Hawley, PA 18428) on October 30, 2013, to construct and operate a Portable Crushing Operation with water sprays at their site in Palmyra Township, **Wayne County**.

**GP9-64-003: Middle Creek Quarry, Inc.** (2893A Owego Turnpike, Hawley, PA 18428) on October 30, 2013, to install and operate diesel IC engine at their site in Palmyra Township, **Wayne County**.

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

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

**GP3-08-337F: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) on October 21, 2012, to construct and operate a portable non-metallic mineral mobile crushing plant with associated water spray dust suppression system pursuant to the General Plan Approval And/Or General Operating Permit For Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) at their Green's Landing facility in Athens Township, **Bradford County**.

**GP9-08-337F: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) on October 21, 2013, to construct and operate one Caterpillar model 3052 diesel-fired engine with a rating of 100 brake horsepower (bhp) pursuant to the General Plan Approval And/Or General Operating Permit for Diesel or No. 2 fuel-fired Internal Combustion Engines (BAQ-GPA/GP-9) at their Green's Landing facility in Athens Township, **Bradford County**.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**GP5-16-143C: EXCO Resources, LLC—New Bethlehem NE Compressor Station** (Idle Road, New Bethlehem, PA 16242) on October 23, 2013, to operate one (1) rich burn four stroke natural gas engine, Caterpillar Model No. G379ASI rated 330 bhp at 1200 rpm, one (1) lean burn two stroke natural gas engine, Ajax Model No. DCP-2802 LE, rated 400 bhp at 400 rpm, one (1) 4,200 gallon produced water storage tank, one (1) JW Williams natural gas dehydrator, one (1) rich burn four stroke natural gas engine, Cummins Model No. GTA8.3 rated 190 bhp at 1800 rpm, one (1) rich burn four stroke natural gas engine, Cummins Model No. G5.9 rated 84 bhp at 1800 rpm, and one (1) 504 gallon produced water storage tank (BAQ/GPA-GP-5) in Redbank Township, **Clarion County**.

**Plan Approvals Issued under the Air Pollution Control Act 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.**

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

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702*

**36-05017D5: Conestoga Wood Specialties, Inc.** (245 Reading Road, East Earl, PA 17519) on October 24, 2013, to incorporate relevant provisions from 40 CFR 63, Subpart DDDDD at their wood cabinet manufacturing facility in East Earl Township, **Lancaster County**.

**28-05048A: Wipro Enterprises, Inc.** (1101 Sheffler Drive, Chambersburg, PA 17201) on October 30, 2013, for a cylinder paint booth to be installed at WEI's new hydraulic cylinder manufacturing in Chambersburg Borough, **Franklin County**.

**07-05041B: Core Label LLC** (13985 South Eagle Valley Road, Tyrone, PA 16686) on October 24, 2013, for the construction of a flexographic printing press and regenerative thermal oxidizer (RTO) at the existing printing facility in Snyder Township, **Blair County**.

**06-05069U: East Penn Manufacturing Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536) on October 31, 2013, to modify their A-2 Facility operations in Richmond Township, **Berks County**. Plan Approval 06-05069U is for the following:

1. Installation of three (3) new cast-on-strap (COS) machines and three (3) new envelopers in the A2 Facility to be controlled by a new 120,000 CFM fabric filter dust collector equipped with secondary HEPA filtration (C134/C134A).

2. Relocation of two (2) existing COS machines to be controlled by the new C134 baghouse.

3. Replacement of existing fabric filter C17 with a new 120,000 CFM fabric filter dust collector equipped with secondary HEPA filtration (C132/C132A).

4. Some equipment in Sources 132, 133 and 133A now exhaust to atmosphere through C17. When the new C132 baghouse is installed those pieces of equipment will exhaust to atmosphere through the new baghouse.

5. Installation of two (2) new stripcast machines as Source 133E to be controlled by the new baghouse C132.

6. Decommission and remove three (3) gridcast machines that are part of Source 195 and are controlled by existing fabric filter C95.

7. Decommission and remove three (3) uncontrolled gridcast machines Sources 133B, 133C and 133D.

8. Incorporation of the requirements of 40 CFR 63 Subpart DDDDD for the Battery Assembly Facility.

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

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

**18-00030A: First Quality Tissue, LLC** (904 Woods Avenue, Lock Haven, PA 17745-3348) on October 29, 2013, to install an additional venturi scrubbers to control the particulate matter emissions from the dry-end sections of the permittee's two paper machines at their facility in Castanea Township, **Clinton County**.

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**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

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

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

**46-0035H: GlaxoSmithKline, LLC.** (709 Swedeland Road, King of Prussia, PA 19406) on October 24, 2013, to operate an oxidation catalyst on five (5) existing non-emergency Detroit Diesel generators in Upper Merion Township, **Montgomery County**.

**46-0108C: Highway Materials, Inc.** (1750 Walton Road, Blue Bell, PA 19422) on October 24, 2013, to operate a secondary cone crusher in Marlborough Township, **Montgomery County**.

**46-0007: Holy Redeemer Hospital & Medical Center** (1648 Huntingdon Pike, Meadowbrook, PA 19046) on October 29, 2013, to operate a cogeneration system in Abington Township, **Montgomery County**.

**46-0069F: Highway Materials, Inc.** (1750 Walton Road, Blue Bell, PA 19422) on October 29, 2013, to operate a tertiary crusher in Whitmarsh Township, **Montgomery County**.

**46-0031E: GlaxoSmithKline, LLC.** (1250 South Collegeville Road, Collegeville, PA 19426) on October 24, 2013, to operate a oxidation catalyst units on seven existing, non-emergency reciprocating internal combustion engines in Upper Providence Township, **Montgomery County**.

**23-0003U: Monroe Energy, LLC.** (4101 Post Road, Trainer, PA 19061) on October 29, 2013, to operate two (2) new boilers in Trainer Borough, **Delaware County**.

**09-0142B: ML 35, LLC** (35 Runway Drive, Levittown, PA 19057) on October 29, 2013, to operate an emergency generator in Bristol Township, **Bucks County**.

**46-0262D: Penn Color, Inc.** (2755 Bergey Road, Hatfield, PA 19440) on November 1, 2013, to modify a previously issued plan approval for installation of two (2) new pieces of equipment used to manufacture pigment including: two extruders (pigment manufacturing equipment) at the Penn Color, Inc., pigment dispersion manufacturing facility at 2755 Bergey Road, Hatfield, PA 19440, Hatfield Township, **Montgomery County**. The installation of pigment manufacturing equipment will result in an increase in VOC and PM emissions. The permittee will take limitations to remain a synthetic minor facility for all pollutants. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**06-05069S: East Penn Manufacturing Co., Inc.** (Deka Road, PO Box 147, Lyon Station, PA 19536) on October 30, 2013, to modify their A-3 facility formation operations at their lead-acid battery assembly facility in Richmond Township, **Berks County**. The plan approval was extended.

**06-05069T: East Penn Manufacturing Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536) on October 31, 2013, to exhaust the air pickup from a COS machine to atmosphere after the air is filtered by Baghouse C416 and HEPA filter C416A. This source is located at their Lyon Station lead-acid battery assembly plant in Richmond Township, **Berks County**. The plan approval was extended.

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

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

**08-00031A: Appalachia Midstream Services, LLC** (PO Box 54382, Oklahoma City, OK 73154-1382) on October 29, 2013, to extend the authorization an additional 180 days from November 24, 2013 to May 23, 2014, at their Granville #2 station in Granville Township, **Bradford County**, in order to continue the compliance evaluation and permit operation pending issuance of an operating permit for the facility. The plan approval has been extended.

**08-00030A: Angelina Gathering Co.** (2350 North Sam Houston Parkway East, Houston, TX 77009) on October 31, 2013, to extend the authorization to construct four (4) natural-gas-fired compressor engines each equipped with oxidation catalysts and to construct (2) natural gas glycol dehydration units each equipped with reboiler fireboxes at the Greenzweig Compressor Station in Herrick Township, **Bradford County** to May 2, 2014. The plan approval has been extended.

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

*Contact: M. Gorog & B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226*

**30-00208A: Border Energy LLC** (308 Dents Run Road Morgantown, WV 26501) on October 30, 2013, to extend the temporary operation for 180 days for submitting State Only Operating Permit application for their Robena Pond #6 Coal Briquette Manufacturing Plant in Monongahela Township, **Greene County**.

**63-00969A: MarkWest Liberty Midstream and Resources, LLC** (1515 Arapahoe Street, Tower 2, Suite 700, Denver, CO 80202-2126) on October 30, 2013, to extend the period of temporary operation of new rich burn natural gas-fired compressor engines rated at 1,980 bhp each and controlled by three-way catalysts authorized under PA-63-00969A until May 2, 2014, at the Three Brothers Compressor Station in Smith Township, **Washington County**.

**63-00955B: National Fuel Gas Supply Corp.** (1100 State Street, Erie, PA 16512) On October 31, 2013, to extend the period of temporary operation of two (2) natural gas-fired turbines rated at 10,280 hp each, one natural gas-fired emergency generator engine rated at 803 bhp, and two lean burn natural gas-fired engines rated at 2,370 bhp each and controlled by oxidation catalysts, until May 23, 2014, at Buffalo Compressor Station in Buffalo Township, **Washington County**.

**26-00588: Laurel Mountain Midstream, LLC** (1550 Coraopolis Heights Road, Suite 140, Moon Township, PA 15108) On October 31, 2013, to extend the period of temporary operation of the three new ultra lean burn natural gas-fired compressor engines rated at 1,380 bhp each and controlled by oxidation catalysts, and the natural gas-fired turbine rated at 15,525 bhp covered under plan approval PA-26-00588 until May 16, 2014, at Shamrock Compressor Station located in German Township, **Fayette County**.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**10-325A: Butler VA Medical Center** (325 New Castle Road, Butler, PA 16001) on October 29, 2013, effective November 30, 2013, to issue a plan approval extension for three (3) existing 25.4 MMBtu/hr capacity gas and #2 fuel oil fired boilers at their facility in Butler Township, **Butler County**.

**25-1021A: Team Hardinger Transportation** (1314 West 18th Street, Erie, PA 16502-1517) on October 31, 2013, to issue a plan approval extension for an increase in production at the facility paint booth. A dry filter system is used to control particulate matter (PM) emissions. This facility is located in the City of Erie, **Erie County**.

**42-172B: Momentive Specialty Chemicals Inc.** (253 Borden Drive, Mt. Jewett, PA 16740) on October 31, 2013, to issue a plan approval extension for the introduction of a new operating scenario and installation of a tank. This plan approval is not for the addition of new emissions sources to the facility, but will allow the capability of the use of an alternate operating scenario.

**43-152B: John Maneely Co.—Wheatland Tube Division—Mill Street Plant** (134 Mill Street, Sharon, PA 16146) on October 31, 2013, to issue a plan approval extension for the reactivation of Source 102 (Buttweld Furnace) in Sharon City, **Mercer County**. This is a State Only facility.

**43-356B: Hermitage Municipal Authority** (800 North Hermitage Road, Hermitage, PA 16148-3220) on October 29, 2013, effective November 30, 2013, to issue a plan approval extension for the modification of sources permitted in Plan Approval 43-356A. The facility will remove C101 (Selective Catalytic Reduction) from Source 101 (Combined Heat & Power Unit) and requests a correction to the emission limits for Source 105 (Emergency Generator). This equipment is located at the Bobby Run Water Pollution Control Plant in the City of Hermitage, **Mercer County**. Sources modified in this plan approval include 101 and 105. Facility located in Hermitage, **Mercer County**.

**62-017P: United Refining Company** (15 Bradley Street, Warren, PA 16365) on October 31, 2013, to issue a plan approval extension for the modification of Boiler #4 to install flue gas recirculation in City of Warren, **Warren County**. This is a Title V facility.

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#### **Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.**

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

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**67-05014: York Group, Inc.** (2880 Blackbridge Road, York, PA 17406-9703) on October 30, 2013, for their wood casket manufacturing facility in Manchester Township, **York County**. The Title V permit was renewed.

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6131*

**25-00920: Lake View Landfill** (851 Robison Road East Erie, PA 16509-5339) on October 29, 2013, issued an administrative amendment to the Title V Operating Per-

mit to incorporate the conditions from plan approval 25-920D into the permit for the facility located in Summit Township, **Erie County**.

**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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

*Contact: Norman Frederick, Facilities Permitting Chief—Telephone: 570-826-2409*

**48-00033: Crayola, Inc.** (1100 Church Lane, P. O. Box 431, Easton, PA 18040-6638) on October 31, 2013, to operate a crayons and artist materials facility in Forks Township, **Northampton County**. The primary sources consist of three (3) boilers, inkers, and degreasers. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), particulate matter (PM<sub>10</sub>), and volatile organic compounds (VOC) emissions. This is a renewal State-Only Natural Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**36-03107: Cargill, Inc.** (1088 East Main Street, Mount Joy, PA 17552-9332) on October 25, 2013 for the livestock feed mill formerly owned by Pennfield, in Mount Joy Borough, **Lancaster County**. The State-only permit was renewed.

**67-03035: Martin's Potato Chips, Inc.** (PO Box 28, Thomasville, PA 17364-0028) on October 29, 2013, for their snack food manufacturing facility in Jackson Township, **York County**. The State-only permit was renewed.

**05-05024: JLG Industries, Inc.** (1 JLG Drive, McConnellsburg, PA 17233-9502) on October 24, 2013, for the aerial work platform and telescopic material handling equipment manufacturing and construction equipment refurbishing facility in Bedford Township, **Bedford County**. The State-only permit was renewed.

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

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

**41-00086: LBV Professional Services, LLC** (350 Spruce Street, Montoursville, PA 17754-1706) on October 29, 2013, issued a state only operating permit for their facility in Montoursville Borough, **Lycoming County**. The state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

*Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174*

**56-00153: Somerset Community Hospital** (225 South Center Ave., Somerset, PA, 15501) on October 30, 2013, to renew an Operating Permit for the Somerset Community Hospital in Somerset, **Somerset County**.

Equipment at this facility includes two 12.6 mmbtu/hr natural gas or #2 fuel oil-fired boilers, a 14.7 mmbtu/hr natural gas or No. #2 fuel oil-fired boilers, two emergency generators, and a small diesel storage tank. The final operating permit includes monitoring, recordkeeping, reporting and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

**04-00252: Alex Paris Contracting Co., Inc.** (1595 Smith Township State Road, Atlasburg, PA 15004) on October 30, 2013, to issue a State Only Operating Permit renewal for the operation of a waste disposal site/landfill in Hanover Township, **Beaver County**. The subject facility consists of roadways (paved and unpaved haul roads), stockpiling, unloading of material, and associated earth moving equipment. The facility provided potential emission calculations based on 162,000 tons of material handled per 12 month period and AP-42 Emission Factors. The potential emissions are estimated to be 22.4 tons per year PM and 8.07 tons per year PM<sub>10</sub>. The facility is required to conduct a weekly survey to ensure compliance with the fugitive emission and malodor restrictions. Records of the weekly survey performed must be recorded. The Owner/Operator shall maintain monthly records of hours of operation for this site. Monthly dustfall reports must be submitted to the Department on a quarterly basis no later than 30 days after the end of each calendar quarter. The facility is required to maintain daily records of all roadway maintenances. All vehicles which come in contact with unpaved roadways shall be processed through an operating truck wash before exiting the facility in order to prevent any mud from being tracked onto the approach route(s). A pressurized water truck shall be available on site to minimize the generation of fugitive dust during landfill construction, filling, or covering operations. The proposed authorization is subject to State and Federal Regulations. The permit includes additional operational requirements, monitoring requirements, and recordkeeping requirements.

**32-00206: Amfire Mining Co., LLC** (One Energy Place, Latrobe, PA 15650) on October 30, 2013, to issue the State Only Operating Permit for operation of the Clymer Tipple, in Cherryhill Township, **Indiana County**.

The facility contains air contamination sources consisting of a breaker, crushers, screens, conveyers, storage piles, and plant roads. Particulate emissions from the breaker, crushers, screens, conveyers, and storage piles are controlled by limiting minimum coal moisture. Particulate emissions from road dust are controlled by watering from a pressurized water truck.

No emission or equipment changes have been approved by this action. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the SOOP have been derived from the applicable requirements of 40 CFR Parts 52 and 60 and Pa. Code Title 25, Article III, Chapters 121 through 145.

**11-000510: Amfire Mining Co., LLC** (One Energy Place, Latrobe, PA 15650) on October 30, 2013, to issue the State Only Operating Permit for operation of the Madison Deep Mine Coal Preparation Plant, in Jackson Township, **Cambria County**

The facility contains air contamination sources consisting of a screen, conveyers, storage piles, and plant roads. Particulate emissions from the screen, conveyers, and storage piles are controlled by limiting minimum coal moisture. Particulate emissions from road dust are controlled by watering from a pressurized water truck.

No emission or equipment changes have been approved by this action. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the SOOP have been derived from the applicable requirements of 40 CFR Parts 52 and 60 and PA Code Title 25, Article III, Chapters 121 through 145.

**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

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

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

**17-00001: NRG REMA LLC** (121 Champion Way, Canonsburg, PA 15317) issued a revised Title V operating permit (TVOP) on October 25, 2013, for their Shawville Generating Station that is located in Bradford Township, **Clearfield County**. The revision incorporates the administrative changes to the name of the facility. No other changes were made to TVOP 17-00001. The Title V operating permit contains monitoring, recordkeeping and reporting conditions to verify compliance with all applicable regulatory requirements.

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

*Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174*

**32-00129: Dominion Transmission, Inc., Rochester Mills Compressor Station** (445 W. Main St., Clarksburg, WV, 26301) located in North Mahoning Township, **Indiana County**. The facility's major source of emissions include three (3) internal combustion engines, a dehydration unit, various storage tanks, an emergency generator and a thermal oxidizer controlling VOC emissions from the dehydration unit. In addition to VOC, the primary pollutants emitted from this facility include NO<sub>x</sub> and CO from the combustion sources. The permit is being amended to revise the permit contact information.

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6131*

**37-00317: Ellwood Mill Products** (712 Moravia Street, New Castle, PA 16101) on October 29, 2013, issued an administrative amendment to the State Only Operating Permit for the iron and steel forging operations facility located in New Castle City, **Lawrence County**. The amendment incorporates the applicable conditions of plan approval 37-317B.

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

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

*Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174*

**30-00077: Texas Eastern Transmission, L.P.** (PO Box 1642, Houston TX 77251-1642) Per Title 25 Pa Code Section 127.449(i), this Notice is for the following de minimis emission increase at the Texas Eastern Trans-

mission, L.P. Holbrook Compressor Station located in Richhill Township, **Greene County**.

The installation of new and the physical change to existing piping components. The emission increase as a result of this project will not exceed 0.3 tpy VOC, 0.1 tpy HAP, and 21 tpy CO<sub>2e</sub> and this project will not trigger the requirements of Title 25 PA Code Subchapter E or 40 CFR Part 52 at the facility.

The list of de minimis increases includes only this project.

**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).**

*Coal Permits Issued*

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

**11991301. Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). To renew the permit for the Twin Rocks Mine in Blacklick Township, **Cambria County**. No additional discharges. The application was considered administratively complete on December 23, 2009. Application received November 20, 2009. Permit issued October 29, 2013.

**56961302. RoxCOAL, Inc.**, (1576 Stoystown Rd., PO Box 149, Friedens, PA 15541). To revise the permit for the Miller Mine in Lincoln and Jenner Townships, **Somerset County** for a land use change to 1.3 permitted acres from a pre-mining land use of wildlife habitat to a post-mining land use of commercial/industrial and 6.6 permitted acres to unmanaged natural habitat. No additional discharges. The application was considered administratively complete on February 5, 2013. Application received September 10, 2012. Permit issued October 29, 2013.

**30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company**, (1525 Pleasant Grove Road, PO Box J, Claysville, PA 15323). To revise the permit for the Bailey Mine and Prep Plant in Morris Township, **Greene County** to install an overhead powerline for the 7 North #2 Airshaft. Surface Acres Proposed 15.25. No additional discharges. The application was considered administratively complete on September 25, 2012. Application received June 29, 2012. Permit issued October 31, 2013.



*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**Permit No. 56120104 and NPDES No. PA0268950. Marquise Mining Corp.**, P. O. Box 338, Blairsville, PA 15717, commencement, operation and restoration of a bituminous surface and auger mine in Lincoln Township, **Somerset County** affecting 72.0 acres. Receiving streams: unnamed tributaries to Quemahoning Creek classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: February 22, 2012. Permit issued: October 28, 2013.

**Permit No. 56120110 and NPDES No. PA0269069. Berwind Coal Sales**, 509 15th Street, Windber, PA 15963, commencement, operation and restoration of a bituminous surface and coal refuse reprocessing mine in Shade Township, **Somerset County** affecting 279.3 acres. Receiving stream: unnamed tributaries to Miller Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. The permit includes Chapter 105 stream encroachment authorizations to: divert and restore unnamed tributaries 'A', 'E', and 'F' into a replacement channel; to construct a collection ditch along Tributary 'A'; to remove abandoned coal refuse along tributary 'A'. The permit also authorizes a Chapter 105 encroachment permit to construct a haul road crossing across Tributary 'B'. Another section of unnamed tributary 'A' will be encroached upon for the purpose of removing an abandoned coal refuse pile; unnamed tributary 'B' will be encroached upon for the purpose of a haul road crossing. The permit also includes Section 401 water quality certifications for these encroachment activities. Application received: May 21, 2012. Permit issued: October 30, 2013.

**Permit No. 56980109 and NPDES No. PA0234931. Mountaineer Mining Corp.**, 1010 Garrett Shortcut Road, Berlin, PA 15530, permit renewal for reclamation only of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 26.5 acres. Receiving streams: unnamed tributaries to/and Hays Run and unnamed tributaries to/and Buffalo Creek, classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application Received: August 27, 2013. Permit Issued: October 30, 2013.

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

**43020103 and NPDES Permit No. PA0242136. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127) Renewal of an existing bituminous surface and sandstone removal mine in Sandy Lake Township, **Mercer County** affecting 95.4 acres. Receiving streams: unnamed tributary to Sandy Creek and unnamed tributary to South Sandy Creek. Application received: August 20, 2013. Permit Issued: October 28, 2013.

**16940107. RFI Energy, Inc.** (P. O. Box 162, Sligo, PA 16255) Renewal of an existing bituminous surface mine in Perry & Licking Townships, **Clarion County** affecting 278.0 acres. Receiving streams: Five unnamed tributaries to Cherry Run. This renewal is for reclamation only. Application received: September 11, 2013. Permit Issued: October 29, 2013.

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

**17990110 and NPDES No. PA 0238333. AMFIRE Mining Company, LLC** (One Energy Place, Latrobe, PA

15650). Renewal for the continued operation and restoration of a bituminous surface mine in Chest Township, **Clearfield County** affecting 350.0 acres. Receiving streams: Unnamed Tributaries of Chest Run to Chest Run classified for the following use: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 15, 2013. Permit issued: October 28, 2013.

*Noncoal Permits Issued*

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**Permit No. 07070301 and NPDES No. PA0262374, Glenn O. Hawbaker, Inc.**, 1952 Waddle Road, State College, PA 16803-1649, renewal of NPDES permit, in Woodbury Township, **Blair County**. Receiving stream: Schmucker Run classified for the following use: warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: August 12, 2013. Permit Issued October 23, 2013.

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

**25130802. Todd Law** (7422 Turner Road, Union City, PA 16438) Commencement, operation and restoration of a small industrial minerals mine in Greene & Venango Townships, **Erie County** affecting 5.0 acres. Receiving streams: Unnamed tributary to Sigel Marsh. Application received: July 3, 2013. Permit Issued: October 28, 2013.

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

**08970302 and NPDES Permit No. PA0237868. Eastern Industries, Inc.** (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034). Renewal of existing NPDES permit located in Sheshequin Township, **Bradford County**. Receiving stream(s): Susquehanna River classified for the following use(s): Warm Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: August 19, 2013. Permit issued: October 28, 2013.

**08010811. Richard P. Ferguson** (207 Caterpillar Lane, Wyalusing, PA 18853). Final bond release for a small industrial minerals surface mine located in Stevens Township, **Bradford County**. Restoration of 1.0 acre completed. Receiving stream(s): Cold Creek. Application received: October 7, 2013. Final bond release approved: November 1, 2013.

**08120307. Glenn O. Hawbaker, Inc.** (1952 Waddle Road, State College, PA 16803). Commencement, operation and restoration of a large industrial minerals mine in Athens Township, **Bradford County**. Receiving streams: Buck Creek, Wolcott Creek, Chemung River, and Susquehanna River classified for the following use(s): Warm Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: April 5, 2013. Permit issued: October 28, 2013.

**08120307GP-104. Glenn O. Hawbaker, Inc.** (1952 Waddle Road, State College, PA 16803). General NPDES permit for stormwater discharge associated with mining activities on Surface Mining Permit No. 08120307 in Athens Township, **Bradford County**. Receiving streams: Buck Creek, Wolcott Creek, Chemung River, and Susquehanna River classified for the following use(s): Warm Water Fishes. Application received April 5, 2013. Permit issued October 28, 2013.

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

**58132801. Adam Wilbur**, (14 Merrill Street, Hallstead, PA 18822), commencement, operation and restoration of a bluestone quarry operation in Liberty Township, **Susquehanna County** affecting 5.0 acres, receiving stream: unnamed tributary to DuBois Creek. Application received: January 18, 2013. Permit issued: October 29, 2013.

**58132801GP104. Adam Wilbur**, (14 Merrill Street, Hallstead, PA 18822), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58132801 in Liberty Township, **Susquehanna County**, receiving stream: unnamed tributary to DuBois Creek. Application received: January 18, 2013. Permit issued: October 29, 2013.

**58130803 and NPDES Permit No. PA0225371. Scott Obelenus**, (511 Maple Street, Forest City, PA 18421), commencement, operation and restoration of a bluestone quarry operation and NPDES Permit for discharge of treated mine drainage in Clifford Township, **Susquehanna County** affecting 5.0 acres, receiving stream: Tinker Creek. Application received: April 8, 2013. Permit issued: October 29, 2013.

#### ACTIONS ON BLASTING ACTIVITY APPLICATIONS

**Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

##### *Blasting Permits Issued*

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

**41134001. Pennsylvania General Energy LLC** (120 Market Street, Warren, PA 16365). Blasting for the Tract 322 FWI located in McHenry Township, **Lycoming County** with an expiration date of December 31, 2014. Permit issued: October 24, 2013.

**41134002. Pennsylvania General Energy LLC** (120 Market Street, Warren, PA 16365). Blasting for Tract 729 Compressor located in Cummings Township, **Lycoming County** with an expiration date of December 31, 2014. Permit issued: October 24, 2013.

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

**36134156. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Peters Road Industrial Park in Earl Township, **Lancaster County** with an expiration date of October 31, 2014. Permit issued: October 29, 2013.

**58134164. M & J Explosives, Inc.**, (P. O. Box 608, Carlisle, PA 17013), construction blasting for Kupsczunk B Well Pad in Springville Township, **Susquehanna County** with an expiration date of October 22, 2014. Permit issued: October 29, 2013.

### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water

Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with 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.

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, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

#### ENVIRONMENTAL ASSESSMENT

*Northcentral Region: Program Manager, Waterways & Wetlands Program, 208 West Third Street, Williamsport, PA 17701*

**EA17-014. School Trib Abandoned Mine Drainage Passive Treatment System**, adjacent to SR 879, Frenchville, PA 16836. Acid mine drainage abatement project on an unnamed tributary to Deer Creek, Girard Township, **Clearfield County**, ACOE Baltimore District (Lecontes Mills Quadrangle; Latitude 41° 5' 10.7" N; Longitude -78° 15' 49.3" W).

Clearfield County Conservation District shall construct and operate a passive treatment system for an unnamed tributary to Deer Creek (locally known as the School Trib), which is impaired from previous mining operations. The system, authorized under a restoration waiver, will consist of a mixing basin, two (2) vertical flow wetlands

(VFW), two (2) oxidation/precipitation settling basins and an outfall to the existing stream channel. There will also be a series of small limestone cells to treat an AMD discharge located in a seep along SR 879. They will also improve an existing ford crossing to minimize downstream sedimentation. The system is designed to treat 150 gallons per minute of the stream and bypass the remainder. The effluent from the final settling basin will discharge back to the existing channel downstream from

the intake. There will be several permanent stream and wetland impacts associated with the work:

Mitigation for these impacts is a combination of the creation of two wetlands adjacent to the existing wetlands (0.16 acre) and downstream water quality improvement in the unnamed tributary to Deer Creek. Under current conditions there is very limited aquatic life in the unnamed tributaries and wetlands due to acid mine drainage.

<i>Activity</i>	<i>Latitude</i>	<i>Longitude</i>	<i>Resource</i>	<i>Impact</i>
Install VFW	41° 5' 10.7" N	-78° 15' 49.3" W	UNT to Deer Creek	617 LF
Install VFW	41° 5' 10.9" N	-78° 15' 39.4" W	UNT to Deer Creek	155 LF
Install VFW	41° 5' 11.1" N	-78° 15' 48.6" W	Wetland along UNT to Deer Creek	5,608 SF
Install treatment step pools	41° 5' 13.7" N	-78° 15' 46.7" W	Wetland along UNT to Deer Creek	1,437 SF

### 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, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

*Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335*

ESCGP-1 #ESX13-019-0050—Lynn to Stebbins Pipeline Project

Applicant MarkWest Liberty Bluestone, LLC  
 Contact Richard Lowry  
 Address 4600 J Barry Court Suite 500  
 City Canonsburg State PA Zip Code 15317  
 County Butler Township(s) Butler, Forward, and Penn(s)  
 Receiving Stream(s) and Classification(s) UNT to Little Connoquenessing Creek and Connoquenessing Creek (Main stem, Oneida Dam to Mouth)—WWF

ESCGP-1 #ESX13-019-0051—LL to Graham Pipeline Project  
 Applicant MarkWest Liberty Bluestone, LLC

Contact Richard Lowry  
 Address 4600 J Barry Court Suite 500  
 City Canonsburg State PA Zip Code 15317  
 County Butler Township(s) Butler, Forward, and Penn(s)  
 Receiving Stream(s) and Classification(s) UNT to Little Connoquenessing Creek and UNT to Yellow Creek—CWF

*Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

ESCGP-1 # ESG13-115-0093  
 Applicant Name Talisman Energy USA, Inc.  
 Contact Person Lance Ridall  
 Address 337 Daniel Zenker Drive  
 City, State, Zip Horseheads, NY 14845  
 County Susquehanna County  
 Township(s) Choconut Township  
 Receiving Stream(s) and Classification(s) UNT Choconut Creek (WWF/MF), Bow Bridge Creek (HQ-CWF/MF);  
 Secondary: Choconut Creek (WWF/MF), Bow Bridge Creek is also classified as Wild Trout)

ESCGP-1 # ESG13-081-0058  
 Applicant Name Pennsylvania Gen Energy Company, LLC  
 Contact Person Douglas Kuntz  
 Address 120 Market Street  
 City, State, Zip Warren, PA 16365  
 County Lycoming County  
 Township(s) McHenry Township  
 Receiving Stream(s) and Classification(s) UNT to Silver Branch (HQ/CWF), Left Fork Otter Run (CWF);  
 Secondary: Little Pine Creek (EV)

ESCGP-1 # ESG13-081-0059  
 Applicant Name Pennsylvania Gen Energy Company, LLC  
 Contact Person Douglas Kuntz  
 Address 120 Market Street  
 City, State, Zip Warren, PA 16365  
 County Lycoming County  
 Township(s) McHenry Township  
 Receiving Stream(s) and Classification(s) Left Fork Otter Run, Right Fork Otter Run (Both CWF);  
 Secondary: Little Pine Creek (EV)

### OIL AND GAS MANAGEMENT

The following Well Permits have been issued with a waiver under 58 Pa.C.S. § 3215(b)(4) (relating to well location restrictions).

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, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed which the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not in and of itself create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

*Southwest District: District Oil and Gas Operations, Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222*

Well Permit #: 125-27157-00  
 Well Farm Name: Fred Jones WAS 206H  
 Applicant Name: Chesapeake Appalachia, LLC  
 Contact Person: Eric Haskins  
 Address: 14 Chesapeake Lane Sayre, PA 18840  
 County: Washington  
 Municipality Name/City, Borough, Township: Independence Twp  
 Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Buffalo Creek

Well Permit #: 125-27156-00  
 Well Farm Name: Fred Jones WAS 8H  
 Applicant Name: Chesapeake Appalachia, LLC  
 Contact Person: Eric Haskins  
 Address: 14 Chesapeake Lane Sayre, PA 18840  
 County: Washington  
 Municipality Name/City, Borough, Township: Independence Twp  
 Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Buffalo Creek

Well Permit #: 125-27155-00  
 Well Farm Name: Fred Jones WAS 6H  
 Applicant Name: Chesapeake Appalachia, LLC  
 Contact Person: Eric Haskins

Address: 14 Chesapeake Lane Sayre, PA 18840  
 County: Washington  
 Municipality Name/City, Borough, Township: Independence Twp  
 Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Buffalo Creek

*Northwest Region District Oil and Gas Operations, Program Manager, 230 Chestnut St., Meadville, PA 16335*

Well Permit #: 015-22767-00-00  
 Well Farm Name Carr N Bra 2H  
 Applicant Name: Chesapeake Appalachia, LLC.  
 Contact Person: Eric Haskins  
 Address: 14 Chesapeake Lane, Sayre, PA 18840  
 County: Bradford  
 Municipality Name/City, Borough, Township: Wilmot  
 Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Colley, Unnamed Tributary to Foster Branch Sugar Run which is a tributary to Sugar Run Creek.

Well Permit #: 115-21516-00-00  
 Well Farm Name Rosiemar SUS 2H  
 Applicant Name: Chesapeake Appalachia, LLC.  
 Contact Person: Eric Haskins  
 Address: 14 Chesapeake Lane, Sayre, PA 18840  
 County: Susquehanna  
 Municipality Name/City, Borough, Township: Auburn  
 Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Auburn Center, UNT to Nick Creek

Well Permit #: 115-21506-00-00  
 Well Farm Name ODOWD N SUS 4H  
 Applicant Name: Chesapeake Appalachia, LLC.  
 Contact Person: Eric Haskins  
 Address: 14 Chesapeake Appalachia, LLC.  
 County: Susquehanna  
 Municipality Name/City, Borough, Township: Auburn  
 Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Springville, Unnamed Tributary of the White Creek.

**STORAGE TANKS**

**SITE-SPECIFIC INSTALLATION PERMITS**

**The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P.S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Environmental Cleanup and Brownfields, Director, PO Box 8763, Harrisburg, PA 17105-8763.**

<i>SSIP Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
13-51-021	Westway Terminal Company LLC 2900 East Allegheny Avenue Philadelphia, PA 19134 Attn: Manny D'Elia	Philadelphia	City of Philadelphia	12 ASTs storing Phosphoric Acid	11,000,000 gallons total

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**SPECIAL NOTICES**


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**Notice of Certification to Perform Radon-Related Activities in Pennsylvania**

In the month of October 2013 Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P. L. 238, No. 43 (63 P. S. Sections 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon-related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

<i>Name</i>	<i>Address</i>	<i>Type Of Certification</i>
Kevin Adams	208 Latimer Ave. Strabane, PA 15363	Mitigation
Justin Ake	2309 13th St. Altoona, PA 16601	Testing
J. Keith Baicker Radiation Data	403 Skillman Rd. Skillman, NJ 08558	Mitigation
Diane Clerkin	424 Marion Ave. Lower Gwynedd, PA 19437	Testing
Bryan Cole	317 McWilliams Rd. Trafford, PA 15085	Testing
Mark Desmond	606 Brighton Rd. Wilmington, DE 19809	Testing
Eric Funkhouser	2777 Darlington Rd., Ste. 1000 Beaver Falls, PA 15010	Testing
Timothy Gentry	474 Easton Rd. Horsham, PA 19044	Testing
Albert Gordon	106 Lyric Way Warrington, PA 18976	Testing
David Grammer RAdata, Inc.	27 Ironia Rd., Unit 2 Flanders, NJ 07836	Laboratory Analysis
Daniel Howard	251 River Landing Freeport, PA 16229	Testing
Robert Huska, Jr.	1329 Glendale Rd. York, PA 17405	Testing
Michal Kluza	8020 Mine St. Fogelsville, PA 18051	Testing
Russell Kosinko	120 Warshal Rd. Windber, PA 15963	Testing
Kenneth McDonald A-Z Solutions, Inc.	PO Box 36784 Canton, OH 44735	Testing & Mitigation
John McDermott, III	590 Centerville Rd., #134 Lancaster, PA 17601	Testing
Joseph Miloser, Jr.	160 Rustic Ridge Fombell, PA 16123	Mitigation
Radon Control Services, LLC	1115 Cornell St. Pittsburgh, PA 15212	Mitigation
Edward Robbins	13 Charter Oak Ct. Doylestown, PA 18901	Testing
Steven Rohrbach	485 E. College Ave. Pleasant Gap, PA 16823	Testing & Mitigation
Zachary Rothermel	8020 Mine St. Fogelsville, PA 18051	Mitigation
Charles Smith	11 W. Grant St. Houston, PA 15342	Mitigation
Maria Stinger	PO Box 15811 Pittsburgh, PA 15244	Testing

<i>Name</i>	<i>Address</i>	<i>Type Of Certification</i>
Donald Stoltenberg	10522 High Rock Rd. Airville, PA 17302	Testing
Kenneth Struder	PO Box 72722 Thorndale, PA 19372	Laboratory Analysis
Matthew Tracy	17 Sunnybrook Dr. Doylestown, PA 18901	Testing
John Trusa	454 Dana St. Wilkes-Barre, PA 18702	Testing & Mitigation
Robert Vail	24 Amanda Ln. Scott Twp., PA 18433	Mitigation
William Whiting	11879 Lake Dr. Conneaut Lake, PA 16316	Testing
Gary Winterrowd	1765 Cambridge Dr. State College, PA 16803	Testing

**Notice of Action of First Time Land Application of Biosolds Pursuant to General Permit PAG-08**

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

**14138001. WeCare Organics, LLC** (9293 Bonta Bridge Road, Jordan, NY 13080). Biosolds processing and land mine reclamation in Burnside Township, **Centre County** affecting 116 acres. Receiving streams: Unnamed Tributary to Sevenmile Run classified for the following use(s): Cold Water Fishes and Unnamed Tributary to Boake Run, Boake Run, Unnamed Tributary to Miles Run classified for the following use(s): High Quality—Cold Water Fishes. Application received: October 16, 2013.

[Pa.B. Doc. No. 13-2156. Filed for public inspection November 15, 2013, 9:00 a.m.]

**Bid Opportunity**

**OOGM 13-9, Cleaning Out and Plugging Three Abandoned and Orphan Gas Wells (Anthony D. Rossi, Jr., Partner and Perry A. Rossi, Partner, Mr. and Mrs. Thomas J. Adams and Buncher Company, c/o Edward A. Very, V.P. Properties), Kennedy and Robinson Townships, Allegheny County.** The principal items of work and approximate quantities are to clean out and plug three abandoned and orphan gas wells, estimated to be 3,000 feet in depth, to Department of Environmental Protection specifications; to prepare and restore well sites; and to mobilize and demobilize plugging equipment. This project issues on November 15, 2013, and bids will be opened on December 19, 2013, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. A prebid meeting will be held on December 4, 2013, at 12 p.m. Contact the Construction Contracts Section at (717) 787-7820 or dhopp@pa.gov for more information on this bid.

E. CHRISTOPHER ABRUZZO,  
*Acting Secretary*

[Pa.B. Doc. No. 13-2157. Filed for public inspection November 15, 2013, 9:00 a.m.]

County or Jefferson County. For more information on SFP No. 94514, which is due on Friday, December 27, 2013, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or contact Scott Shelton at (717) 787-5546 or [scshelton@pa.gov](mailto:scshelton@pa.gov).

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 13-2158. Filed for public inspection November 15, 2013, 9:00 a.m.]

**Lease Office Space to the Commonwealth  
Warren County**

Proposals are invited to provide the Department of General Services with 2,346 usable square feet of office space for the Department of Labor and Industry. For more information on SFP No. 94513, which is due on Friday, December 27, 2013, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or contact Scott Shelton at (717) 787-5546 or [scshelton@pa.gov](mailto:scshelton@pa.gov).

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 13-2159. Filed for public inspection November 15, 2013, 9:00 a.m.]

**DEPARTMENT OF  
GENERAL SERVICES**

**Lease Office Space to the Commonwealth  
Clearfield County or Jefferson County**

Proposals are invited to provide the Department of General Services with 8,416 usable square feet of office space for the Pennsylvania State Police in Clearfield

**DEPARTMENT OF HEALTH**

**Application of Ephrata Community Hospital for  
Exception**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Ephrata Community Hospital has requested

an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-2160. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Application of Lower Bucks Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lower Bucks Hospital has requested an exception to the requirements of 28 Pa. Code § 123.25(2) (relating to regulations for control of anesthetic explosion hazards).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-2161. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Application of Main Line Hospital—Bryn Mawr for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives

notice that Main Line Hospital—Bryn Mawr has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-2162. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Application of Main Line Hospital—Bryn Mawr Rehabilitation for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Main Line Hospital—Bryn Mawr Rehabilitation has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-2163. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Application of Main Line Hospital—Lankenau for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Main Line Hospital—Lankenau has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-2164. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Application of Riddle Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Riddle Memorial Hospital has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-2166. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Application of Main Line Hospital—Paoli for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Main Line Hospital—Paoli has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-2165. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Application of Saint Vincent Health Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Saint Vincent Health Center has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-2167. Filed for public inspection November 15, 2013, 9:00 a.m.]



### Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.3(c) (relating to oral and telephone orders):

Lankenau Hospital Transitional Care Center  
100 Lancaster Avenue  
Wynnewood, PA 19096  
FAC ID 120402

RMH-HB/SNF  
US Route 1  
1078 West Baltimore Pike  
Media, PA 19063  
FAC ID 440502

This request is 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 address listed previously.

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 address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-2168. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Pennsylvania Cancer Control, Prevention and Research Advisory Board Meeting

The Pennsylvania Cancer Control, Prevention and Research Advisory Board, established under section 3 of the Pennsylvania Cancer Control, Prevention and Research Act (35 P. S. § 5633), will hold its quarterly meeting on Wednesday, December 4, 2013, from 9 a.m. to 12 p.m. at the Giant Super Food Store Community Center, Second Floor, 2300 Linglestown Road, Harrisburg, PA 17110.

For additional information or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact Sharon H. Sowers, Plan and Policy Section Chief, Department of Health, Comprehensive Cancer Control Section, Room 1011, Health and Welfare Building, 625 Forster Street, Harrisburg, PA, (717) 783-1457, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT) for speech and/or hearing impaired persons.

This meeting is subject to cancellation without notice.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-2169. Filed for public inspection November 15, 2013, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under the Sale of Transportation Lands Act (71 P. S. §§ 1381.1—1381.3), intends to sell certain land owned by the Department.

The following is a list of the properties available for sale by the Department.

Tax Map No. 15-020-038-100 and 15-020-043-123, 124, 127, 128—Located in the City of Erie, Erie County. This parcel contains approximately 1.484 acres of land situated adjacent to the East Side Connector bike trail between East 9th and East 10th Streets. The property will be sold in “as is condition.” The estimated fair market value of the parcel is \$325,000. It has been determined that the land is no longer needed for present or future transportation purposes.

Tax Map No. 33-039-147-002—Located in Millcreek Township, Erie County. This parcel contains approximately 19,820 square feet of land located at the corner of SR 4009 (Asbury Road) and Vernon Drive. The estimated fair market value of the parcel is \$36,000. It has been determined that the land is no longer needed for present or future transportation purposes.

Interested public agencies are invited to express their interest in purchasing the sites within 30 calendar days from the date of publication of this notice to William G. Petit, P.E., District Engineer, Department of Transportation, Engineering District 1-0, 255 Elm Street, P. O. Box 398, Oil City, PA 16301.

Questions regarding this property may be directed to Jeffrey E. Hahne, Right of Way Administrator 2, Department of Transportation, Engineering District 1-0, 255 Elm Street, P. O. Box 398, Oil City, PA 16301.

BARRY J. SCHOCH, P.E.,  
*Secretary*

[Pa.B. Doc. No. 13-2170. Filed for public inspection November 15, 2013, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

### Reaxis, Inc. v. DEP; EHB Doc. No. 2013-198-B

Reaxis, Inc. has appealed the issuance by the Department of Environmental Protection of an NPDES permit to Reaxis, Inc. for a facility in Robinson Township, Washington County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,  
*Chairperson*

[Pa.B. Doc. No. 13-2171. Filed for public inspection November 15, 2013, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application and Request for a Certificate of Authority to Provide a Continuing Care Retirement Community by SW Healthcare Center, LP

SW Healthcare Center, LP has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at Arrowood at Southwestern in Pittsburgh, PA. The initial filing was received on November 1, 2013, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P. S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail to inform the Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, or syerger@pa.gov.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 13-2172. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Application for Voluntary Surrender of Pennsylvania Certificate of Authority Filed by Harleysville Pennland Insurance Company

Harleysville Pennland Insurance Company, a domestic stock casualty insurance company, has submitted an application for approval to surrender its Insurance Department Certificate of Authority.

Persons wishing to comment on the grounds of public or private interest concerning the surrender are invited to submit a written statement to the Insurance Department (Department) within 5 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must

include the name, address and telephone number of the writer; identification of the application to which the comment is addressed; and a concise statement with sufficient detail to inform the Department of the exact basis of the comment and the relevant facts upon which it is based. Written statements should be directed to Cressinda Bybee, Company Licensing Division, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or cbybee@pa.gov.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 13-2173. Filed for public inspection November 15, 2013, 9:00 a.m.]

## LEGISLATIVE REFERENCE BUREAU

### Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of *Bulletin*). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

#### *Governor's Office*

Management Directive No. 315.14—Maintenance Charges for Employees Residing or Subsisting in Commonwealth Facilities, Amended October 16, 2013.

MARY JANE PHELPS,  
*Director*  
*Pennsylvania Code and Bulletin*

[Pa.B. Doc. No. 13-2174. Filed for public inspection November 15, 2013, 9:00 a.m.]

## PATIENT SAFETY AUTHORITY

### Public Meeting

The Patient Safety Authority (Authority), established by section 303 of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. § 1303.303), announces a meeting of the Authority's Board to be held at the Conference Center, Central Penn College, 600 Valley Road, Summerdale, PA 17093 at 10 a.m. on Tuesday, December 3, 2013.

Individuals having questions regarding this meeting, which is open to the public, should contact the Authority at (717) 346-0469.

MICHAEL C. DOERING,  
*Executive Director*

[Pa.B. Doc. No. 13-2175. Filed for public inspection November 15, 2013, 9:00 a.m.]

# PENNSYLVANIA ALZHEIMER'S DISEASE PLANNING COMMITTEE

## Public Meeting

The Pennsylvania Alzheimer's Disease Planning Committee (Committee), created by Executive Order 2013-01, will be holding a public meeting on Thursday, November 21, 2013. The meeting will begin at 2 p.m. at the Rachel Carson State Office Building, Room 105 (1st Floor), 400 Market Street, Harrisburg, PA 17101.

Residents, local government officials and organizations in this Commonwealth who are interested in listening to discussion on current Committee activities are welcome to attend.

For information on the Committee activities visit [www.aging.state.pa.us](http://www.aging.state.pa.us).

BRIAN M. DUKE,  
*Chairperson*

[Pa.B. Doc. No. 13-2176. Filed for public inspection November 15, 2013, 9:00 a.m.]

# PENNSYLVANIA PUBLIC UTILITY COMMISSION

## Petition of Metropolitan Edison Company

**P-2013-2391368. Metropolitan Edison Company.** Petition of Metropolitan Edison Company for approval of a default service program for the period beginning June 1, 2015, through May 31, 2017.

Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the petitioner and a copy provided to the Administrative Law Judge, on or before December 2, 2013. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Pennsylvania Public Utility Commission's (Commission) web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the petitioner's business address.

*Applicant:* Tori L. Giesler, Lauren Lepkoski, FirstEnergy Service Company, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19612-6001

*Through and by Counsel:* Thomas P. Gadsden, Catherine G. Vasudevan, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

## Prehearing Conference

An initial prehearing conference on the previously-captioned case will be held as follows:

*Date:* Wednesday, December 4, 2013

*Time:* 10 a.m.

*Location:* Hearing Room 2  
Plaza Level  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

*Presiding:* Administrative Law Judge Susan D. Colwell  
P. O. Box 3265  
Harrisburg, PA 17105-3265  
(717) 787-1399  
Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Commission to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the Scheduling Office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-2177. Filed for public inspection November 15, 2013, 9:00 a.m.]

## Petition of Pennsylvania Electric Company

**P-2013-2391372. Pennsylvania Electric Company.** Petition of Pennsylvania Electric Company for approval of a default service program for the period beginning June 1, 2015, through May 31, 2017.

Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the petitioner and a copy provided to the Administrative Law Judge, on or before December 2, 2013. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Pennsylvania Public Utility Commission's (Commission) web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the petitioner's business address.

*Applicant:* Tori L. Giesler, Lauren Lepkoski, FirstEnergy Service Company, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19612-6001

*Through and by Counsel:* Thomas P. Gadsden, Catherine G. Vasudevan, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

**Prehearing Conference**

An initial prehearing conference on the previously-captioned case will be held as follows:

*Date:* Wednesday, December 4, 2013  
*Time:* 10 a.m.  
*Location:* Hearing Room 2  
 Plaza Level  
 Commonwealth Keystone Building  
 400 North Street  
 Harrisburg, PA 17120  
*Presiding:* Administrative Law Judge Susan D. Colwell  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265  
 (717) 787-1399  
 Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Commission to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the Scheduling Office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-2178. Filed for public inspection November 15, 2013, 9:00 a.m.]

**Petition of Pennsylvania Power Company**

**P-2013-2391375. Pennsylvania Power Company.** Petition of Pennsylvania Power Company for approval of a default service program for the period beginning June 1, 2015, through May 31, 2017.

Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the petitioner and a copy provided to the Administrative Law Judge, on or before December 2, 2013. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Pennsylvania Public Utility Commission's (Commission) web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the petitioner's business address.

*Applicant:* Tori L. Giesler, Lauren Lepkoski, FirstEnergy Service Company, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19612-6001

*Through and by Counsel:* Thomas P. Gadsden, Catherine G. Vasudevan, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia PA 19103-2921

**Prehearing Conference**

An initial prehearing conference on the previously-captioned case will be held as follows:

*Date:* Wednesday, December 4, 2013  
*Time:* 10 a.m.  
*Location:* Hearing Room 2  
 Plaza Level  
 Commonwealth Keystone Building  
 400 North Street  
 Harrisburg, PA 17120  
*Presiding:* Administrative Law Judge Susan D. Colwell  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265  
 (717) 787-1399  
 Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Commission to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the Scheduling Office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-2179. Filed for public inspection November 15, 2013, 9:00 a.m.]

**Petition of West Penn Power Company**

**P-2013-2391378. West Penn Power Company.** Petition of West Penn Power Company for approval of a default service program for the period beginning June 1, 2015, through May 31, 2017.

Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the petitioner and a copy provided to the Administrative Law Judge, on or before December 2, 2013. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Pennsylvania Public Utility Commission's (Commission) web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the petitioner's business address.

*Applicant:* Tori L. Giesler, Lauren Lepkoski, FirstEnergy Service Company, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19612-6001

*Through and by Counsel:* Thomas P. Gadsden, Catherine G. Vasudevan, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

**Prehearing Conference**

An initial prehearing conference on the previously-captioned case will be held as follows:

*Date:* Wednesday, December 4, 2013

*Time:* 10 a.m.

*Location:* Hearing Room 2  
Plaza Level  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

*Presiding:* Administrative Law Judge Susan D. Colwell  
P. O. Box 3265  
Harrisburg, PA 17105-3265  
(717) 787-1399  
Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Commission to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the Scheduling Office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-2180. Filed for public inspection November 15, 2013, 9:00 a.m.]

**Service of Notice of Motor Carrier Formal Complaints**

Formal complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due December 2, 2013, and must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Delaware Express Shuttle, Inc.; Doc. No. C-2013-2380902*

**COMPLAINT**

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement Prosecutory Staff hereby represents as follows:

1. That Delaware Express Shuttle, Inc., Respondent, maintains its principal place of business at 407 North Front Street, Harrisburg, PA 17101.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on October 5, 1992, at A-00110266.

3. That by Order entered on October 6, 2011 at C-2010-2151860, Respondent was ordered to pay a civil penalty of three thousand dollars (\$3,000.00). To date, Respondent has failed to submit any payments to this Commission.

4. That Respondent violated 66 Pa.C.S. § 501(c) for failing to observe, obey and comply with the Order entered on October 6, 2011 at C-2010-2151860.

A Certificate holder has an obligation to comply with the Commission's rules and regulations. A Certificate of Public Convenience is neither a contract nor a property; it is a privilege. Where that privilege is violated, the Commission may, for due cause, exercise its power to revoke a carrier's privilege to operate. *Paradise v. Pennsylvania Public Utility Commission*, 132 A.2d 754, 184 Pa. Superior Court 8 (1957).

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which revokes the Certificate of Public Convenience held by Respondent at A-00110266.

Respectfully submitted,

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

**VERIFICATION**

I, David W. Loucks, Chief of Motor Carrier Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 8/28/2013

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

**NOTICE**

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the civil penalty within 20 days. Your check or money order for the civil penalty should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Barnhart Transportation LLC; Doc. No. C-2013-2380950*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Barnhart Transportation, LLC, (respondent) is under suspension effective August 05, 2013 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 3022 Ash Street, Erie, PA 16504.

3. That respondent was issued a Certificate of Public Convenience by this Commission on September 07, 2004, at A-00120995.

4. That respondent has failed to maintain evidence of Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil

penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 and causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00120995 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 9/4/2013

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

#### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
 Pennsylvania Public Utility Commission  
 Bureau of Investigation and Enforcement  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Acord certificates of insurance and faxed FORM Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility  
 Services  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. H&F Cab Co.;*  
*Doc. No. C-2013-2381013*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and

Enforcement. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement Prosecutory Staff hereby represents as follows:

1. That H&F Cab Co., Respondent, maintains its principal place of business at 5634 Rosehill Street, Philadelphia, PA 19120.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on February 21, 1997 at Application Docket No. A-00113658.

3. That by Secretarial Letter issued on March 24, 2011 at C-2010-2202493, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

4. That by Secretarial Letter issued on July 8, 2011 at C-2010-2128694, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

5. That by Secretarial Letter issued on June 6, 2012 at C-2011-2270309, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

6. That by Secretarial Letter issued on July 13, 2012 at C-2011-2255567, Respondent was directed to pay a civil penalty of one thousand dollars (\$1,000.00). To date, Respondent has not submitted any payments to this Commission.

7. That Respondent failed to pay fines totaling one thousand seven hundred fifty dollars (\$1,750.00) and violated 66 Pa.C.S. § 501(c) for failing to observe, obey and comply with Secretarial Letters issued on March 24, 2011 at C-2010-2202493, July 8, 2011 at C-2010-2128694, June 6, 2012 at C-2011-2270309, and July 13, 2012 at C-2011-2255567.

A Certificate holder has an obligation to comply with the Commission's rules and regulations. A Certificate of Public Convenience is neither a contract nor a property; it is a privilege. Where that privilege is violated, the Commission may, for due cause, exercise its power to revoke a carrier's privilege to operate. *Paradise v. Pennsylvania Public Utility Commission*, 132 A.2d 754, 184 Pa. Superior Court 8 (1957).

Wherefore, the Bureau of Investigation and Enforcement Prosecutory Staff hereby requests that the Commission issue an Order which revokes the Certificate of Public Convenience held by Respondent at A-00113658.

Respectfully submitted,

David W. Loucks, Chief  
 Motor Carrier Enforcement  
 Bureau of Investigation and Enforcement  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

#### VERIFICATION

I, David W. Loucks, Chief of Motor Carrier Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 9/4/2013

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

C. Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. Or, emailed to Mr. Scott at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

E. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

F. You may elect not to contest this Complaint by paying the civil penalty within 20 days. Your check or money order for the civil penalty should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

G. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

H. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

I. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

J. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. El'Saba Cab Co.;*  
Doc. No. C-2013-2381746

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement Prosecutory Staff hereby represents as follows:

1. That El'Saba Cab Co., Respondent, maintains its principal place of business at 424 South 48th Street, A-17, Philadelphia, PA 19143.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on December 30, 1997, at Application Docket No. A-00114451.

3. That by Secretarial Letter issued on July 6, 2011 at C-2010-2137683, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

4. That by Secretarial Letter issued on August 22, 2012 at C-2011-2269760, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

5. That Respondent failed to pay fines totaling five hundred dollars (\$500.00) and violated 66 Pa.C.S. § 501(c) for failing to observe, obey and comply with a Secretarial Letters issued on July 6, 2011 at C-2010-2137683, and August 22, 2012 at C-2011-2269760.

A Certificate holder has an obligation to comply with the Commission's rules and regulations. A Certificate of Public Convenience is neither a contract nor a property; it is a privilege. Where that privilege is violated, the Commission may, for due cause, exercise its power to revoke a carrier's privilege to operate. *Paradise v. Pennsylvania Public Utility Commission*, 132 A.2d 754, 184 Pa. Superior Court 8 (1957).

Wherefore, the Bureau of Investigation and Enforcement Prosecutory Staff hereby requests that the Commission issue an Order which revokes the Certificate of Public Convenience held by Respondent at A-00114451.

Respectfully submitted,

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief of Motor Carrier Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.



Date: 9/4/2013

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

C. Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. Or, emailed to Mr. Scott at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

E. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

F. You may elect not to contest this Complaint by paying the civil penalty within 20 days. Your check or money order for the civil penalty should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

G. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

H. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

I. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

J. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Flomar Cab Company;*  
Doc. No. C-2013-2381956

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement Prosecutory Staff hereby represents as follows:

1. That Flomar Cab Company, Respondent, maintains its principal place of business at 8947 Turton Drive, Philadelphia, PA 19115.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on March 7, 2005 at Application Docket No. A-00121409.

3. That by Secretarial Letter issued on April 5, 2011 at C-2010-2211685, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

4. That by Secretarial Letter issued on July 8, 2011 at C-2010-2131176, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

5. That by Secretarial Letter issued on June 5, 2012 at C-2011-2270287, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

6. That by Secretarial Letter issued on July 16, 2012 at C-2011-2256446, Respondent was directed to pay a civil penalty of one thousand dollars (\$1,000.00). To date, Respondent has not submitted any payments to this Commission.

7. That Respondent failed to pay fines totaling one thousand seven hundred fifty dollars (\$1,750.00) and violated 66 Pa.C.S. § 501(c) for failing to observe, obey and comply with a Secretarial Letter issued on April 5, 2011 at C-2010-2211685, July 8, 2011 at C-2010-2131176, June 5, 2012 at C-2011-2270287, and July 16, 2012 at C-2011-2256446.

A Certificate holder has an obligation to comply with the Commission's rules and regulations. A Certificate of Public Convenience is neither a contract nor a property; it is a privilege. Where that privilege is violated, the Commission may, for due cause, exercise its power to revoke a carrier's privilege to operate. *Paradise v. Pennsylvania Public Utility Commission*, 132 A.2d 754, 184 Pa. Superior Court 8 (1957).

Wherefore, the Bureau of Investigation and Enforcement Prosecutory Staff hereby requests that the Commission issue an Order which revokes the Certificate of Public Convenience held by Respondent at A-00121409.

Respectfully submitted,

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief of Motor Carrier Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 9/5/2013

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
ment

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

C. Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. Or, emailed to Mr. Scott at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

E. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

F. You may elect not to contest this Complaint by paying the civil penalty within 20 days. Your check or money order for the civil penalty should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

G. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of

Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

H. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

I. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

J. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Jalmana, Inc.;*  
*Doc. No. C-2013-2382074*

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement Prosecutory Staff hereby represents as follows:

1. That Jalmana, Inc., Respondent, maintains its principal place of business at 142 Willowbrook Road, Clifton Heights, PA 19018.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on September 30, 2004 at Application Docket No. A-00120824.

3. That by Secretarial Letter issued on April 5, 2011 at C-2010-2213366, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

4. That by Secretarial Letter issued on July 11, 2011 at C-2010-2135197, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

5. That by Secretarial Letter issued on July 16, 2012 at C-2011-2256025, Respondent was directed to pay a civil penalty of one thousand dollars (\$1,000.00). To date, Respondent has not submitted any payments to this Commission.

6. That by Secretarial Letter issued on September 27, 2012 at C-2011-2270329, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

7. That Respondent failed to pay fines totaling one thousand seven hundred fifty dollars (\$1,750.00) and violated 66 Pa.C.S. § 501(c) for failing to observe, obey and comply with Secretarial Letters issued on April 5, 2011 at C-2010-2213366, July 11, 2011 at C-2010-2135197, July 16, 2012 at C-2011-2256025, and September 27, 2012 at C-2011-2270329.

A Certificate holder has an obligation to comply with the Commission's rules and regulations. A Certificate of

Public Convenience is neither a contract nor a property; it is a privilege. Where that privilege is violated, the Commission may, for due cause, exercise its power to revoke a carrier's privilege to operate. *Paradise v. Pennsylvania Public Utility Commission*, 132 A.2d 754, 184 Pa. Superior Court 8 (1957).

Wherefore, the Bureau of Investigation and Enforcement Prosecutory Staff hereby requests that the Commission issue an Order which revokes the Certificates of Public Convenience held by Respondent at A-00120824.

Respectfully submitted,

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, David W. Loucks, Chief of Motor Carrier Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 9/10/2013

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

#### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

C. Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

E. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

F. You may elect not to contest this Complaint by paying the civil penalty within 20 days. Your check or money order for the civil penalty should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

G. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

H. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

I. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

J. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Satti Cab Corp.;*  
*Doc. No. C-2013-2382617*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement Prosecutory Staff hereby represents as follows:

1. That Satti Cab Corp., Respondent, maintains its principal place of business at 7122 Pennsylvania Avenue, Upper Darby, PA 19082.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on December 11, 2001 at Application Docket No. A-00118357.

3. That by Secretarial Letter issued on March 29, 2011 at C-2010-2206512, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

4. That by Secretarial Letter issued on July 11, 2011, at C-2010-2135182, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

5. That by Secretarial Letter issued on July 16, 2012 at C-2011-2255897, Respondent was directed to pay a civil penalty of one thousand dollars (\$1,000.00). To date, Respondent has not submitted any payments to this Commission.

6. That Respondent failed to pay fines totaling one thousand five hundred dollars (\$1,500.00) and violated 66 Pa.C.S. § 501(c) for failing to observe, obey and comply with Secretarial Letters issued on March 29, 2011 at

C-2010-2206512, July 11, 2011 at C-2010-2135182, and July 16, 2012 at C-2011-2255897.

A Certificate holder has an obligation to comply with the Commission's rules and regulations. A Certificate of Public Convenience is neither a contract nor a property; it is a privilege. Where that privilege is violated, the Commission may, for due cause, exercise its power to revoke a carrier's privilege to operate. *Paradise v. Pennsylvania Public Utility Commission*, 132 A.2d 754, 184 Pa. Superior Court 8 (1957).

Wherefore, the Bureau of Investigation and Enforcement Prosecutory Staff hereby requests that the Commission issue an Order which revokes the Certificate of Public Convenience held by Respondent at A-00118357.

Respectfully submitted,

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, David W. Loucks, Chief of Motor Carrier Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 9/10/2013

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
ment

#### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

C. Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. Or, emailed to Mr. Scott at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

E. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

F. You may elect not to contest this Complaint by paying the civil penalty within 20 days. Your check or money order for the civil penalty should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

G. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

H. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

I. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

J. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Okey Cab Co.;*  
Doc. No. C-2013-2382619

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement Prosecutory Staff hereby represents as follows:

1. That Okey Cab Co., Respondent, maintains its principal place of business at 189 Brookshire Plaza, Philadelphia, PA 19116.

2. That Respondent was issued Certificates of Public Convenience by this Commission on November 21, 1996 at Application Docket No. A-00113277, on February 19, 1997 at Application Docket No. A-0013277 F. 2, and on February 18, 1998 at Application Docket No. A-00113277 F. 3.

3. That by Secretarial Letter issued on March 24, 2011 at C-2010-2202386, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

4. That by Secretarial Letter issued on July 13, 2012 at C-2011-2255563, Respondent was directed to pay a civil penalty of one thousand dollars (\$1,000.00). To date, Respondent has not submitted any payments to this Commission.

5. That, by Order entered on February 12, 2013 at C-2010-2132453, Respondent was ordered to pay a civil

penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

6. That Respondent failed to pay fines totaling one thousand five hundred dollars (\$1,500.00) and violated 66 Pa.C.S. § 501(c) for failing to observe, obey and comply with Secretarial Letters issued on March 24, 2011 at C-2010-2202386, and July 13, 2012 at C-2011-2255563, and that Respondent violated 66 Pa. C.S. § 501(c) for failing to observe, obey and comply with an Order entered on February 12, 2013 at C-2010-2132453.

A Certificate holder has an obligation to comply with the Commission's rules and regulations. A Certificate of Public Convenience is neither a contract nor a property; it is a privilege. Where that privilege is violated, the Commission may, for due cause, exercise its power to revoke a carrier's privilege to operate. *Paradise v. Pennsylvania Public Utility Commission*, 132 A.2d 754, 184 Pa. Superior Court 8 (1957).

Wherefore, the Bureau of Investigation and Enforcement Prosecutory Staff hereby requests that the Commission issue an Order which revokes the Certificates of Public Convenience held by Respondent at A-00113277 Fs. 1, 2 and 3.

Respectfully submitted,

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, David W. Loucks, Chief of Motor Carrier Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 9/10/2013

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

#### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

C. Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

E. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

F. You may elect not to contest this Complaint by paying the civil penalty within 20 days. Your check or money order for the civil penalty should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

G. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

H. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

I. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

J. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Three Kings Transportation LLC; Doc. No. C-2013-2382790*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Three Kings Transportation LLC, (respondent) is under suspension effective August 21, 2013 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 3315 Byron Drive, Doylestown, PA 18902.

3. That respondent was issued a Certificate of Public Convenience by this Commission on April 2, 2012, at A-6414147.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The

Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 and causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-6414147 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 9/11/2013

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

#### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

C. Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

E. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

F. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Acord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

G. The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

H. Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

I. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

J. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

K. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

L. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

i. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. WD Dump Truck Service LLC; Doc. No. C-2013-2382794*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are

prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to W.D. Dump Truck Service, LLC, (respondent) is under suspension effective August 29, 2013 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 5919 Windmill Road, Gap, PA 17527.

3. That respondent was issued a Certificate of Public Convenience by this Commission on March 01, 2006, at A-00118643.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 and causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00118643 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 8/29/2013

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

#### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial

Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

C. Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. Or, emailed to Mr. Scott at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

E. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

F. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Acord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

G. The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

H. Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

I. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

J. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

K. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

L. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

i. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Wanna Cab, Inc.;*  
Doc. No. C-2013-2382831

### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement Prosecutory Staff hereby represents as follows:

1. That Wanna Cab, Inc., Respondent, maintains its principal place of business at 306 East Baltimore Pike, Suite A, Media, PA 19063.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on June 23, 1995 at A-00107461 F. 4.

3. That by Secretarial Letter issued on July 11, 2011 at C-2010-2135153, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payment to this Commission.

4. That Respondent failed to pay fines totaling two hundred fifty dollars (\$250.00) and violated 66 Pa.C.S. § 501(c) for failing to observe, obey and comply with the Secretarial Letter issued on July 11, 2011 at C-2010-2135153.

A Certificate holder has an obligation to comply with the Commission's rules and regulations. A Certificate of Public Convenience is neither a contract nor a property; it is a privilege. Where that privilege is violated, the Commission may, for due cause, exercise its power to revoke a carrier's privilege to operate. *Paradise v. Pennsylvania Public Utility Commission*, 132 A.2d 754, 184 Pa. Superior Court 8 (1957).

Wherefore, the Bureau of Investigation and Enforcement Prosecutory Staff hereby requests that the Commission issue an Order which revokes the Certificate of Public Convenience held by Respondent at A-00107461 F. 4.

Respectfully submitted,

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

### VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the

statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 9/11/2013

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

C. Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. Or, emailed to Mr. Scott at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

E. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

F. You may elect not to contest this Complaint by paying the civil penalty within 20 days. Your check or money order for the civil penalty should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

G. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

H. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

I. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

J. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.



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*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Denis M. Cab Co.;*  
*Doc. No. C-2013-2382837*

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement Prosecutory Staff hereby represents as follows:

1. That Denis M. Cab Co., Respondent, maintains its principal place of business at 521 Jansen Avenue, Essington, PA 19029.

2. That Respondent was issued Certificates of Public Convenience by this Commission on February 2, 1998 at Application Docket No. A-00114502.

3. That by Secretarial Letter issued on March 24, 2011 at C-2010-2202814, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

4. That by Secretarial Letter issued on July 8, 2011 at C-2010-2128699, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

5. That by Secretarial Letter issued on August 22, 2012 at C-2011-2269750, Respondent was directed to pay a civil penalty of two hundred fifty dollars (\$250.00). To date, Respondent has not submitted any payments to this Commission.

6. That Respondent failed to pay fines totaling seven hundred fifty dollars (\$750.00) and violated 66 Pa.C.S. § 501(c) for failing to observe, obey and comply with a Secretarial Letter issued on March 24, 2011 at C-2010-2202814, July 8, 2011 at C-2010-2128699, and August 22, 2012 at C-2011-2269750.

A Certificate holder has an obligation to comply with the Commission's rules and regulations. A Certificate of Public Convenience is neither a contract nor a property; it is a privilege. Where that privilege is violated, the Commission may, for due cause, exercise its power to revoke a carrier's privilege to operate. *Paradise v. Pennsylvania Public Utility Commission*, 132 A.2d 754, 184 Pa. Superior Court 8 (1957).

Wherefore, the Bureau of Investigation and Enforcement Prosecutory Staff hereby requests that the Commission issue an Order which revokes the Certificates of Public Convenience held by Respondent at A-00114502.

Respectfully submitted,

David W. Loucks, Chief  
 Motor Carrier Enforcement  
 Bureau of Investigation and Enforcement  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief of Motor Carrier Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and

belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 9/11/2013

David W. Loucks, Chief  
 Motor Carrier Enforcement  
 Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

B. Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

C. Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor  
 Pennsylvania Public Utility Commission  
 Bureau of Investigation and Enforcement  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

D. Or, emailed to Mr. Scott at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

E. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

F. You may elect not to contest this Complaint by paying the civil penalty within 20 days. Your check or money order for the civil penalty should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

G. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

H. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

I. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

J. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-2181. Filed for public inspection November 15, 2013, 9:00 a.m.]

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### Water Service

**A-2013-2391045. Pennsylvania-American Water Company.** Application of Pennsylvania-American Water Company for approval to offer, render, furnish or supply water service to the public in a portion of Donegal Township, Butler County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before November 26, 2013. 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 Pennsylvania Public Utility Commission's web site at [www.puc.state.pa.us](http://www.puc.state.pa.us), and at the applicant's business address.

*Applicant:* Pennsylvania American Water Company

*Through and By Counsel:* Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, Seth A. Mendelsohn, Esquire, 800 West Hersheypark Drive, Hershey, PA 17033

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-2182. Filed for public inspection November 15, 2013, 9:00 a.m.]

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## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project No. 13-106.4, Installation of Video Surveillance Sys. Infrastructure at Various PRPA Facilities and Project No. 13-107.4, Perimeter Lighting Upgrades at Various PRPA Facilities until 2 p.m. on Tuesday, December 10, 2013. Information (including mandatory prebid information) can be obtained from the web site [www.philaport.com](http://www.philaport.com) under Procurement or call (215) 426-2600.

JAMES T. McDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-2183. Filed for public inspection November 15, 2013, 9:00 a.m.]

### Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 13-100.P, Procurement of Reef Ball Structures for Southport Mitigation, until 2 p.m. on Thursday, December 12, 2013. Information (including mandatory prebid information) can be obtained from the web site [www.philaport.com](http://www.philaport.com) under Procurement or call (215) 426-2600.

JAMES T. McDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-2184. Filed for public inspection November 15, 2013, 9:00 a.m.]

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## STATE BOARD OF MEDICINE

### Bureau of Professional and Occupational Affairs v. Roman Mosai, MD; Doc. No. 0359-49-13

On September 10, 2013, Roman Mosai, MD, license no. MD064608L, of Orlando, FL, had his license revoked, based on his felony conviction in another state.

Individuals may obtain a copy of the final order by writing to Teresa Lazo, Board Counsel, State Board of Medicine, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the State Board of Medicine's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

ANDREW J. BEHNKE, MD,  
*Chairperson*

[Pa.B. Doc. No. 13-2185. Filed for public inspection November 15, 2013, 9:00 a.m.]

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## STATE BOARD OF NURSING

### Bureau of Professional and Occupational Affairs v. Gerard Gibbons, RN; Doc. No. 0534-51-13

On September 16, 2013, Gerard Gibbons, RN, license no. RN521424L, of Thornton, Delaware County, had his nursing license indefinitely suspended, retroactive to May 15, 2013, based upon being unable to practice professional nursing with reasonable skills and safety to patients by reason of mental or physical illness or condition or physiological or psychological dependence upon alcohol, hallucinogenic or narcotic drugs or other drugs which tend to impair judgment or coordination, so long as the dependence shall continue.

Individuals may obtain a copy of the adjudication by writing to Beth Sender Michlovitz, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and final order represents the State Board of Nursing's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

ANN M. COUGHLIN, MBA, MSN, RN,  
*Chairperson*

[Pa.B. Doc. No. 13-2186. Filed for public inspection November 15, 2013, 9:00 a.m.]

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