

PENNSYLVANIA BULLETIN

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Department of Environmental Protection

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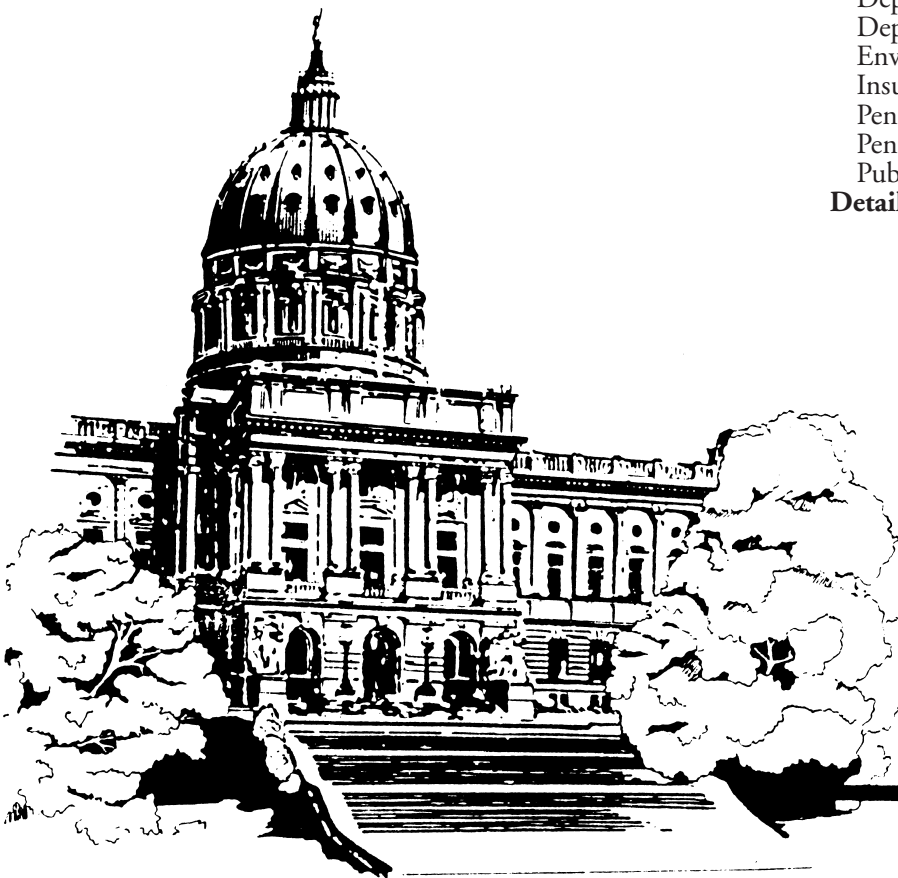
Insurance Department

Pennsylvania Infrastructure Investment Authority

Pennsylvania Public Utility Commission

Public School Employees' Retirement Board

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

No. 523, June 2018

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

Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

Citation to the Pennsylvania Bulletin

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

Pennsylvania Code

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

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

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

How to Find Rules and Regulations

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at www.pacode.com.

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

A chronological table of the history of *Pennsylvania Code* sections may be found at www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm.

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

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Printing Format

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

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

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

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

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

Court Rules in Titles 201—246 of the Pennsylvania Code

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

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

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

Fiscal Notes

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

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

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

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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2018.

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THE COURTS

Title 201—RULES OF JUDICIAL ADMINISTRATION

[201 PA. CODE CHS. 7 AND 19]

Amendment of Rules 706 and 1901 of the Rules of Judicial Administration; No. 499 Judicial Administration Doc.

Order

Per Curiam

And Now, this 14th day of June, 2018, it is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 706 and Rule 1901 of the Rules of Judicial Administration are amended in the following form.

To the extent that notice of proposed rulemaking would otherwise be required by Pa.R.J.A. No. 103, the immediate promulgation of the amendments is found to be in the interests of justice and efficient administration.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and the amendments herein shall be effective immediately.

Annex A

TITLE 201. RULES OF JUDICIAL ADMINISTRATION

CHAPTER 7. ASSIGNMENT OF JUDGES

SUPERVISION AND ASSIGNMENT OF JUDGES

Rule 706. Determination or selection of Chief Justice and president and administrative judges.

* * * * *

(g) *Maintenance of central personnel records.* The Administrative Office shall record the determination or selection of the Chief Justice and all president and administrative judges, any term for which they may be selected, and all other pertinent information relating thereto, in a book to be kept for that purpose and shall:

(1) Notify the judges of a court at least 30 days prior to the expiration of the term of office of the president judge of the fact of such expiration.

(2) Furnish the Department of State with such information as may be required in order to enable the Governor to duly commission a Chief Justice or president judges in the manner provided by the Constitution of Pennsylvania and this rule.

[(h) *Traffic Court of Philadelphia.* Subdivisions (a) through (g) of this rule are not applicable to the Traffic Court of Philadelphia.]

CHAPTER 19. MISCELLANEOUS ADMINISTRATIVE PROVISIONS

MISCELLANEOUS ADMINISTRATIVE PROVISIONS

Rule 1901. Prompt disposition of matters; termination of inactive cases.

* * * * *

(b) *Primary responsibility for implementation of policy.*—

(1) Except as provided by paragraph (3), each court of common pleas is primarily responsible for the implementation of the policy expressed in subdivision (a) of this rule and is directed to make local rules of court for such purposes applicable to the court and to the community court or magisterial district judges [of the peace] of the judicial district.

(2) The Philadelphia Municipal Court [and the Traffic Court of Philadelphia are each] is directed to make rules of court for such purposes [applicable to their respective courts].

* * * * *

[Pa.B. Doc. No. 18-996. Filed for public inspection June 29, 2018, 9:00 a.m.]

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART VII. ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS

[204 PA. CODE CH. 213]

Case Records Public Access Policy of the Unified Judicial System of Pennsylvania

Commentary to Section 9.0 of the *Case Records Public Access Policy of the Unified Judicial System* provides in part that, “The Administrative Office of Pennsylvania Courts [AOPC] shall from time to time publish a list of applicable authorities that restrict public access to court records or information. This list shall be published on the Unified Judicial System’s website and in the *Pennsylvania Bulletin*.” In accordance with this directive, the AOPC has updated, revised, and retitled the following *Limits on Public Access to Unified Judicial System Case Records*.

The entire policy, including this amendment and other related information, can be found on the Unified Judicial System’s public records webpage located at <http://www.pacourts.us>.

Filed in the Administrative Office of Pennsylvania Courts on June 15, 2018.

THOMAS B. DARR,
Court Administrator of Pennsylvania

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART VII. ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS

CHAPTER 213. COURT RECORDS POLICIES

Subchapter D. CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA

(*Editor’s Note:* The list which appears in 204 Pa. Code pages 213-55—213-64, serial pages (386127)—(386136), is replaced with the following list.)

LIMITS ON PUBLIC ACCESS TO UNIFIED JUDICIAL SYSTEM CASE RECORDS

<i>Subject Area</i>	<i>Record Description</i>	<i>Accessibility</i>	<i>Authority</i>
Civil	Jurors Notes.	No Public Access. Collected and destroyed post-trial.	Pa.R.C.P. No. 223.2.
Commonwealth Court	Child Line Registry Cases.	No Public Access to documents in the case except Orders and Opinions wherein the court shall use initials of the minor child involved rather than full name.	Admin. Order No. 126 Misc. Docket No. 3 (February 8, 2013).
Criminal	Juror's Address.	No Public Access.	<i>Commonwealth v. Long</i> , 922 A.2d 892 (Pa. 2007).
Criminal	Sealed affidavit of probable cause for a search warrant.	No Public Access while sealed. The affidavit may not be sealed for more than 60 days unless an extension is received. Extensions may not be longer than 30 days, but an unlimited number of extensions are available. Public may access the affidavit after it has been unsealed.	Pa.R.Crim.P. 211.
Criminal	Unexecuted Search Warrant.	No Public Access until warrant is executed.	Pa.R.Crim.P. 212(A).
Criminal	Arrest Warrant Information.	A court may delay public access for good cause for up to 72 hours. In addition, a court may seal arrest warrant information for a longer period of time.	Pa.R.Crim.P. 513(C), Pa.R.Crim.P. 513.1.
Criminal	Motion filed by attorney for the Commonwealth to present the matter to an indicting grand jury and subsequent order.	No Public Access—the motion and order are sealed.	Pa.R.Crim.P. 556.2.
Criminal	All indicting grand jury proceedings and related documents.	No Public Access. Disclosure may be granted to attorney for the Commonwealth, defendant in a criminal case, witnesses, law enforcement personnel, and upon motion when necessary.	Pa.R.Crim.P. 556.10.
Criminal	Sealed indictments.	No Public Access.	Pa.R.Crim.P. 556.11(E).
Criminal	Sealed records concerning mental health experts.	No Public Access.	Pa.R.Crim.P. 569.
Criminal	Sealed written statements pertaining to protective orders.	No Public Access. The entire text of the statement shall be sealed and preserved in the records of the court to be made available to the appellate court(s) in the event of an appeal.	Pa.R.Crim.P. 573(F).
Criminal	Sealed plea agreement.	No Public Access.	Pa.R.Crim.P. 590.
Criminal	Juror qualification forms.	No Public Access.	Pa.R.Crim.P. 625(A)(3).
Criminal	Juror information questionnaires.	No Public Access. Questionnaires are retained in a sealed file and shall be destroyed upon completion of the jurors' service, unless otherwise ordered by the trial judge.	Pa.R.Crim.P. 632.
Criminal	Sealed verdict.	No Public Access.	Pa.R.Crim.P. 649.

<i>Subject Area</i>	<i>Record Description</i>	<i>Accessibility</i>	<i>Authority</i>
Criminal	Notes taken by jurors.	No Public Access.	Pa.R.Crim.P. 644(B)(7).
Criminal	Pre-sentence reports and related psychiatric psychological reports.	No Public Access.	Pa.R.Crim.P. 703(A).
Criminal	Records revealing the names of human trafficking victims.	No Public Access, unless otherwise ordered by a court in a prosecution involving a victim of human trafficking.	18 Pa.C.S. § 3019(a).
Criminal	Wiretap applications, final reports and orders.	No Public Access except upon showing of good cause before a court of competent jurisdiction.	18 Pa.C.S. § 5715.
Criminal	Names of minor victims of sexual or physical abuse.	No Public Access. Records revealing a victim's name are sealed. A minor victim who is 18 years of age or older at the time of the commencement of the prosecution may waive this protection and allow the court to release the name of the minor victim.	42 Pa.C.S. § 5988.
Domestic Relations	Information regarding the registration, filing of a petition for, or issuance of a protection from abuse in either the issuing or enforcing State.	No Public Access via internet publication, if such publication would be likely to publically reveal the identity or location of the protected party.	18 U.S.C. § 2265(d)(3).
Domestic Relations	Social security number of any individual subject to a divorce decree, support order, paternity determination, or acknowledgement of paternity, which is required in all records of those matters.	No Public Access.	23 Pa.C.S. § 4304.1(a)(3).
Domestic Relations	Child Support Records	No Public Access, except for PACSES dockets, court orders and opinions.	42 U.S.C. §§ 654(26)(A), 654a(d)(1)(A); 45 CFR §§ 303.21(c)-(d), 307.13(a)(1); 23 Pa.C.S. § 4304.1(d); Sections 2.4 and 3.4 of the Cooperative Agreement.
Domestic Relations	(a) Subject to any inconsistent general rules and to the supervision and direction of the court, the domestic relations section shall have the power and duty to: . . . (10) Implement safeguards applicable to all confidential information received by the domestic relations section in order to protect the privacy rights of the parties, including: . . . (ii) prohibitions against the release of information on the whereabouts of one party or the child to another party against whom a protective order with respect to the former party or the child has been entered; and	No Public Access.	23 Pa.C.S. § 4305(a)(10)(ii)-(iii).

<i>Subject Area</i>	<i>Record Description</i>	<i>Accessibility</i>	<i>Authority</i>
	(iii) prohibitions against the release of information on the whereabouts of one party or the child to another person if the domestic relations section has reason to believe that the release of the information may result in physical or emotional harm to the party or the child.		
Domestic Relations	List of weapons ordered to be relinquished by the defendant in an action for protection from abuse.	No Public Access, except (A) upon an order of the court granted upon cause shown; (B) as necessary, by law enforcement and court personnel; or (C) after redaction of information listing any firearm, other weapon or ammunition.	23 Pa.C.S. § 6108(a)(7)(v).
Domestic Relations	All records pertaining to a confidential address for individuals participating in the Office of Victim Advocate's Address Confidentiality Program.	No Public Access, except for the substitute address provided by the Office of Victim Advocates.	23 Pa.C.S. § 6703(d); <i>see also</i> 23 Pa.C.S. § 5336(b)(1).
Juvenile Court	Juvenile Dependency and Delinquency records.	No Public Access; except as set forth in 42 Pa.C.S. § 6307, Pa.Rs.J.C.P. 160 and/or 1160, including with leave of court.	42 Pa.C.S. § 6307; Pa.Rs.J.C.P. 160, 1160.
Orphans' Court	Proceedings related to appointment of guardianship for incapacitated persons.	Shall be closed to the public upon request of the alleged incapacitated person or his counsel. After the individual's death his/her estate may access the record of the guardianship proceedings.	20 Pa.C.S. § 5511(a); <i>In re Estate of duPont</i> , 2 A.3d 516 (Pa. 2010).
Orphans' Court	Records required for foreign adoption decrees.	No Public Access unless a court order is granted upon good cause.	23 Pa.C.S. § 2908(F); Pa.O.C.R. 15.7.
Orphans' Court	Adoption records.	No Public Access unless otherwise ordered.	23 Pa.C.S. § 2915; <i>see also</i> 23 Pa.C.S. § 2906; Pa.O.C.R. 15.7.
Orphans' Court (Family Court in Philadelphia County or Juvenile Court Section of Family Division in Allegheny County Pa.R.J.A. 2157)	Applications of a minor for judicial approval of decision to have an abortion, under the Abortion Control Act, as well as proceedings and the name of the minor.	No Public Access; sealed dockets, and documents shall be maintained in a closed file marked "confidential" and identified by case number only.	18 Pa.C.S. § 3206(f); Pa.O.C.R. 16.2 and 16.6. Note also Pa.R.J.A. No. 2157 and Pa.R.A.P. 3801.
General	For certain offenses graded as a misdemeanor of the second or third degree, any information relating to the conviction, arrest, indictment or other information leading to the conviction, arrest, indictment or other information.	No public access. The court shall not release the information to an individual, noncriminal justice agency or an internet website.	18 Pa.C.S. § 9122.1 and amends 18 Pa.C.S. § 9121.
General	Records concerning persons in treatment under the Mental Health Procedures Act.	Limited Public Access in compliance with the Mental Health Procedures Act and controlling case law.	50 P.S. § 7111.

<i>Subject Area</i>	<i>Record Description</i>	<i>Accessibility</i>	<i>Authority</i>
General	Court documents, rules, or orders in Gaming Law proceedings.	Any party may request proceeding and record to be sealed if in best interest of any person or Commonwealth.	4 Pa.C.S. § 1518.2(b).
General	Proceedings and records involving juveniles charged with a summary offense before the minor judiciary, the Philadelphia Municipal Court or a Court of Common Pleas.	No Public Access.	42 Pa.C.S. §§ 6303(c), 6307(c), and 6336(g).
General	Transcript of proceedings in the judicial districts within the Unified Judicial System.	A court may order the person preparing the transcript to redact confidential, personal and/or financial data and other identifiers and information listed in Section 7.0 of the Case Records Public Access Policy of the Unified Judicial System.	Pa.R.J.A. No 4014.

*Note this may not be a complete listing; the public and court staff are directed to consult federal and state statutes, court rules or case law.

[Pa.B. Doc. No. 18-997. Filed for public inspection June 29, 2018, 9:00 a.m.]

Title 25—LOCAL COURT RULES

LANCASTER COUNTY

Amendment of Local Rules of Civil Procedure; CI-18-04412

Administrative Order

And Now, this 11th day of June 2018, it is hereby Ordered that the following Local Rule of Civil Procedure of the Court of Common Pleas of the 2nd Judicial District of Pennsylvania, Lancaster County, is amended as indicated, to be effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

The Lancaster County District Court Administrator is Ordered to do the following:

1. File one (1) copy to the Administrative Office of Pennsylvania Courts via email to adminrules@pacourts.us.
2. File two (2) paper copies and one (1) electronic copy in a Microsoft Word format only to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish these Rules on the Lancaster County Court website at www.court.co.lancaster.pa.us.
4. Incorporation of the local rule into the set of local rules on www.court.co.lancaster.pa.us within thirty (30) days after the publication of the local rule in the *Pennsylvania Bulletin*.
5. File one (1) copy of the local rule in the appropriate filing office for public inspection and copying.

By the Court

DENNIS E. REINAKER,
President Judge

Rule 28. Tax Assessment Appeals.

A. Petition

Appeals from orders of the Lancaster County Board of Assessment Appeals (Board) shall be by petition and shall contain:

1. A caption in substantially the following form:

In Re: Appeal of)
 (NAME OF APPELLANT))
 from the Lancaster County Board of)
 Assessment Appeals)
 Tax Account No. _____) No. _____ .
 Municipality)
 Assessment for the year _____)
 Property of _____)

2. Name and address of appellant.
3. Date of filing appeal to Board and amount of assessment originally fixed by the Board.

4. Date of final decision of Board amount of assessment finally fixed by the Board.
5. Reason for appeal.

B. *Service*

Within ten days after filing the petition, the appellant shall, by certified mail, serve copies of the petition on the Board, the County solicitor, the municipality in which the tax parcel is located, the school district in which the tax parcel is located and the property owner. Within twenty days thereafter, the appellant shall file a proof of service.

C. *Intervention*

Any person or political subdivision required to be served under paragraph B may intervene as a matter of right by filing within forty days after receipt of the petition, a notice of intervention either as an appellant or appellee. After the forty day period, intervention shall be governed by Pa.R.C.P. Nos. 2326 through 2350.

D. *Further Proceedings*

Thereafter, the appeal shall proceed pursuant to L.C.R.C.P. Nos. 208.3(a) and 208.3(b) or L.C.R.C.P. Nos. 212.1 through 212.3.

Revised 6-11-18

Effective 7- -18

[Pa.B. Doc. No. 18-998. Filed for public inspection June 29, 2018, 9:00 a.m.]

Title 255—LOCAL COURT RULES

LANCASTER COUNTY

Revision of Local Rule of Judicial Administration 520 Governing the Case Documents Public Access Policy; CPJ. No. 7, Page 1357; No. 11 AD 2018

Administrative Order

And Now, this 8th day of June 2018, it is hereby

Ordered, that the Lancaster County Court of Common Pleas adopts this revised Local Rule of Judicial Administration 520 governing the Case Records Public Access Policy for the 2nd Judicial District to become effective July 1, 2018.

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

1. File one (1) copy to the Administrative Office of Pennsylvania Courts via email to adminrules@pacourts.us.
2. File two (2) paper copies and one (1) electronic copy in a Microsoft Word format only to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish these Rules on the Lancaster County Court website at www.court.co.lancaster.pa.us.
4. Incorporation of the local rule into the set of local rules on www.court.co.lancaster.pa.us within thirty (30) days after the publication of the local rule in the *Pennsylvania Bulletin*.
5. File one (1) copy of the local rule in the appropriate filing office for public inspection and copying.

By the Court

DENNIS E. REINAKER,
President Judge

LOCAL RULES OF JUDICIAL ADMINISTRATION

Rule 520. Case [**Documents**] Records Public Access Policy.

A. *Establishment*

Pursuant to the **Case Records** Public Access Policy of the Unified Judicial System of Pennsylvania [: **Case Records of the Appellate and Trial Court**] at Title

204. Chapter 213, this rule is adopted to define the procedure to be followed by this Court.

B. *Election of Procedure*

In compliance with Section 7, this Court elects subsection A. As enumerated in the Public Access Policy, attorneys and self-represented parties shall not include confidential information in any document filed with the appropriate filing office (Clerk of Courts, Prothonotary and Clerk of the Orphans' Court) except on a Confidential Information Form as provided by the Administrative Office of Pennsylvania Courts (<http://www.pacourts.us/public-records/public-records-forms>). The Public Access Policy with forms may also be found at: <http://www.court.co.lancaster.pa.us/>, <http://pa-lancastercountyclerkofcourts.civicplus.com/>, <https://pa-lancastercounty.civicplus.com/155/Prothonotary>, and <http://www.co.lancaster.pa.us/159/Register-of-Wills>.

Revised 6-8-18

Effective 7-1-18

[Pa.B. Doc. No. 18-999. Filed for public inspection June 29, 2018, 9:00 a.m.]

Title 255—LOCAL COURT RULES

MIFFLIN COUNTY

Local Rule 601 of Judicial Administration; CP-44-CV-2-2018

Amended Order of Court

And Now, this 1st day of June, 2018, the Court hereby adopts the following new Local Rule of Judicial Administration:

Pursuant to Section 6.00 of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania, the fee for photocopying the official case records of the magisterial district courts shall be \$ 0.25 per page and exact postage shall be charged when official case records are requested to be mailed. The fee schedule shall be publicly posted.

By the Court

DAVID W. BARRON,
President Judge

[Pa.B. Doc. No. 18-1000. Filed for public inspection June 29, 2018, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending June 19, 2018.

Under section 503.E of the Department of Banking and Securities Code (71 P.S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file comments in writing with the Department of Banking and Securities, 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

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
6-15-2018	Hometown Bank of Pennsylvania Bedford Bedford County	107 East Allegheny Street Martinsburg Blair County	Approved
6-15-2018	Republic First Bank Philadelphia Philadelphia County	200 East Greentree Road Marlton Burlington County, NJ	Approved
6-19-2018	Republic First Bank Philadelphia Philadelphia County	199 New Road Somers Point Atlantic County, NJ	Approved

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
6-18-2018	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	<i>To:</i> 106 Isabella Street Pittsburgh Allegheny County <i>From:</i> 540 East Ohio Street Pittsburgh Allegheny County	Filed

CREDIT UNIONS

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
6-19-2018	TruMark Financial Credit Union Fort Washington Montgomery County	595 Morehall Road Malvern Chester County	Approved

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

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 18-1001. Filed for public inspection June 29, 2018, 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 POLLUTANT 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.

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0030171 (Sewage)	Llewellyns MHC 4550 Bull Road Dover, PA 17315-2025	York County/ Conewago Township	Unnamed Tributary of Little Conewago Creek (7-F)	Yes
PA0033065 (Sewage)	Vanderhomes LLC/ Palm City Park 2379 Brandt Road Annville, PA 17003	Lebanon County/ South Annville Township	Killinger Creek (7-D)	Yes

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0083674 (Sewage)	Rainworth Inc. 1979 Biglerville Road Gettysburg, PA 17325-8038	Adams County/ Straban Township	UNT Marsh Creek (13-D)	Yes
PA0020478 (Sewage)	Borough of Bloomfield PO Box 144 New Bloomfield, PA 17068	Perry County/ New Bloomfield Borough	UNT Trout Run (7-A)	Yes

Northcentral Regional Office: Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3636.

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0114561 (Sewage)	Herrick Township WWTF 979 Lent Road Wyalusing, PA 18853-8791	Bradford County Herrick Township	Cold Creek (4-D)	Yes

Southwest Regional Office: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0002488 (Industrial)	Georgetown Borough Facility Georgetown Road Greene Township	Beaver County Greene Township	Ohio River (20-B)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0272582 (Sewage)	Janelle V Kerner & Timothy S Hoderny SRSTP 8275 Williams Road North East, PA 16428-4880	Erie County North East Township	Unnamed Tributary of Twelvemile Creek (15-A)	Yes
PA0103713 (Industrial Waste)	Scrubgrass Generating Plant 2151 Lisbon Road Kennerdell, PA 16374-3305	Venango County Scrubgrass Township	Falling Spring Run, unnamed tributary to the Allegheny River and Allegheny River (16-G)	Yes
PA0263923 (Sewage)	Brian Alter SRSTP 319 Hannahstown Road Cabot, PA 16023	Butler County Jefferson Township	Unnamed Tributary to Sarver Run (18-F)	Yes
PA0239534 (Sewage)	Debra Hecei SRSTP 20545 Route 6 Warren, PA 16365-3685	Warren County Glade Township	Unnamed Tributary of Glade Run (16-B)	Yes

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.

PA0026603, Sewage, SIC Code 4952, **Ambler Borough Montgomery County**, 131 Rosemary Avenue, Ambler, PA 19002-4476. Facility Name: Ambler WWTP. This existing facility is located in Ambler Borough, **Montgomery County**.

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

The receiving stream(s), Wissahickon Creek, is located in State Water Plan watershed 3-F and is classified for Migratory Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 6.5 MGD.—Interim Limits.

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

The proposed effluent limits for Outfall 001 are based on a design flow of 6.5 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Aluminum, Total	94.32	188.65	XXX	1.74	3.48	XXX
		Daily Max			Daily Max	

The proposed effluent limits for Outfall 001 are based on a design flow of 6.5 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Dissolved Solids	XXX	XXX	XXX	1,000.0	XXX	2,500
1,4-Dioxane	XXX	XXX	XXX	Avg Qrtly Report Avg Qrtly	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 6.5 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Toxicity, Chronic— Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Reproduction (TUc)	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Toxicity, Chronic— Pimephales Survival (TUc)	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Growth (TUc)	XXX	XXX	XXX	Report Daily Max	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 6.5 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	7.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC) Carbonaceous Biochemical Oxygen Demand (CBOD ₅) Nov 1 - Apr 30	1,084	1,626	XXX	0.1	XXX	0.3
May 1 - Oct 31	542	813	XXX	10	30 Wkly Avg 15 Wkly Avg	40 20
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	1,626	2,439	XXX	30	45 Wkly Avg	60
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen Nov 1 - Apr 30	244	XXX	XXX	4.5	XXX	9
May 1 - Oct 31	81	XXX	XXX	1.5	XXX	3
Orthophosphate Nov 1 - Mar 31	216.8	XXX	XXX	4.0	XXX	8
Apr 1 - Oct 31	54.2	XXX	XXX	1.0	XXX	2
Copper, Total	XXX	XXX	XXX	Report	Report	XXX
Sulfate, Total	XXX	XXX	XXX	Report	Report	XXX
Chloride	XXX	XXX	XXX	Report	Report	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Bromide	XXX	XXX	XXX	Report	Report	XXX
Hardness, Total (as CaCO ₃)	XXX	XXX	XXX	Report	Report	XXX

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

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

Sludge use and disposal description and location(s): Sludge is anaerobic digested, dewatered and haul-off by a license hauler at a State approved landfill for final disposal.

Special Conditions:

I. Other Requirements:

- a. No Storm Water to Sanitary Sewers
- b. Acquire necessary Property Rights
- c. Proper Sludge Disposal
- d. Optimize use of Chlorine
- e. Notification of Responsible Operator
- f. Operation and Maintenance Plan
- g. High Flow Management Plan
- h. Seasonal Fecal Limit DRBC requirements
- i. Site specific WER Study for Copper at next renewal

II. Pretreatment Requirements

III. Solids Management

IV. Whole Effluent Toxicity Test

V. Requirements Applicable to Storm Water Outfalls

VI. Compliance Schedule for Aluminum final limit

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

The EPA Waiver is not in effect.

PA0058548, Sewage, SIC Code 4952, **Keelersville Club**, 2522 Ridge Road, Perkasio, PA 18944. Facility Name: Keelersville Club STP. This existing facility is located in East Rockhill Township, **Bucks County**.

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

The receiving stream(s), Unnamed Tributary to Threemile Run, is located in State Water Plan watershed 2-D and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.001 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 6.0 Inst Min	XXX	XXX	XXX

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Oil and Grease	XXX	XXX	XXX	15.0	XXX	30.0
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	50	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 50	XXX	1,000
Nitrate-Nitrite as N	XXX	XXX	XXX	10	XXX	20
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	3.0	XXX	6
May 1 - Oct 31	XXX	XXX	XXX	1.5	XXX	3
Total Phosphorus	0.008	XXX	XXX	0.9	XXX	1.8

Sludge use and disposal description and location(s): Sludge is hauled off site for treatment and disposal.

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

- Discharge into dry stream
- No stormwater in sewage
- Proper sludge disposal

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

The EPA Waiver is in effect.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4800.

PA0266469, Sewage, SIC Code 4952, **Weaverland Valley Authority**, 4610 Division Highway, East Earl, PA 17519. Facility Name: Weaverland Valley Authority Region WWTP. This proposed facility is located in East Earl Township, **Lancaster County**.

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

The receiving stream(s), Conestoga River, is located in State Water Plan watershed 7-J and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.41 MGD. The following are limits from the permit effective date through the permit expiration date.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	85	136	XXX	25	40	50
Total Suspended Solids	102	153	XXX	30	45	60
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	71	XXX	XXX	21	XXX	42
May 1 - Oct 31	23	XXX	XXX	7.0	XXX	14
Total Phosphorus	1.0	XXX	XXX	0.5	XXX	1.0

The following are limits from the permit effective date through September 30, 2021:

Effluent Limitations

<i>Parameter</i>	<i>Mass Units (lbs)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	Report	XXX	XXX	XXX
Net Total Phosphorus	Report	Report	XXX	XXX	XXX

The following are limits from October 1, 2021 through the permit expiration date:

Effluent Limitations

<i>Parameter</i>	<i>Mass Units (lbs)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	4,255	XXX	XXX	XXX
Net Total Phosphorus	Report	566	XXX	XXX	XXX

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

The EPA Waiver is not in effect.

PA0261793, Sewage, SIC Code 6514, **Laura Lee Kauffman & William S Kauffman**, 110 Union Hall Road, Carlisle, PA 17013. Facility Name: Kauffman SRSTP. This existing facility is located in North Middleton Township, **Cumberland County**.

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

The receiving stream(s), Unnamed Tributary to 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 0.0005 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	Annl Avg XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000

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

PA0086673, Sewage, SIC Code 4952, **Marklesburg Borough Authority**, PO Box 24, 3322 Old Mountain Road, Suite B, James Creek, PA 16657-0024. Facility Name: Marklesburg STP. This existing facility is located in Marklesburg Borough, **Huntingdon County**.

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

The receiving stream(s), Unnamed Tributary to James Creek, is located in State Water Plan watershed 11-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0315 MGD.—Limits.

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Daily Min 5.0	XXX	Daily Max XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	6.5	10.0	Daily Min XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids Fecal Coliform (No./100 ml)	7.5	11.0	XXX	30.0	45.0	60
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen Nov 1 - Apr 30	4.5	XXX	XXX	18.0	XXX	36
May 1 - Oct 31	1.5	XXX	XXX	6.0	XXX	12
Total Phosphorus	0.5	XXX	XXX	2.0	XXX	4
UV intensity	XXX	XXX	Report	XXX	XXX	XXX

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

Effluent Limitations

<i>Parameter</i>	<i>Mass Units (lbs)</i>		<i>Concentrations (mg/L)</i>		
	<i>Quarterly</i>	<i>Annual</i>	<i>Average Quarterly</i>	<i>Maximum</i>	<i>Instant. Maximum</i>
Ammonia—N	Report	Report	Report	XXX	XXX
Kjeldahl—N	Report	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	Report	XXX	XXX
Total Nitrogen	Report	Report	Report	XXX	XXX
Total Phosphorus	Report	Report	Report	XXX	XXX

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

- Chesapeake Bay nutrients monitoring, notification of designation of responsible operator, solids management for non-lagoon system, and hauled-in waste restriction

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.

PA0087050, Sewage, SIC Code 4952, **Valley Creek Estates Home Owners Association**, 20475 Route 19 # 4, Cranberry Twp, PA 16066. Facility Name: Valley Creek Estates STP. This existing facility is located in Montgomery Township, **Franklin 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), Licking Creek, is located in State Water Plan watershed 13-C and is classified for Migratory Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0125 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Daily Min 5.0	XXX	Daily Max XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Daily Min XXX	0.5	XXX	1.6

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Average Weekly	Minimum	Average Monthly	Maximum	Instant. Maximum
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Nitrate-Nitrite as N	XXX	Report Daily Max	XXX	XXX	Report Daily Max	XXX
Total Nitrogen	XXX	Report Daily Max	XXX	XXX	Report Daily Max	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6
Total Kjeldahl Nitrogen	XXX	Report Daily Max	XXX	XXX	Report Daily Max	XXX
Total Phosphorus	XXX	Report Daily Max	XXX	XXX	Report Daily Max	XXX

Sludge use and disposal description and location(s): Sludge is hauled off site by a local septage hauler for disposal at an STP.

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

The EPA Waiver is in effect.

PA0261777, Sewage, SIC Code 6514, **Fisher Alvin K Jr**, 6756 Mcclays Mill Road, Newburg, PA 17240-9617. Facility Name: Fisher Alvin Res. This existing facility is located in Lurgan Township, **Franklin County**.

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

The receiving stream(s), Unnamed Tributary to Conodoguinet Creek, is located in State Water Plan watershed 7-B and is classified for, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Average Weekly	Minimum	Average Monthly	Maximum	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0 Annl Avg	XXX	60.0
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000

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.

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

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

WQM Permit No. 0694414, Amendment No. 1, Sewerage, **Washington Township**, 120 Barto Road, Barto, PA 19504.

This proposed facility is located in Washington Township, **Berks County**.

Description of Proposed Action/Activity: Seeking permit approval for the upgrades to the Swamp Creek Pump Station including new pumps, generator, and controls. Pumping capacity will be increased.

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

WQM Permit No. 0218406, Sewage, **Allegheny County Sanitary Authority ALCOSAN**, 3300 Preble Avenue, Pittsburgh, PA 15233-1025.

This proposed facility is located in Pittsburgh City, **Allegheny County**.

Description of Proposed Action/Activity: Four Mile Run Overflow Rehabilitation and Structure M-29 Outfall. The project is to include repair of culvert pipe, new endwall and flap gate, and lowering of overflow weir to reduce flooding during large rainfall events.

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

WQM Permit No. 2518410, Sewage, **John Cole**, 10475 Old Route 99, McKean, PA 16426.

This proposed facility is located in McKean Township, **Erie County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

WQM Permit No. 3318401, Sewage, **John R Tully**, 1860 Old Grade Road, Falls Creek, PA 15840.

This proposed facility is located in Washington Township, **Jefferson County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

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

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAD020008	Fox Chapel Estates, LP 375 Golfside Drive Wexford, PA 15090	Allegheny County	Indiana Township	Little Pine Creek (TSF); Squaw Run (WWF)
PAD0200112	Independence Excavating, Inc. 5720 East Schaaf Road Independence, OH 44131	Allegheny County	Neville Township	Ohio River (WWF)

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

PAG-12 CAFOs

CAFO Notices of Intent Received.

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

NPDES Permit No. PA0228770, CAFO, **Bishcroft Farm LLC**, 2334 Farm Road, Roaring Branch, PA 17765-8959.

This existing facility is located in Liberty Township, **Tioga County**.

Description of size and scope of existing operation/activity: Dairy (Cows, Heifers, and Calves): 1,516.04 AEUs.

The receiving stream, Little Elk Run and Unnamed Tributary to Little Elk Run, is in watershed 10-A and classified for: High Quality—Cold Water, High Quality Waters—Cold Water Fishes, and Migratory Fish.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

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.

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>New or Renewal</i>
Tyler Snider 22357 Mountain Foot Rd Neelyton, PA 17329	Huntingdon	499.3	1,326.77	Swine, Beef	Shade Creek (NA) Trout Run (HQ)	Renewal
Maneval Poultry Dale Maneval 11203 Rte. 35 Mt. Pleasant Mills, PA 17853	Snyder	76 20.8 for manure application	420.16	Poultry Broilers	NA	Renewal
Koch's Turkey Farm 416 Valley Road Tamaqua, PA 18252	Schuylkill	375.2	3,187.58	Turkeys	HQ	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.

Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

Application No. 1718505—Construction—Public Water Supply.

Applicant	Pennsylvania American Water Company (PAWC)
Township/Borough	Decatur Township
County	Centre County
Responsible Official	Mr. Scott L. Armbrust 800 West Hershey Park Drive Hershey, PA 17033
Type of Facility	Public Water Supply—Construction
Consulting Engineer	Mr. Scott L. Armbrust, P.E., Pennsylvania American Water Company 852 Wesley Drive Mechanicsburg, PA 17055
Application Received	06/04/18
Description of Action	Authorizes the replacement of the two existing pumps in the Scotch Hollow Booster Pump Station with two new pumps.

Application No. 4918504—Construction—Public Water Supply.

Applicant **Dutch Valley Foods**

Township/Borough City of Sunbury
 County **Northumberland County**
 Responsible Official Mr. Laurence J. Bates
 Director of Dairy Operations
 1000 S. Second Street
 Sunbury, PA 17801

Type of Facility Public Water
 Supply—Construction

Consulting Engineer Mr. Kenneth M. Justice, P.E.
 KMJ, Inc.
 1036 Woods Lane
 Ambler, PA 19002

Application Received 06-08-18

Description of Action Authorizes the withdrawal of
 water from Egg Harbor Spring.

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

Permit No. 0218509, Public Water Supply.

Applicant **Pittsburgh Water & Sewer Authority**
 1200 Penn Avenue
 Pittsburgh, PA 15222

[Township or Borough] City of Pittsburgh

Responsible Official Robert Weimar, Executive
 Director
 Pittsburgh Water & Sewer
 Authority
 1200 Penn Avenue
 Pittsburgh, PA 15222

Type of Facility Water system

Consulting Engineer Pittsburgh Water & Sewer
 Authority
 1200 Penn Avenue
 Pittsburgh, PA 15222

Application Received February 21, 2018

Date

Description of Action Addition of aqueous copper in
 the sedimentation basins at the
 Aspinwall Water Treatment
 Plant.

MINOR AMENDMENT**Applications Received Under the Pennsylvania Safe Drinking Water Act.**

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

Application No. 0210512GWR-A1, Minor Amendment.

Applicant **Borough of Sewickley Water Authority**
 PO Box 190
 Sewickley, PA 15143

[Township or Borough] Sewickley Borough

Responsible Official Mark Brooks, General Manager
 Borough of Sewickley Water
 Authority
 PO Box 190
 Sewickley, PA 15143

Type of Facility Water system

Consulting Engineer KLH Engineers, Inc.
 5173 Campbells Run Road
 Pittsburgh, PA 15205

Application Received June 1, 2018
 Date

Description of Action Demonstration of 4-log
 treatment of viruses for
 groundwater sources.

Application No. 0218522MA, Minor Amendment.

Applicant **Borough of Sewickley Water Authority**
 PO Box 190
 Sewickley, PA 15143

[Township or Borough] Sewickley Borough

Responsible Official Mark Brooks, General Manager
 Borough of Sewickley Water
 Authority
 PO Box 190
 Sewickley, PA 15143

Type of Facility Water system

Consulting Engineer KLH Engineers, Inc.
 5173 Campbells Run Road
 Pittsburgh, PA 15205

Application Received June 1, 2018
 Date

Description of Action Groundwater well casing
 rehabilitation project.

Application No. 6518510MA, Minor Amendment.

Applicant **Municipal Authority of Westmoreland County**
 124 Park & Pool Road
 New Stanton, PA 15672

[Township or Borough] Bell Township

Responsible Official Michael Kukura, Resident
 Manager
 Municipal Authority of
 Westmoreland County
 124 Park & Pool Road
 New Stanton, PA 15672

Type of Facility Water system

Consulting Engineer Municipal Authority of
 Westmoreland County
 124 Park & Pool Road
 New Stanton, PA 15672

Application Received June 13, 2018
 Date

Description of Action Replacement of the granular
 activated carbon filter media
 within four filters at the GR
 Sweeney water treatment plant.

Application No. 3018508MA, Minor Amendment.

Applicant **Southwestern Pennsylvania Water Authority**
 1442 Jefferson Road
 Jefferson, PA 15344

[Township or Borough] Morris Township

Responsible Official	Timothy Faddis, Manager Southwestern Pennsylvania Water Authority 1442 Jefferson Road Jefferson, PA 15344
Type of Facility	Water system
Consulting Engineer	Bankson Engineers, Inc. 267 Blue Run Road Suite 200 Cheswick, PA 15024
Application Received Date	June 14, 2018
Description of Action	Installation of the Route 18 Olczak meter vault.

Application No. 3013501WMP18, Minor Amendment.

Applicant	Southwestern Pennsylvania Water Authority 1442 Jefferson Road Jefferson, PA 15344
[Township or Borough]	Morris Township
Responsible Official	Timothy Faddis, Manager Southwestern Pennsylvania Water Authority 1442 Jefferson Road Jefferson, PA 15344
Type of Facility	Water system
Consulting Engineer	Bankson Engineers, Inc. 267 Blue Run Road Suite 200 Cheswick, PA 15024
Application Received Date	June 14, 2018
Description of Action	Use of the proposed Route 18 Olczak meter vault as a bulk load-out facility.

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 Pennsylvania AT&T Relay Service at (800) 654-5984.

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

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Green Acres Mobile Home Park, 8785 Turkey Ridge Road, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, has submitted a Notice of Intent to Remediate for the following individual sites addresses within the mobile home park:

- 8823 Max Way
- 8832 Max Way
- 8833 Max Way
- 8739 Evergreen Circle
- 8902 Cedar Road
- 8867 Breinig Run Circle
- 8964 Breinig Run Circle
- 1038 Cherry Tree Crossing
- 8785 Turkey Ridge Road.

Soil was contaminated by releases of heating oil and kerosene from aboveground storage tanks. Future use of the site will be residential. The Notice of Intent to Remediate was published in *The Morning Call* on June 1, 2018.

Net Zero Building, 4250 Independence Drive, North Whitehall Township, **Lehigh County**. Barry Isett & Associates, 85 South Route 100, Allentown, PA 18106, on behalf of PP&L Sustainable Energy Fund, 4110 Independence Drive, Suite 100, Schnecksville, PA 18078, submitted a Notice of Intent to Remediate. Soil was contaminated with lead and arsenic as the result of historic pesticide use at a former orchard. Future use of the site will be nonresidential. The Notice of Intent to Remediate was published in *The Morning Call* on June 8, 2018.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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

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

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be submitted to the United States Environmental Protection Agency for review and approval as a revision to the State

Implementation Plan. Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the sources are constructed and operating in compliance with applicable requirements in the Air Pollution Control Act (35 P.S. §§ 4001—4015), 25 Pa. Code Chapters 121—145, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

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

OPERATING PERMITS

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

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

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507.

54-00003: Schuylkill Energy Resources, Inc./St. Nicholas Cogeneration (PO Box 112, Shenandoah, PA 17976-0112). The Department intends to issue a renewal Title V Operating Permit for the electric generation facility located in Mahanoy Township, **Schuylkill County**. As a major source, the facility is subject to the Title V permitting requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code Chapter 127, Subchapter G.

The main sources at this facility consist of a fluidized bed boiler, ash handling system, flash dryer, and emergency generators. The sources are controlled by baghouses. These sources have the potential to emit major quantities of regulated pollutants above Title V emission thresholds.

On April 23, 2016, the Pennsylvania Department of Environmental Protection (PADEP) published 25 Pa. Code §§ 129.96—129.100, Additional RACT Requirements for Major Sources of NO_x and VOC, also known as Reasonably Available Control Technology (RACT) 2. Schuylkill Energy Resources, Inc (SER) qualifies as a major source of NO_x emissions because facility-wide potential NO_x emissions are above the RACT 2 major source threshold (i.e., 100 tons per year). As a result, the NO_x-emitting operations at the facility will be subject to the provisions of the RACT 2 rule. The NO_x emitting sources at the facility are Source ID # 031, the Circulating Fluidized Bed (CFB) Boiler, and Source ID # 058, Flash Dryer. The Presumptive RACT 2 requirements are included in the TV operating permit.

The proposed Title V Operating Permit shall include emission restrictions, work practice standards and testing, monitoring, recordkeeping, and reporting requirements to ensure compliance with all applicable Federal and State air quality regulations.

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

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

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

23-00031: Mercy Fitzgerald Hospital (1500 Lansdowne Avenue, Darby, PA 19023-1291), for the renewal of a State Only, Synthetic Minor Operating Permit in Darby Borough, **Delaware County**. The facility operates three boilers and three emergency generators. This proposed renewal of the Operating Permit does not authorize any increase in air emissions of regulated pollutants above previously approved levels. The facility maintains a synthetic minor operating status by maintaining total NO_x emissions to less than 25 tons per year. The permit includes monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

09-00104: Daniel C. Tanney, Inc. (3268 Clive Avenue, Bensalem, PA 19020) for operation of a fabricated metal products manufacturing plant located in Bensalem Township, **Bucks County**. The permit is for a non-Title V (State only) facility. The facility does not have the potential to exceed major facility threshold levels; therefore, the facility is a Natural Minor. This action is a renewal of the State Only Operating Permit. There are no new sources at the facility and there are no new applicable regulations for the facility. The renewal permit will include monitoring, recordkeeping and reporting requirements designed to keep the plant operating within all applicable air quality requirements.

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

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

36-03080: Rohrer's Quarry Lititz (70 Lititz Road, PO Box 365, Lititz, PA 17543) to issue a State-Only Operating Permit for operation of the quarry and stone crushing facility in Warwick Township, **Lancaster County**. The subject facility has the potential-to-emit 11.6 tons per year of PM₁₀. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code § 129.63 and 40 CFR 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

67-03008: Multi Color Corp. (405 Willow Springs Lane, York, PA 17402) to issue a State Only Operating Permit for the printing facility located in East Manchester Township, **York County**. The actual emissions from the facility in 2017 year are estimated at 20.06 tons of VOCs and less than one ton of HAP emissions. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code § 129.67a and 40 CFR Part 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

22-03076: Bitner Crematory, LLC (2100 Linglestown Road, Harrisburg, PA 17110) to issue a State-Only Operating Permit for the operation of a human crematory at the Jesse H. Geigle Funeral Home in Susquehanna Township, **Dauphin County**. Projected actual emissions from the facility are estimated to be 1.0 tpy of PM₁₀, 1.4

tpy of CO, 0.4 tpy of NO_x, 0.4 tpy SO_x, and 0.4 tpy of VOCs. The Operating Permit will include emission limits and work practice standards along with monitoring and recordkeeping requirements to ensure the facility complies with the applicable air quality regulations.

22-03022: Wengers Feed Mill, Inc. (101 West Harrisburg Avenue, Rheems, PA 17570) for operation of their Spring Glen feed mill in Lykens Township, **Dauphin County**. Estimated actual emissions are expected to be 5.61 tons per year of CO, 6.67 tons per year of NO_x and less than a ton per year of PM. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions for the boilers include provisions derived from 40 CFR 63 Subpart JJJJJJ, National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources. The facility is also subject to 40 CFR 63 Subpart DDDDDDD, National Emission Standards for Hazardous Air Pollutants for Area Sources: Prepared Feeds Manufacturing.

22-03051: Buse Funeral Home (9066 Jonestown Road, Grantville, PA 17028) for operation of a human crematorium in East Hanover Township, **Dauphin County**. The subject facility has the potential to emit NO_x at 1.1 tpy, PM at 0.8 tpy, and SO₂ at 0.2 tpy. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

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

12-00002: GKN Sinter Metals, Inc. (PO Box 493, Emporium, PA 15834) to issue a renewal State Only Operating Permit for their powdered metal production facility located in Shippen Township, **Cameron County**. The facility's main sources include a hydraulic parts molding unit, a powdered metal parts impregnation operation, one (1) electric de-lube furnace, seven (7) electric sintering furnaces, two (2) steam treat units, and two (2) parts washers. The facility has potential to emit under 0.87 ton per year (tpy) of particulate matter/particulate matter with an effective aerodynamic diameter of less than or equal to 10 micrometer, 1.32 tpy of nitrogen oxides, 1.11 tpy of carbon monoxide, 10.73 tpy of volatile organic compounds, and 0.01 tpy of sulfur oxides. The potential volatile organic compounds and hazardous air pollutants emissions reduced by 36.3 tons and 2.50 tons per year, respectively due to removal of powdered metal parts dip sizing operation. The potential emissions for all other criteria pollutants remained same at the facility. The emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145, as well as 40 CFR Parts 60, 63 and 98. 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.

*Department of Public Health, Air Management Services:
321 University Avenue, Philadelphia, PA 19104.*

Contact: Edward Wiener, Chief—Telephone: 215-685-9426.

OP17-000046: Metro CTI Inc. (6711 Frankford Ave, Philadelphia, PA 19135) for the operation of a human crematory in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include one (1) 150 pounds per hour cremation unit with one 0.5 MMBtu/hr primary burner and one 1.0 MMBtu/hr afterburner that fires natural gas.

The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

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

OP17-000047: Department of Veteran's Affair Medical Center and Nursing Home Care Unit (3900 Woodland Avenue, Philadelphia, PA 19104) for the operation of a hospital and nursing home in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include: three (3) 29.4 MMBtu/hr Boilers with low NO_x burners that can burn # 2 Oil or Natural Gas; one (1) 17.3 MMBtu/hr boiler that can burn # 2 Oil or Natural Gas; two (2) 7.94 MMBtu/hr Boilers that can burn # 2 Oil or natural gas; two (2) 0.491 MMBtu/hr Boilers firing natural gas; two (2) 2.25 MMBtu/hr hot water heaters firing natural gas; three (3) 2,000 kW emergency generators firing # 2 oil; two (2) 1,111 kW emergency generators firing # 2 oil; and one (1) 130 kW emergency generator firing # 2 oil.

The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

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

PLAN APPROVALS

Receipt of Plan Approval Applications and Intent to Issue Plan Approvals, and Intent to Issue Amended Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter B And Subchapter F. These actions may include the administrative amendments of an associated operating permit.

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

Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.

39-00108A: TierPoint, LLC (9999 Hamilton Blvd, Breinigsville, PA 18031) for their TierPoint, Two LLC—TekPark facility located in Lower Macungie Twp, **Lehigh 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 TierPoint, LLC (9999 Hamilton Blvd, Breinigsville, PA 18031) for their facility located in Lower Macungie Twp, Lehigh County. This Plan Approval No. 39-00108A will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 39-00108A is for nine (9) emergency generators. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions and 25 Pa. Code §§ 127.1 and 127.12 for particulate matter. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

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. 39-00108A 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 18701-1915, Phone 570-826-2511 within 30 days after publication date.

48-00110A: Lehigh Valley Animal Crematory Services, Inc. (326 Main Street, Hellertown, PA 18055) for their facility in Hellertown Borough, **Northampton 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 Lehigh Valley Animal Crematory Services, Inc. (326 Main Street, Hellertown, PA 18055) for their facility in Hellertown Borough, Northampton County. This Plan Approval No. 48-00110A will be incorporated into a Natural Minor Permit at a later date.

Plan Approval No. 48-00110A is for the installation and operation of two (2) animal remains incinerators fired by natural gas. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions and shall be required to maintain the temperature at the exit of the secondary (or last) chamber at 1,800° F or higher and be maintained throughout the cremation cycle. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 48-00110A 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, Environmental Group Manager, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone 570-826-2511 within 30 days after publication date.

66-00008E: Oxbow Creek Energy LLC (358 North Shore Drive, Suite 201, Pittsburgh, PA 15212) for their facility to be located in Nicholson Twp., **Wyoming County**.

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Oxbow Creek Energy LLC (358 North Shore Drive, Suite 201, Pittsburgh, PA 15212) for their facility to be located in Nicholson Twp., Wyoming County. This Plan Approval No. 66-00008E will be incorporated into a Natural Minor Permit through an administrative amendment at a later date.

Plan Approval No. 66-00008E is for the construction of 22 MW electric generating plant. The plant will include natural gas fired engines with oxidation catalysts and SCR technology. The VOC emissions from the facility will not equal or exceed 50 TPY, based on a 12-month rolling sum. The NO_x emissions from the facility will not equal

or exceed 100 TPY, based on a 12-month rolling sum. Total PM, SO_x, and CO emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. The HAPs from the facility must never equal or exceed 10 TPY of any single HAP and must never equal or exceed 25 TPY of all aggregated HAPs, based on a 12-month rolling sum. The Plan approval and Operating Permit will include testing, monitoring, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

The facility is subject to NSPS Subpart JJJJ, MACT Subpart ZZZZ and 25 Pa. Code § 127.12(a)(5) Best Available Technology (BAT) requirements. The visible emission opacity shall not be equal to or greater than 20% at any time. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions.

Emissions from the engines will meet BAT, MACT ZZZZ & NSPS Subpart JJJJ requirements. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

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. 66-00008E 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 18701-1915, Phone 570-826-2511 within 30 days after publication date.

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 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). 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 Returned

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

65131601 and NPDES No. PA0236267. Derry Coal Company LLC, (145 Ivy Lane, Tazewell, VA 24651). To operate the Derry Coal Loadout/Prep Plant in Derry Township, **Westmoreland County** a new coal preparation plant and related NPDES permit, includes authorization request for an Air Quality GPA/GP12 General Permit. Surface Acres Proposed 100.0. Receiving Stream: Saxman Run, classified for the following use: WWF. Receiving Stream: Unnamed Tributary to Saxman Run, classified for the following use: WWF. The application was considered administratively complete on March 22, 2016. Application received August 7, 2015. Application returned: June 6, 2018.

Coal Applications Received

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

30841312 and NPDES No. PA0013790. The Monongalia County Coal Company, (46226 National Road, St. Clairsville, OH 43950). To revise the permit for the **Monongalia County Mine** in Wayne, Gilmore, Jackson, Springhill, Freepport and Aleppo Townships, **Greene County** and related NPDES Permit. Underground Acres Proposed 7,348.6, Subsidence Control Plan Acres Proposed 7,348.6. No additional discharges. The application was considered administratively complete on April 17, 2018. Application received: January 17, 2018.

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

Permit No. 11070201 and NPDES No. PA0262391. Fuel Recovery Inc., 254 Interpower Drive, Colver, PA 15927, permit renewal for reclamation only of a bituminous surface mine in Washington Township, **Cambria County**, affecting 87.8 acres. Receiving streams: unnamed tributary to/and Bear Rock Run and Burgoon Run classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: June 11, 2018.

Permit No. 11130103 and NPDES No. PA029204. Laurel Sand & Stone Inc., P.O. Box 556, Ligonier, PA 15658, permit renewal for reclamation only of a bituminous surface and auger mine in Jackson Township, **Cambria County**, affecting 264 acres. Receiving streams: unnamed tributaries to/and South Branch of Blacklick Creek and unnamed tributaries to/and Bracken Run, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: June 11, 2018.

Permit No. 32070103. RES Coal, LLC, 51 Airport Road, Clearfield, PA 16830, permit renewal for reclamation only of a bituminous surface and auger mine in East Mahoning Township, **Indiana County**, affecting 201.4 acres. Receiving stream: Little Mahoning Creek, classified for the following use: high quality cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: June 11, 2018.

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

Permit No. 54870206R6. White Pine Coal Co., Inc., (P.O. Box 59, Ashland, PA 17921), renewal for Reclamation Only of an existing anthracite coal refuse reprocessing operation in Butler, Barry and Eldred Townships and Gordon Borough, **Schuylkill County**, East and West Cameron Townships, **Northumberland County** affecting 870.0 acres, receiving stream: Mahanoy Creek, classified for the following uses: warm water and migratory fishes. Application received: May 3, 2018.

Permit No. 54980201R4. A/C Fuels Company, (2929 Allen Parkway, Suite 3275, Houston, TX 77019), renewal for Reclamation Only of an existing anthracite coal refuse reprocessing operation in Kline, Banks and Hazle Townships, Schuylkill, **Carbon and Luzerne Counties**, receiving stream: Catawissa Creek, classified for the following uses: warm water and migratory fishes. Application received: May 11, 2018.

Permit No. 54180201. Hegins Mining Company, (P.O. Box 188, Sacramento, PA 17968), commencement, operation and restoration of an anthracite coal refuse reprocessing and preparation plant operation (replacing SMP No. 54840205) in Reilly Township, **Schuylkill County** affecting 57.7 acres, receiving stream: Swatara Creek, classified for the following uses: cold water and warm water fishes. Application received: May 16, 2018.

Permit No. 54-305-044GP12. Hegins Mining Company, (P.O. Box 188, Sacramento, PA 17968), application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 54180201 in Reilly Township, **Schuylkill County**. Application received: May 16, 2018.

Permit No. 40-305-018GP12. Keystone Reclamation Fuel Management, LLC, (67 East Park Place, Floor 4, Morristown, NJ 0960), application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and

conditions of General Permit, BAQ-GPA/GP-12 on Government Financed Construction Contract No. 40-18-01 in Swoyersville Borough, **Luzerne County**. Application received: May 24, 2018.

Coal Applications Withdrawn

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

63070202 and NPDES Permit No. PA0251119. Lizabella Mining, LLC (47 Grudevich Road, Canonsburg, PA 15317). Transfer of permit from BOCA

Coal, Inc. for continued operation and reclamation of a bituminous surface mining site located in Union and South Park Townships, **Washington and Allegheny Counties**, affection 98.9 acres. Receiving streams: unnamed tributaries A & B to Piney Fork. Application received June 13, 2017. Application withdrawn: June 14, 2018.

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.

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

Permit No. 29940301 and NPDES PA0607908, Bluegrass Materials Company, LLC, 10000 Beaver Dam Road, Cockeysville, MD 21030, renewal of NPDES permit, located in Bethel and Thompson Townships, **Fulton County**. Receiving stream: Little Tonoloway Creek, classified for the following use: trout stocked fishes. There are no potable water supply intakes within 10 miles downstream. Application received: June 8, 2018.

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

37880304. Allegheny Mineral Corporation (P.O. Box 1022, Kittanning, PA 16201). Renewal of existing NPDES permit No. PA0204906 in Slippery Rock Township, **Lawrence County**. Receiving streams: Unnamed tributary to Slippery Rock Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: June 11, 2018.

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

65182802 and NPDES Permit No. PA0278301. Curry & Kepple, Inc. (126 Ten School Road, New Alexandria, PA 15670). Application for commencement, operation and restoration of a small noncoal surface mine, located in Derry Township, **Westmoreland County**, affecting 12.6 acres. Receiving streams: unnamed tributary to Loyalhanna Creek and unnamed tributary to Boat Yard Run, classified for the following use: WWF and CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: June 13, 2018.

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

Permit No. 64870301 and NPDES Permit No. PA0225878. Hanson Aggregates Pennsylvania, LLC, (7660 Imperial Way, Allentown, PA 18195), commencement, operation and restoration of a bluestone quarry operation and NPDES permit for discharge of treated mine drainage in Lake Township, **Wayne County** affecting 109.7 acres, receiving stream: unnamed tributary to Jones Creek, classified for the following uses: high quality—cold water fishes and migratory fishes. Application received: June 1, 2018.

Permit No. 7675SM1C11 and NPDES No. PA0124028. Pennsy Supply, Inc., (1001 Paxton Street, Harrisburg, PA 17105), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in West Cornwall and South Annville Townships, **Lebanon County** affecting 195.93 acres, receiving stream: Bachmans Run, classified for the following use: trout stocking. Application received: June 4, 2018.

Permit No. 58100302C and NPDES No. PA0224485. William M. Ruark, (P.O. Box 27, Meshoppen, PA 18630), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Dimock Township, **Susquehanna County** affecting 65 acres, receiving stream: unnamed tributary to Elk Lake Stream and West Creek, classified for the following uses: cold water fishes and migratory fishes. Application received: June 4, 2018.

Permit No. 58020832. Kenneth R. Ely, (P.O. Box 39, Dimock, PA 18816), Stage I & II bond release of a quarry operation in Dimock Township, **Susquehanna County** affecting 1.0 acre on property owned by Kenneth R. Ely. Application received: June 8, 2018.

Permit No. 58060849. Kenneth R. Ely, (P.O. Box 39, Dimock, PA 18816), Stage I & II bond release of a quarry operation in Dimock Township, **Susquehanna County** affecting 5.0 acres on property owned by Kenneth R. Ely. Application received: June 8, 2018.

Permit No. 58080837. Kenneth R. Ely, (P.O. Box 39, Dimock, PA 18816), Stage I & II bond release of a quarry operation in Dimock Township, **Susquehanna County** affecting 5.0 acres on property owned by Kenneth R. Ely. Application received: June 8, 2018.

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.

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

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

Effluent Limits for Noncoal Mining Activities

The limits for noncoal mining activities as provided in 25 Pa. Code Chapter 77 are pH 6 to 9 and other parameters the Department may require.

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

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 563-2112-115, Developing National Pollutant Discharge Elimination System (NPDES) Permits for Mining Activities. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

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

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

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

NPDES No. PA0280593 (Permit No. 16180101). Ben Hal Mining, Inc. (389 Irishtown Road, Grove City, PA 16127) New NPDES permit for a bituminous surface mine in Clarion Township, **Clarion County**, affecting 43.0 acres. Receiving streams: Unnamed tributary to Brush Run, classified for the following uses: CWF. TMDL: Brush Run. Application received: May 4, 2018.

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

The following outfall requires a non-discharge alternative:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TA	Y

The following outfall discharges to unnamed tributary to Brush Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
A	Y

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

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

NPDES No. PA0604852 (Permit No. 10820122). Allegheny Mineral Corporation (P.O. Box 1022, Kittanning, PA 16201) Renewal of the existing NPDES permit for a bituminous surface mine in Marion & Mercer Townships, **Butler County**, affecting 598.6 acres. Receiving streams: Unnamed tributaries to North Branch Slippery Rock Creek and Slippery Rock Creek, classified for the following uses: CWF. TMDL: None. Application received: April 9, 2018.

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

The following outfalls discharge to unnamed tributaries to unnamed tributaries to North Branch Slippery Rock Creek and Slippery Rock Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
GB	N
TPP	N
TPR	N
TPT	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (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 ¹				
Total Suspended Solids (mg/l)		35	70	90

¹ The parameter is applicable at all times.

The following outfalls discharge to unnamed tributaries to North Branch Slippery Rock Creek and Slippery Rock Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
B	N
BB	N
C	N
CC	N
D	N
E	N
GH	N
Y	N

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

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

Noncoal NPDES Draft Permits

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

NPDES No. PA0607908 (Mining Permit No. 29940301), Bluegrass Materials Company, LLC, 10000 Beaver Dam Road, Cockeysville, MD 21030, renewal of an NPDES permit for limestone quarry in Bethel and Thompson Townships, **Fulton County**, affecting 143 acres. Receiving stream: Little Tonoloway Creek, classified for the following use: Trout Stocking. Application received: June 8, 2018.

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

The following outfalls discharge to Little Tonoloway Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001	N
002	N
003	N

NPDES No. PA0269247 (Mining Permit No. 44030301), Glenn O. Hawbaker, Inc., 1952 Waddle Road, State College, PA 16803, renewal of an NPDES permit for limestone quarry in Armagh Township, **Mifflin County**, affecting 48.0 acres. Receiving stream(s): Honey Creek, classified for the following use(s): high quality cold water fishery. Application received: June 6, 2018.

All treatment and stormwater facilities will be addressed through non-discharge alternatives. There will be no point source discharges for this mining permit.

NPDES No. PA0595861 (Mining Permit No. 28900301), David H. Martin Excavating, 4961 Cumberland Highway, Chambersburg, PA 17201. Renewal of an NPDES permit for non-coal surface mining in Hamilton Township, **Franklin County**, affecting 4.2 acres. Receiving streams: unnamed tributary to Rocky Spring Branch of Back Creek, classified for the following use: trout stocked fishes. Application received: December 20, 2017.

The following outfalls discharge to unnamed tributary to Rocky Spring Branch of Back Creek.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001	N
002	N
003	N
004	N
005	N

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

<i>Discharge Parameter</i>	<i>DISCHARGE LIMITATIONS (in mg/l)</i>			<i>MONITORING REQUIREMENTS</i>	
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>	<i>Measurement Frequency</i>	<i>Sample Type</i>
Total Suspended Solids	35.0	70.0	90	2/Month (minimum)	Grab

The following alternate discharge limitations apply to discharges from stormwater facilities resulting from precipitation events less than or equal to the 10-year/24-hour precipitation event discharging to unnamed tributary to Rocky Spring Branch of Back Creek:

<i>Discharge Parameter</i>	<i>DISCHARGE LIMITATIONS (in mg/l)</i>			<i>MONITORING REQUIREMENTS</i>	
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>	<i>Measurement Frequency</i>	<i>Sample Type</i>
Total Settleable Solids	N/A	N/A	0.5 (ml/l)	Monthly (minimum)	Grab
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.					
Alkalinity must exceed acidity at all times.					

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

NPDES No. 0250040 (Mining permit No. 03010407), Stitt Coal Company, 811 Garretts Run Road, Ford City, PA 16226, renewal NPDES permit for in Kittanning Township, **Armstrong County**, affecting 156.1 acres. Receiving stream(s): Garretts Run and Unnamed Tributaries to Garretts Run, classified for the following use(s): WWF. Application received: September 16, 2016.

The following outfalls discharge to Garretts Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	N	SW
002	N	SW
003	N	MDT
004	N	MDT
005	N	SW
013	N	MDT

The proposed effluent limits for the previously listed outfalls 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)	1.8	3.6	4.5
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35	70	90
Sulfates (mg/L)		Monitor & Report	

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

The following outfalls discharge to Unnamed Tributary B to Garretts Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
006	N	SW
007	N	SW
010	N	MDT
012	N	SW
014	N	SW

The proposed effluent limits for the previously listed outfalls 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)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35	70	90
Sulfates (mg/L)		Monitor & Report	

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

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

NPDES Permit No. PA0225860 on Surface Mining Permit No. 64182502. Sanford Stone, LLC, (P.O. Box 95, Deposit, NY 13754), new NPDES Permit for a Bluestone GP105 Quarry operation in Starrucca Borough, **Wayne County**, affecting 12.6 acres. Receiving stream: Merrigan Creek Watershed and unnamed tributary to Starrucca Creek, classified for the following uses: cold water and migratory fishes and EV, cold water and migratory fishes. Application received: May 29, 2018.

NPDES Permit No. PA05943334 on Surface Mining Permit No. 74740303. New Enterprise Stone & Lime Co., Inc., d/b/a Eastern Industries, Inc., (3724 Crescent Court West, Whitehall, PA 18052), renewal of an NPDES Permit for a limestone quarry operation in Lower Mt. Bethel Township, **Northampton County**, affecting 367.1 acres. Receiving stream: Delaware River Watershed, classified for the following uses: warm water and migratory fishes. Application received: April 18, 2018.

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

The following outfalls discharge to Delaware River Watershed.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
01	No	Non-Coal Pit Water
02	No	E & S Stormwater

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Discharge (MGD)		1.0		
Total Suspended Solids		35.0	70.0	90.0

¹ The parameter is applicable at all times.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. 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

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

E46-1165. Premier A-2 Huntingdon Valley PA, LLC, 2375 Philmont Avenue, Huntingdon Valley, PA 19006, Lower Moreland Township, **Montgomery County**, ACOE Philadelphia District.

To rehabilitate and maintain an existing vacant commercial/industrial facility including partial demolition and removal of the parking area within the 100-year floodway/floodplain of the Huntingdon Valley Creek (TSF, MF) associated with the establishment of the storage facility. The project also includes about 175-foot stream bank stabilization per GP03461830.

The site is located at about 1,000 feet southeast of Huntingdon Pike and Philmont Pike (Hatboro & Frankford, PA USGS Quadrangles Latitude: 40.118044; Longitude: -75.064573).

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

E06-724: PennDOT Engineering District 5-0, 1002 Hamilton Street, Allentown, PA 18101, in Maxatawny Township, **Berks County**, U.S. Army Corps of Engineers Philadelphia District.

To (1) remove existing structure and restore the channel and (2) to install and maintain a 42 linear foot 10-foot × 4-foot box culvert with 1-foot depression in UNT Sacony Creek (TSF, MF) for the purpose of improving traffic safety. The project will permanently impact 102 linear feet of stream channel and temporarily affect 48 linear feet. The project is located along SR 0737 (40.5328°, -75.7836°) in Maxatawny Township, Berks County.

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

E57-139. Pennsylvania Department of Transportation, Engineering District 3-0, PO Box 218, Montoursville, PA 17754-0218. S.R. 0087 Section 122, Mill Creek and Loyalsock Creek Channel and Floodplain Restoration Project, Hillsgrove Township, **Sullivan County**, Baltimore ACOE (Hillsgrove, PA Quadrangle N: 41° 26' 29"; W: -76° 42' 17").

PA DOT Engineering District 3-0 proposes to restore the confluence of Mill Creek and Loyalsock Creek, which was damaged during the October 2016 flooding. The stream channel and floodplain will be restored to the approximate Pre-Flood location and dimensions. The restoration will include Debris and Deposition Removal. Approximately 800 L.F. of gravel deposition will be removed to establish a normal channel width and floodplain. A temporary low flow crossing will be utilized across Loyalsock Creek to access the project. Approximately 600 L.F. of R-8 Rip Rap Stabilization will be placed along T-350, Jacks Road on the left stream bank of Loyalsock Creek. The Rip Rap Stabilization is on the opposite bank of the confluence of Mill Creek and Loyalsock Creek. The project will not impact any jurisdictional wetlands. Mill Creek and Loyalsock Creek are classified as an Exceptional Value Stream by Title 25, Chapter 93 Water Quality Standards.

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

E02-1786, Eastman Chemical Resins, Inc., P.O. Box 545, West Elizabeth, PA 15088, Jefferson Hills Borough, **Allegheny County**, Pittsburgh ACOE District.

The applicant proposes to:

Place and maintain fill in 40 linear feet of Tributary 39551 to the Monongahela River. For the purpose of constructing a junction box to receive flows from Tributary 39551 of the Monongahela River via a 36" concrete pipe, and stormwater runoff via a 24" concrete pipe that will permanently impact 40 linear feet of Tributary 39551 and eliminate potential impacts to surface water. Located at the Eastman Chemical Resins facility in Jefferson Hills, (Glassport PA Quadrangle, Latitude 40°15'56.2"; Longitude -79°54'17.5") in Jefferson Hills Borough, Allegheny County.

E63-709, Sheetz, Inc., 817 Brookfield Drive, Seven Fields, PA 16046, North Strabane Township, **Washington County**, Pittsburgh ACOE District.

The applicant proposes to:

The applicant proposes to place and maintain fill on the left bank of an Unnamed Tributary to Chartiers Creek

(WWF) and to construct and maintain two (2) outfall structures on the left bank of said stream for the purpose of constructing a new convenience store with five (5) automotive fueling stations, off-street parking and installation of underground utility lines and amenities. The project is located on the east side of Racetrack Road (S.R. 1041), just north from the intersection of Racetrack Road and Meadows Drive (Washington East, PA Quadrangle; Latitude: 40°-13'-1.3" N; Longitude: 80°-12'-6.9") in North Strabane Township, Washington County.

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

E5329-016: JKLM Energy, LLC, 2200 Georgetown Drive, Suite 500, Sewickley, PA 15143. Ulysses Township, **Potter County**, ACOE Baltimore District.

To construct, operate and maintain the Headwaters Well Pad 146 Project, which consists of one 16-inch diameter natural gas pipeline, with the following impacts:

1. 65.0 linear feet of Cushing Hollow (HQ, CWF) and 1,300 square feet of permanent impacts to Exceptional Value (EV) Palustrine Forested (PFO) Wetlands via open

cut trenching and a temporary road crossing (West Pike, PA Quadrangle, Latitude: N 41° 51' 04.26", Longitude: W 77° 44' 11.08").

The project will result in 65.0 linear feet of temporary stream impacts, and 1,300 square feet (0.03 acre) of permanent EV PFO wetland impacts all for the purpose of installing a natural gas gathering line and associated access roadways for Marcellus shale development.

ENVIRONMENTAL ASSESSMENTS

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, P.O. Box 8460, Harrisburg, PA 17105-8460.

D06-012EA. Timothy Krall, Utilities Manager, City of Reading, 503 North Sixth Street, Reading, PA 19601, Ontelaunee Township, **Berks County**, USACOE Philadelphia District.

Project proposes to remove the Willow Creek Dam to eliminate a threat to public safety and to restore approximately 900 feet of stream channel to a free-flowing condition. The dam is located across Willow Creek (CWF, MF) (Temple, PA Quadrangle, Latitude: 40.4271; Longitude: -75.9393).

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. 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—691.1001) 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 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, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

I. PDES Renewal Permit Actions.

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0061433 (Sewage)	Bunker Hill WWTF Concord Avenue Factoryville, PA 18419	Wyoming County Clinton Township	Unnamed Tributary to South Branch Tunkhannock Creek (4-F)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0247782—SW	Value Auto Salvage 13058 Greenwood Road Huntingdon, PA 16652-6030	Huntingdon County/ Jackson Township	Standing Stone Creek Watershed(s) 11-B	Y
PA0247570 SEW	Fredericksburg Sewer & Water Authority 113 East Main Street P.O. Box 161 Fredericksburg, PA 17026-0161	Swatara Township/ Lebanon County	Swatara Creek in Watershed(s) 7-D	Y
PA0261670 SEW	Fredericksburg Little Swatara STP P.O. Box 161 Fredericksburg, PA 17026-0161	Bethel Township, Lebanon County	Little Swatara Creek in Watershed(s) 7-D	N
PA0266671 SEW	Shermans Creek Inn 1095 Bower Road Shermans Dale, PA 17090	Carroll Township, Perry County	Unnamed Tributary of Sherman Creek in Watershed(s) 7-A	Y
PA0020320 SEW	Lititz Sewer Authority 50 Lititz Run Road Lititz, PA 17543-8503	Warwick Township, Lancaster County	Lititz Run in Watershed(s) 7-J	N

Northcentral Region: Clean Water Program Manager, 208 West Third Street, Williamsport, PA 17701.

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0209074 (Sewage)	Hidden Valley MHP 97 Sandra Lee Drive Linden, PA 17744-9005	Lycoming County Woodward Township	Unnamed Tributary to Quenshukeny Run (10-A)	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0034380 (Sewage)	Emlenton Service Plaza 7041 Truck World Boulevard Hubbard, OH 44425	Venango County, Scrubgrass Township	Unnamed Tributary to the Allegheny River (16-G)	Yes

II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions.

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

NPDES Permit No. PA0276022, Storm Water, SIC Code 2652, **Great Northern Corp**, 7220 Schantz Road, Allentown, PA 18106.

This proposed facility is located in Upper Macungie Township, **Lehigh County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Storm Water.

NPDES Permit No. PA0275972, Stormwater, SIC Code 4225, **Behr Process Corporation**, 9670 West Hills Court, Kutztown, PA 19530.

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

Description of Proposed Action/Activity: Issuance of a new NPDES Permit for an existing discharge of industrial stormwater.

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

NPDES Permit No. PA0081655, Industrial Waste, **Philadelphia Mixers Ltd**, 1221 E Main Street, Palmyra, PA 17078-9506

This proposed facility is located in Palmyra Borough, **Lebanon County**.

Description of Proposed Action/Activity: Authorization granted to discharge from a facility known as Philadelphia Mixing Solutions, located in Palmyra Borough, Lebanon County, to Killinger Creek in Watershed(s) 7-D.

NPDES Permit No. PA0266141, Stormwater, **Walters Auto Wrecking**, 403 Walters Lane, Hollidaysburg, PA 16648-9537.

This proposed facility is located in Blair Township, **Blair County**.

Description of Proposed Action/Activity: Authorization to discharge to Halter Creek in Watershed 11-A.

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

NPDES Permit No. PA0265772, Sewage, SIC Code 8800, **Donald Hamme Jr**, 183 Young Road, Erie, PA 16509.

This proposed facility is located in Harborcreek Township, **Erie County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

NPDES Permit No. PA0265802, Sewage, SIC Code 8800, **Jeffrey D Williams**, 510 Petroleum Street, Titusville, PA 16354.

This proposed facility is located in Centerville Borough, **Crawford County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

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

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

WQM Permit No. 3915403-A1, Sewage, SIC Code 4952, **Allentown City Lehigh County**, Department of Public Works, Allentown, PA 18101.

This proposed facility is located in Allentown City, **Lehigh County**.

Description of Proposed Action/Activity: Miscellaneous improvements to an existing Wastewater Treatment Plant including adding a second redundant scumbuster system to their Primary Digester # 2.

WQM Permit No. 3518402, Sewage, SIC Code 8099, **Marworth Geisinger**, P.O. Box 36, Waverly, PA 18471-7736.

This proposed facility is located in North Abington Township, **Lackawanna County**.

Description of Proposed Action/Activity: Upgrade the existing Sewage Treatment Plant from chlorine disinfection to UV Disinfection and remove the defunct tertiary filter.

WQM Permit No. WQG02481801, Sewage, SIC Code 4952, **East Allen Township**, 5444 Nor-Bath Boulevard, Northampton, PA 18067.

This proposed facility is located in East Allen Township, **Northampton County**.

Description of Proposed Action/Activity: This permit is for a sewage pump station and 6-inch diameter HDPE force main to serve a proposed 232-unit age restrictive residential community to be known as TBI Active Adult—Bath Pike (aka Regency at Creekside Meadows). The new force main will tie into an existing force main located along Hanoverville Road that ultimately delivers wastewater to the City of Bethlehem wastewater treatment facility. The project is located on the west side of SR 0512 (Bath Pike) just north of its intersection with Hanoverville Road.

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

WQM Permit No. 5017403 Sewerage, **Shermans Creek Inn**, 1095 Bower Road, Shermans Dale, PA 17090.

This proposed facility is located in Carroll Township, **Perry County**.

Description of Proposed Action/Activity:

This permit approves the construction of sewage facilities consisting of:

- Tank 1: Grease Interceptor, 2,000 gallon tank
- Tank 2: Septic Tank, 2,000 gallon tank
- Tank 3: Septic Tank, 2,000 gallon tank
- Tank 4: Recirculating Tank, 2,000 gallon tank
- Three (3) Orenco AX-20 textile filters with ventilation fan
- Effluent filter
- Two (2) Orenco uv light bulbs

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

WQM Permit No. 2518404, Sewage, **Donald Hamme Jr**, 183 Young Road, Erie, PA 16509.

This proposed facility is located in Harborcreek Township, **Erie County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

WQM Permit No. 2590403 A-1, Sewage, **PA Fish & Boat Commission**, 595 E Rolling Ridge Drive, Bellefonte, PA 16823.

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

Description of Proposed Action/Activity: Modification to add tablet feed type dechlorinator.

WQM Permit No. 2018402, Sewage, **Jeffrey D Williams**, 510 Petroleum Street, Titusville, PA 16354.

This proposed facility is located in Centerville Borough, **Crawford County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

IV. NPDES Stormwater Discharges from MS4 Permit Actions.

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

<i>NPDES Permit No.</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>	<i>TMDL Plan Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAI132237	Forks Township 1606 Sullivan Trail Easton, PA 18040-8332	Forks Township, Northampton	Unnamed Tributary to Delaware River (CWF/MF), Bushkill Creek (HQ-CWF/MF), and Delaware River (WWF/MF)	N	Y

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

<i>NPDES Permit No.</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>	<i>TMDL Plan Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAI133521	Antis Township Blair County 909 N Second Street Bellwood, PA 16617	Antis Township, Blair	Unnamed Tributary to Sandy Run, Riggles Gap Run, Little Juniata River, Unnamed Tributary to Little Juniata River, Bells Gap Run, and Sandy Run/TSF, WWF, CWF, and MF	Y	Y
PAI133534	Logan Township Blair County 100 Chief Logan Circle Altoona, PA 16602-4337	Logan Township, Blair	Spring Run, Burgoon Run, and Sandy Run/WWF, TSF, CWF, and MF	Y	Y

V. NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) Actions.

Southwest Regional Office: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

The following waiver applications have been approved for a 5-year period. The Department is issuing waivers for the following MS4s instead of NPDES permit coverage.

<i>NPDES Waiver No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>
PAG136355	Export Borough Westmoreland County 5756 Old William Penn Highway Export, PA 15632	Export Borough, Westmoreland	Turtle Creek/TSF

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

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Lehigh County Conservation District, 4184 Dorney Park Road, Suite 105, Allentown, PA 18401.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390058	Primo Enterprises, LP 2100 Hoover Ave Allentown, PA 18109	Lehigh	Hanover Township	UNT to Lehigh River (CWF, MF) UNT to Monocacy Creek (HQ-CWF, MF)

Monroe County Conservation District, 8050 Running Valley Road, Stroudsburg, PA 18347.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450055	PPL Electric Utilities Corporation Two North Ninth Street Allentown, PA 18101-1139	Monroe	Ross Township, Eldred Township	UNT Pohopoco Creek 1 and 2 (CWF, MF), Pohopoco Creek (HQ-CWF, MF), UNT Princess Run (CWF, MF), Chapple Creek (CWF, MF), UNT Chapple Creek 1, 2, and 3 (CWF-MF), Buckwa Creek (CWF, MF), Aquashicola Creek (HQ-CWF, MF)
PAD450049	Four Seasons at Camelback, LP 700 South Henderson Road Suite 202 King of Prussia, PA 19406	Monroe	Pocono Township	Pocono Creek (HQ-CWF, MF), Unnamed Tributary to Pocono Creek (HQ-CWF, MF), Wolf Swamp Run (EV, MF)

Northampton County Conservation District, 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064-9211.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480057	Water's Edge at Wind Gap, LLC 106 Bickert Lane Nazareth, PA 18064	Northampton	Wind Gap Borough	Bushkill Creek (HQ-CWF, MF)

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD020011	Henry Thorne 894 Blackburn Road Sewickley, PA 15143-1489	Allegheny County	Sewickley Heights Borough	Little Sewickley Creek (HQ-TSF)
PAD630028	Washington Area Humane Society P.O. Box 66 Eighty Four, PA 15330	Washington County	North Strabane Township	UNT to Little Chartiers Creek (HQ-WWF)

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

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).

List of NPDES and/or Other General Permit Types.

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 Petroleum Product Contaminated Groundwater 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 Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
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

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
North Abington Twp Lackawanna County	PAC350025	Fuller Overbrook, LP 329 Barnhill Rd Waverly, PA 18471	UNT to Ackerly Creek (CWF, MF)	Lackawanna County Conservation District 570-382-3086
Jackson Twp Luzerne County	PAC400078	Presidential Land Co, LTD Frank Pedriani P.O. Box 157 Mtn Top, PA 18707	Huntsville Creek (CWF, MF)	Luzerne County Conservation District 570-674-7991
Bethlehem City Northampton County	PAC480053	John Tallarico Bethlehem Earth, LP 491 York Rd Ste 200 Jenkintown, PA 19046	Saucon Creek (CWF, MF)	Northampton County Conservation District 610-829-6276
Orwigsburg Borough Schuylkill County	PAC540022	Mill Wallace Clearly Clean Products, LLC 603 Industrial Dr Orwigsburg, PA 17961	UNT to Mahannon Creek (CWF, MF)	Schuylkill County Conservation District 570-622-3742

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

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
City of Harrisburg Dauphin County Issued	PAC220107	Brookwood Commons, LP 3405 North 6th Street Harrisburg, PA 17110	Paxton Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Swatara Township Dauphin County Issued	PAC220057 Major Amendment	Feeser's Inc. 5561 Grayson Road Harrisburg, PA 17111	Spring Creek (West) (CWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Lower Swatara Township Dauphin County Issued	PAC220013	Susquehanna Area Regional Airport Authority 1 Terminal Drive Suite 300 Middletown, PA 17057	UNT Susquehanna River (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Londonderry Township Dauphin County Issued	PAC220104	William & Jodi Schnoor 882 South Geysers Church Road Middletown, PA 17057	UNT Lynch Run (TSF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Manheim Township Lancaster County Issued	PAC360246	Matt Mason 901 Eden Road Lancaster, PA 17601	UNT Landis Run UNT Conestoga River (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Mount Joy Township Lancaster County Issued	PAC360255	David Sweigart III 189 Ridgeview Road South Elizabethtown, PA 17022	Trib Conoy Creek Trib Little Chickies Creek (TSF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Penn Township Lancaster County Issued	PAC360274	Henry Stoltzfus 1805 Mountain Road Manheim, PA 17545	Behm Run (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Warwick Township Lancaster County Issued	PAC360245	Brent Brubaker 5700 Sixth Avenue Altoona, PA 16602	Santo Domingo Creek (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5

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

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Towanda Twp, Bradford Cnty	PAC080025	Scott Middendorf MR Dirt, Inc. 21186 Rte 187 Towanda, PA 18848	UNT to Towanda Cr CWF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd Ste E Towanda, PA 18848 (570) 265-5539, X 6
Athens Twp, Bradford Cnty	PAC080026	Sayre Health Care Property, LLC 1 Dock Street Suite 301 Stanford, CT 06902	Chemung River WWF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd Ste E Towanda, PA 18848 (570) 265-5539, X 6
Castanea Twp, Clinton Cnty	PAC180002	First Quality Boston 3 Expansion Project Phase II 904 Woods Avenue Lock Haven, PA 17745	Bald Eagle Creek CWF	Clinton County Conservation District 45 Cooperation Ln Mill Hall, PA 17751 (570) 726-3798

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
South Williamsport Boro, Lycoming Cnty	PAC410026	Little League International 539 US Rte 15 Hwy Williamsport, PA 17701	UNT W. Br Susquehanna River	Lycoming County Conservation District 542 County Farm Rd Ste 202 Montoursville, PA 17754 (570) 433-3003

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
Richland Township	PAC110042	Ampex Brands of Johnstown, Inc. 3304 Essex Drive Richardson, TX 75082	Sams Run (WWF)	Cambria County Conservation District 401 Candlelight Drive Suite 229 Ebensburg, PA 15931 (814) 472-2120
Smith Township	PAC630097	Smith Township P.O. Box 94 Slovan, PA 15078	UNT to Raccoon Creek (WWF); Raccoon Creek (WWF)	Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098

General Permit Type—PAG-8 (SSN)

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
David Bollinger Farm 2300 Junction Rd Landisville, PA 17538	PAG-08 PAG-07 WMGR-099	Amerigreen, Inc. 96 Commerce Dr P.O. Box 170 Wyomissing, PA 19610	David Bollinger Farm 2300 Junction Rd Landisville, PA 17538	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

General Permit Type—PAG-9

<i>Facility Location & County / Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
East St. Clair Twp/Bedford County	PAG09-3516	Smith Septic Tank Service 989 Adams Run Road Bedford, PA 15522	Smith Septic Tank Service 989 Adams Run Road Bedford, PA 15522	DEP—SCRO— Clean Water 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Brecknock Township/ Lancaster County	PAG09-3506	Shupp's Grove Antique Market 607 Willow Street Reinholds, PA 17569	Shupp's Grove Antique Market 607 Willow Street Reinholds, PA 17569	DEP—SCRO— Clean Water 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

General Permit Type—PAG-10

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Robinson Township Washington County	PAG106209	Columbia Gas Trans LLC 1700 Maccorkle Avenue Se Charleston, WV 25314	Unnamed Tributary to Robinson Run and Unnamed Tributary of Robinson Run—20-F	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

NOTICES

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General Permit Type—PAG-13

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Northampton Borough Northampton County	PAG132237	Northampton Borough 1401 Laubach Avenue Northampton, PA 18067	Hokendauqua Creek (CWF/MF), Dry Run (CWF/MF), and Lehigh River (TSF/MF)—2-C	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511
New Cumberland Borough, Cumberland County	PAG133677	New Cumberland Borough Cumberland County 1120 Market Street New Cumberland, PA 17070	Yellow Breeches Creek and Susquehanna River—7-E and 7-C	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800
Fairview Township, York County	PAG133590	Defense Distribution Depot Susquehanna PA 5750 3rd Street Building 750 New Cumberland, PA 17070	Marsh Run and Susquehanna River—7-E and 7-C	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800
Fleetwood Borough, Berks County	PAG133517	Fleetwood Borough Berks County 110 W Arch Street Suite 104 Fleetwood, PA 19522-1321	Unnamed Tributary to Willow Creek and Willow Creek—3-B	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800
Myerstown Borough Lebanon County	PAG133703	Myerstown Borough Lebanon County 101 S Railroad Street Myerstown, PA 17067-1142	Tulpehocken Creek—3-C	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800
Carroll Township Washington County	PAG136211	Carroll Township Washington County 130 Baird Street Monongahela, PA 15063-1008	Unnamed Tributary of Humms Run, Unnamed Tributary to Pigeon Creek, Pigeon Creek, Dry Run, Taylors Run, Unnamed Tributary to Monongahela River, Mingo Creek, and Monongahela River—19-C	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

General Permit Type—PAG-15

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Indian Lake Borough Somerset County	PAG156101	Indian Lake Borough Somerset County 1301 Causeway Drive Central City, PA 15926-7621	Stoney Creek—18E CWF	DEP Southwest Regional Office Clean Water Program 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, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act.

Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Permit No. 0617516, Public Water Supply.

Applicant	The Caernarvon Township Authority
Municipality	Caernarvon Township
County	Berks
Responsible Official	Robert L. Weaver, Chairman P.O. Box 188 Morgantown, PA 19543
Type of Facility	The Caernarvon Township Authority has submitted a permit application for the approval to construct a chlorine boosting station at the existing Swamp Road Tank site.
Consulting Engineer	Eric D. McCracken, P.E. Great Valley Consultants 75 Commerce Drive Wyomissing, PA 19610
Permit to Construct Issued	6/13/2018

Permit No. 0617513 MA, Minor Amendment, Public Water Supply.

Applicant	Wernersville Municipal Authority
Municipality	Wernersville Borough
County	Berks
Responsible Official	Rick L. Unger, Plant Supervisor 250 North Elm Street Wernersville, PA 19565
Type of Facility	Wernersville Municipal Authority has submitted a minor permit application to replace the existing water softening system at the Well No. 8 site. The proposed system to be installed is a Culligan Modified CSM-450-2 150 PSI ASME vessel with a CSM Heavy Duty Commercial Series brine tank.
Consulting Engineer	Eric D. McCracken, P.E. Great Valley Consultants 75 Commerce Drive Wyomissing, PA 19610-1038
Permit to Construct Issued	6/13/2018

Permit No. 0617520 MA, Minor Amendment, Public Water Supply.

Applicant	The Caernarvon Township Authority
Municipality	Caernarvon Township
County	Berks
Responsible Official	Robert L. Weaver, Chairman P.O. Box 188 Morgantown, PA 19543
Type of Facility	The Caernarvon Township Authority has submitted an application to receive a minor permit amendment for the replacement of an existing water softening system at the Well No. 6 site that is nearing the end of its usable life. The proposed softening system to be installed is a Culligan Hi-Flo HS-1504-4 Simplex 150 ASME softener.
Consulting Engineer	Eric D. McCracken, P.E. Great Valley Consultants 75 Commerce Drive Wyomissing, PA 19610
Permit to Construct Issued	6/13/2018

Operation Permit No. 0516502 issued to: **Bedford Township Municipal Authority (PWS ID No. 4050037)**, Bedford Township, **Bedford County** on 6/12/2018 for facilities approved under Construction Permit No. 0516502.

Operation Permit No. 3618503 issued to: **Historic Revere Tavern Inc (PWS ID No. 7360350)**, Leacock Township, **Lancaster County** on 6/15/2018 for facilities approved under Construction Permit No. 3618503.

Operation Permit No. 3618511 MA issued to: **Fox Meadows Creamery (PWS ID No. 7360849)**, Clay Township, **Lancaster County** on 6/14/2018 for facilities approved under Construction Permit No. 3618511 MA.

Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

Spring Township Municipal Authority (Public Water Supply), Snyder County: On June 13, 2018, the Safe Drinking Water Program approved the Source Water Protection (SWP) plan for Spring Township Municipal Authority. The personnel involved with the development of this SWP are to be commended for taking these proactive steps to protect these water sources for their community. Development of the SWP plan was funded by the Department of Environmental Protection (Mark R. Stephens, P.G., (570) 327-3422).

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

Permit No. 2618504, Public Water Supply.

Applicant	Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672
[Borough or Township]	South Connellsville Borough
County	Fayette
Type of Facility	Gibson Tank # 1 painting
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street P.O. Box 853 Latrobe, PA 15650
Permit to Construct Issued	June 8, 2018

Permit No. 2618502, Public Water Supply.

Applicant	Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672
[Borough or Township]	South Connellsville Borough
County	Fayette
Type of Facility	Reagontown Tank # 1 painting
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street P.O. Box 853 Latrobe, PA 15650
Permit to Construct Issued	June 8, 2018

Operations Permit issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) Hempfield Township, **Westmoreland County** on June 14, 2018 for the operation of facilities approved under Construction Permit # 2614519.

Operations Permit issued to: **Pittsburgh Water & Sewer Authority**, 1200 Penn Avenue, Pittsburgh, PA 15222, (**PWSID # 5020038**) City of Pittsburgh, **Allegheny County** on June 14, 2018 for the operation of facilities approved under Construction Permit # 0216544.

Operations Permit issued to: **Pittsburgh Water & Sewer Authority**, 1200 Penn Avenue, Pittsburgh, PA 15222, (**PWSID # 5020038**) City of Pittsburgh, **Allegheny County** on June 14, 2018 for the operation of facilities approved under Construction Permit # 0216544-A1-E.

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

Permit No. 3391503-MA4, Public Water Supply.

Applicant	Reynoldsville Water Authority
Township or Borough	Winslow Township
County	Jefferson County
Type of Facility	Public Water Supply
Consulting Engineer	Robert Horvat, P.E. Entech Engineering 400 Rouser Suite 200 Coraopolis, PA 15108
Permit to Construct Issued	June 13, 2018

Permit No. 2498502-MA6, Public Water Supply.

Applicant	St. Mary's Area Water Authority
Township or Borough	St. Marys
County	Elk County
Type of Facility	Public Water Supply
Consulting Engineer	Craig Bauer, P.E. KLH Engineers 5173 Campbells Run Road Pittsburgh, PA 15205
Permit to Construct Issued	June 15, 2018

Operation Permit issued to **Erie City Water Authority, PWSID No. 6250096**, McKean Township, **Erie County**. Permit Number 2518503 issued June 13, 2018 for the operation of the hydrants connected to 6 inch and larger diameter water mains within EWW's McKean distribution system.

Operation Permit issued to **Camp Lambec, PWSID No. 6250832**, Springfield Township, **Erie County**. Permit Number 2584504-MA2 issued June 15, 2018 for the temporary operation of a portion of water system using finished water from a permitted bulk water hauler.

Operation Permit issued to **Erie City Water Authority, PWSID No. 6250028**, City of Erie, **Erie County**. Permit Number 2517505 issued June 15, 2018 for the operation of the existing raw water intake located in Presque Isle Bay.

Operation Permit issued to **Summit Township Water Authority, PWSID No. 6250090**, Summit Township, **Erie County**. Permit Number 2515507 issued June 19, 2018 for the operation of the operation of the Moore Road Well No. 3. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on December 31, 2017 and April 16, 2018.

Central Office: Bureau Director, Safe Drinking Water,
P.O. Box 8467, Harrisburg, PA 17105-8467.

Permit No. 9996311, Public Water Supply.

Applicant	Boreal Water Collection, Inc. d/b/a Leisure Time Spring Water
Township or Borough	Kiamesha Lake, New York
Responsible Official	Francine Lavoie, Manager
Type of Facility	Out of State Bottled Water System
Effective Date	June 12, 2018
Description of Action	Public Water Supply Permit to sell bottled water in Pennsylvania Rescinded. Company no longer selling bottled water in Pennsylvania. All bottled water products from Boreal Water Collection, Inc. or Leisure Time Spring Water, Kiamesha Lake, New York barred for sale in Pennsylvania.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Mun. of Murrysville	Mun. of Murrysville Mr. David Jobe 4100 Sardis Road Murrysville, PA 15668	Westmoreland

Plan Description: The approved plan revision provides for the construction of a Small Flow Sewage Treatment Facility (S.F.S.T.F.) to serve an existing residential building located on the property owned by Amy Hopkins. The property is located at 5580 Edwards Road, Murrysville, PA 15668.

The treated effluent will be discharged into an unnamed tributary of Pucketa Creek which is classified as Trout Stocking Fisheries stream.

Any required NPDES Permits or WQM Permits must be obtained in the name of the applicant as appropriate.

The Department's review of the sewage facilities revision has not identified any significant environmental impacts results from this proposal. The installation of this SFSTF will address a malfunctioning septic system.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

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 Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northeast Region: Eric Supey, Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Green Acres Mobile Home Park, 1038 Cherry Tree Crossing, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, submitted a Final Report concerning remediation of a release of kerosene/heating oil to the soil. The report is intended to document remediation of the site to meet Statewide Health Standards.

Green Acres Mobile Home Park, 8964 Breinig Run Circle, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, submitted a Final Report concerning remediation of a release of kerosene/heating oil to the soil. The report is intended to document remediation of the site to meet Statewide Health Standards.

Green Acres Mobile Home Park, 8867 Breinig Run Circle, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, submitted a Final Report concerning remediation of a release of kerosene to the soil. The report is intended to document remediation of the site to meet Statewide Health Standards.

Green Acres Mobile Home Park, 8902 Cedar Road, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, submitted a Final Report concerning remediation of a release of heating oil to the soil. The report is intended to document remediation of the site to meet Statewide Health Standards.

Green Acres Mobile Home Park, 8739 Evergreen Circle, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, submitted a Final Report concerning remediation of a release of heating oil to the soil. The report is intended to document remediation of the site to meet Statewide Health Standards.

Green Acres Mobile Home Park, 8833 Max Way, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, submitted a Final Report concerning remediation of a release of heating oil to the soil. The report is intended to document remediation of the site to meet Statewide Health Standards.

Green Acres Mobile Home Park, 8832 Max Way, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, submitted a Final Report concerning remediation of a release of heating oil to the soil. The report is intended to document remediation of the site to meet Statewide Health Standards.

Green Acres Mobile Home Park, 8823 Max Way, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, submitted a Final Report concerning remediation of a release of kerosene to the soil. The report is intended to document remediation of the site to meet Statewide Health Standards.

Green Acres Mobile Home Park, 8785 Turkey Ridge Road, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, submitted a Final Report concerning remediation of a release of kerosene to the soil. The report is intended to document remediation of the site to meet Statewide Health Standards.

Creekside Manor Mobile Home Park, 211 Creekside Manor Drive, Franklin Township, **Carbon County**. Crawford Environmental Services, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Fegley Oil Company, 551 West Penn Pike, Tamaqua, PA 18252, submitted a Final Report concerning remediation of a release of heating oil to the soil. The report is intended to document remediation of the site to meet Statewide Health Standards.

Suburban Propane, 245 Smith Street, New Milford, **Susquehanna County**. Cemats, 3232 Seneca Turnpike, P.O. Box 68, Canastota, NY 13032, on behalf of Suburban Propane, P.O. Box 4833, Syracuse, NY 13221, submitted a

Cleanup Plan concerning remediation of site soil and groundwater contaminated due historic releases from a petroleum distribution facility at the site. The predominant contaminants identified are volatile organic compounds. The report is intended to document plans to remediate the site to meet a combination of Statewide Health and Site-Specific Standards.

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701.

Johnson BRA Pad, Kellogg Road, Towanda, Monroe Township, **Bradford County**. Leidos, Inc., 6310 Allentown Boulevard, Suite 110, Harrisburg, PA 17112, on behalf of Chesapeake Appalachia, LLC, 300 North 2nd Street, 5th Floor, Harrisburg, PA 17101, has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Savage Well Pad, 200 Millview Mountain Road, Forksville, Elkland Township, **Sullivan County**. Woodard & Curran, 300 Penn Center Boulevard, Suite 800, Pittsburgh, PA 15235, on behalf of Chief Oil & Gas, LLC, 1720 Sycamore Road, Montoursville, PA 17754, has submitted a Final Report concerning remediation of site soil contaminated with produced fluid. The report is intended to document remediation of the site to meet the Background and Statewide Health 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 Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Roman Range Unit 20 Well Pad, 5312 Three Lakes Road, New Milford Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of SWN Production Company, LLC, 917 State Route 92 North, Tunkhannock, PA 18657, submitted a revised Final Report concerning remediation of site soils contaminated with brine. The report was intended to document remediation of the site to meet a combination of Background and Statewide Health Standards, but was disapproved by the Department on June 13, 2018.

Suburban Propane, 245 Smith Street, New Milford, **Susquehanna County**. Cemats, 3232 Seneca Turnpike, P.O. Box 68, Canastota, NY 13032, on behalf of Suburban Propane, P.O. Box 4833, Syracuse, NY 13221, submitted a Cleanup Plan concerning remediation of site soil and groundwater contaminated due to historic releases from a petroleum distribution facility at the site. The predominant contaminants identified are volatile organic compounds. The report was approved by the Department on June 19, 2018.

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701.

Lightcap North Well Pad, 341 Morris Road, New Albany, Overton Township, **Bradford County**. Woodard & Curran, 300 Penn Center Blvd, Suite 800, Pittsburgh, PA 15235, on behalf of Chief Oil & Gas LLC, 1720 Sycamore Road, Montoursville, PA 17754, submitted a Final Report concerning remediation of site soil contaminated with brine. The report demonstrated attainment of the Background and Statewide Health Standards and was approved by the Department on June 14, 2018.

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

Former Jeannette Glass Plant Site, Bullitt Ave. & South 2nd St, City of Jeanette, **Westmoreland County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Westmoreland County Industrial Development Corp., 5th Floor, Suite 520, 40 North Pennsylvania Avenue, Greensburg, PA 15601 has submitted a Remedial Investigation Report, Risk Assessment Report and Cleanup Plan for the site where elevated concentrations of hazardous constituents including petroleum prod-

ucts, arsenic, lead and PCBs from historic use have impacted soil and groundwater. Notice of these report submittals were published in the *Westmoreland Tribune Review* on November 6, 2017. The Reports were approved by the Department on June 6, 2018.

REGULATED MEDICAL AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

Actions on applications for Regulated Medical and Chemotherapeutic Waste Transporter License reissued under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and the act of June 28, 1988 (P.L. 525, No. 93) and regulations to transport regulated medical and chemotherapeutic waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170.

Renewal Applications Received

Weavertown Transport Leasing, Inc., 2 Dorrington Road, Carnegie, PA 15106. License No. PA-HC 0020. Effective Jun. 19, 2018.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Determination of Applicability for General Permit issued under the Solid Waste Management Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities (25 Pa. Code § 287.611 relating to authorization for general permit).

Southcentral Regional Office: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

General Permit No. WMGR003SC002. Post Precision Castings, Inc., 21 Walnut Street, Strausstown, PA 19550 in Upper Tulpehocken Township, **Berks County**. The Department of Environmental Protection has issued a Determination of Applicability under General Permit WMGR003 to Post Precision Castings, Inc. for the beneficial use of spent fired ceramic wastes (i.e., colloidal silica) generated from the lost wax casting process by a ferrous metal foundry (Standard Industrial Classification Code 3324) as an aggregate, road base material or pipe bedding material. This Determination of Applicability was issued on June 19, 2018.

Persons interested in reviewing the general permits may contact John Oren, Permits Section Chief, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

AIR QUALITY

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

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

Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.

GP1-13-001: Blue Mountain Hospital (211 North 12th Street, Lehigh, PA 18235) on June 7, 2018 for the operation of two (2) natural gas/No. 2 oil fired boilers at facility located in Lehigh Borough, **Carbon County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

GP1-22-03043A: The Odd Fellows Home of Pennsylvania (999 West Harrisburg Pike, Middletown, PA 17057) on June 6, 2018, for the two natural gas/No. 2 oil-fired boilers, under GP1, at the nursing home facility in Lower Swatara Township, **Dauphin County**. The general permit authorization was renewed.

GP1-22-03081: Upper Dauphin Area School District (5668 State Route 209, Lykens, PA 17048) on June 7, 2018, for a # 2 oil-fired boiler rated at 12.5 MMBtu, under GP1, at the public school facility in Elizabethville Borough, **Dauphin County**. The general permit authorization was renewed.

GP14-22-03031: Cremation Society of PA, Inc. (4100 Jonestown Road, Harrisburg, PA 17109) on June 8, 2018, for the human crematory, under GP14, at the facility located in Lower Paxton Township, **Dauphin County**. The general permit authorization was renewed.

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

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

GP3-49-341A: Blue Ridge Mining, LP (123 Iris Road, Shamokin, PA 17872) on June 1, 2018, to authorize the construction and operation of a 2007 Tesab model 1412T Crusher, rated at 125 tons per hour, a 2012 Extec model S-5 Screen, rated at 125 tons per hour and a circa 2000 Brown Lenox Jaw Crusher, rated at 125 tons per hour pursuant to the General Plan Approval and/or General Operating Permit for Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) at their Blue Ridge Mine located in Coal Township, **Northumberland County**.

GP9-49-341A: Blue Ridge Mining, LP (123 Iris Road, Shamokin, PA 17872) on June 1, 2018, for authorization to construct and operate a 2003 Caterpillar model C9 diesel-fired engine, rated at 300 bhp, a 2004 Deutz model BF4M2012 diesel-fired engine, rated at 100 bhp, and an exempt circa 1997 Caterpillar model 3306 diesel-fired engine, rated at 145 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) to power portable non-metallic portable processing plants at their Blue Ridge Mine located in Coal Township, **Northumberland County**.

GP3-08-325C: Insinger Excavating, Inc. (3046 Dushore-Overton Road, Dushore, PA 18613) on June 13, 2018, for the authorization to relocate and operate a 2005 Terex Powerscreen Chieftain 1800 portable screening plant, a 2008 Terex Powerscreen Warrior 1800 portable screening plant, three 2010 Terex Powerscreen Chieftain 2100 portable screening plants and a 2010 Terex Powerscreen Warrior 2400 portable screening plant pursuant to the General Plan Approval and/or General Operating Permit for Portable Nonmetallic Mineral Pro-

cessing Plants (BAQ-PGPA/GP-3) at the Prattville Quarry located in Pike Township, **Bradford County**.

GP9-08-325C: Insinger Excavating, Inc. (3046 Dushore-Overton Road, Dushore, PA 18613) on June 13, 2018, for the authorization to relocate and operate a 111 brake-horsepower Caterpillar 2008 model C4.4 TA diesel-fired engine, three 111 brake-horsepower Caterpillar 2010 model C4.4 diesel-fired engines, a 192 brake-horsepower Deutz 2010 model BF4M2012 diesel-fired engine and an exempt 96 brake-horsepower Deutz 2005 model BF4M2012 diesel-fired engine 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) to power portable non-metallic screening plants at the Prattville Quarry located in Pike Township, **Bradford County**.

GP5-41-01E: Regency Marcellus Gas Gathering, LLC (101 West Third Street, Williamsport, PA 17701) on June 12, 2018, for change of ownership and continued operation of one (1) 1,340 bhp Caterpillar model G3516LE lean burn natural gas-fired compressor engine equipped with oxidation catalyst, four (4) 2,370 bhp Caterpillar model G3608LE lean burn natural gas-fired compressor engines equipped with oxidation catalysts, one (1) 25 MMscf/day glycol dehydrator with 0.75 MMBtu/hr reboiler, one (1) 35 MMscf/day glycol dehydrator with 0.75 MMBtu/hr reboiler, one (1) 75 MMscf/day glycol dehydrator with 1.15 MMBtu/hr reboiler and enclosed flare, four (4) 8,820-gallon produced water tanks, along with small storage tanks for lubricating oils, methanol, triethylene glycol and coolant pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Canoe Run Compressor Station located in Mifflin Township, **Lycoming County**.

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

Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.

GP5-30-00224B: Rice Poseidon Midstream, LLC (2200 Rice Drive, Canonsburg, PA 15317) on June 13, 2018, to operate previously installed sources which include: six (6) natural gas-fired Caterpillar engines, Model # G3606, 4SLB, rated at 1,775 bhp @ 1,000 rpm, controlled by 'Emit Technologies' oxidation catalyst, Model # RT-3615, and each engine is regulated by air/fuel ratio controller-AFR-1. All six Caterpillar engines were manufactured in 2013; one (1) Tri Ethylene Glycol (TEG) dehydrator, Model # TBD, gas throughput 150 MMscfd with a reboiler rated at 2.67 MMBtu/hr; one (1) rich glycol Flash Tank, Model and Capacity-TBD, Inlet and outlet pressure is 900 psig at 90° F and 45 psig respectively; fifteen (15) storage tanks of various capacities to store various types of liquid. Each tank is equipped with an electric heater to prevent from freezing at their Waynesburg compressor station located in Franklin Township, **Greene County**.

GP5-63-00925E: K. Petroleum, Inc. (81 Mill Street, Suite 205, Gahanna, OH 436230) on June 13, 2018, to operate previously installed sources which include: one (1) natural gas-fired Caterpillar engine, 4SLB, Model No. G3516TALE (SN # WPW02086), rated at 1,340 bhp @ 1,400 rpm, and is equipped with an air/fuel ratio controller ADM 3 Ignition LE—used for NO_x reduction. The engine was manufactured on March 04, 2008; one (1) Exterran TEG Dehydrator rated @ 5.0 MMscfd, Model No. JB45967 (SN # CLB12-1878) with a reboiler rated at

0.3 MMBtu/hr; one (1) 4,200-gallon (100 bbl) produced water/residual compressor oil storage tank. Estimated annual throughput of 244,776 gallons per year. Tank design pressure is 1.5 psig. Pressure relief valve set point is (-) 0.03 (psig of vacuum); and Fugitive Emissions at their Hackett Compressor Station located in Fallowfield Township, **Washington County**.

GP5-30-00222C: Rice Poseidon Midstream, LLC (2200 Rice Drive, Canonsburg, PA 15317) on June 13, 2018, to operate previously installed sources which include: two (2) TEG dehydrators, each rated @ 55 MMscfd; each dehy unit is connected to a flash tank equipped with a condenser and a reboiler each rated at 1.0 MMBtu/hr; one (1) TEG Dehydrator, rated at 100 MMscfd, connected to a flash tank equipped with a condenser, and a reboiler rated at 2.0 MMBtu/hr; two (2) natural gas fired line heaters, each rated @ 3.575 MMBtu/hr; one (1) produced water storage tank, 16,800 gallons (400 bbl) capacity. Estimated annual tank throughput is 655,200 gallons; addition of maintenance, startup, shutdown (MSS), and pigging emissions; truck loading emissions; and fugitive emissions at their Wind Ridge compressor station located in Richhill Township, **Greene County**.

GP5-65-00953D: Peoples Natural Gas Company, LLC (375 North Shore Drive, Suite 600, Pittsburgh, PA 15212) on June 15, 2018, to operate previously installed sources which include: one (1) tri-ethylene glycol (TEG) dehydrator, rated at 6.15 MMscfd, Manufactured by FLOCO/IRSI, Model No. Hanover, SB-20-14, 0706-108 with a reboiler rated at 0.50 MMBtu/hr, and connected to a natural gas-fired Thermal Oxidizer, Manufactured by IRSI, Model No. Thermjet/TJ26.0200/08247801-0001-1, control efficiency—98%, and rated @ 1.0 MMBtu/hr; one (1) natural gas-fired Caterpillar compressor engine, Model No. G3512 LE, Serial No. 7NJ01363, 4SLB, and rated @ 945 bhp. The Caterpillar engine is equipped with an air/fuel ratio controller, Manufactured by Altronic, Model No. EPC150; one (1) produced fluid Storage tank, 3,000 gallons capacity, one (1) lubricating oil Storage tank, 550 gallons capacity at their Armbrust compressor station located in Hempfield Township, **Westmoreland County**.

GP3-03-00982: Britt Energies, Inc. (57 South Ninth Street, P.O. Box 515, Indiana, PA 15701) on June 14, 2018, to authorize the use of a portable nonmetallic mineral processing plant at their South Bend Mine located in South Bend Township, **Armstrong County**. The portable nonmetallic mineral processing plant will be used to process limestone and sandstone. Emissions from the processing plant are projected to be, in tons per year (TPY), 2.95 TPY PM, 1.43 TPY PM₁₀, and 0.13 TPY PM_{2.5}. The plant will be powered by four diesel-fueled nonroad engines. These engines are authorized under GP11-03-00982 as a separate notice in this bulletin. Facility-wide emissions, which include the engines, are projected to be, 2.95 TPY PM, 3.75 TPY PM₁₀, 0.13 TPY PM_{2.5}, 4.57 TPY NO_x, 7.10 TPY CO, 2.17 TPY SO_x 2.62 TPY total organic compounds (including all VOC), and 0.03 TPY HAP.

GP11-03-00982: Britt Energies, Inc. (57 South Ninth Street, P.O. Box 515, Indiana, PA 15701) on June 14, 2018, to authorize the use of four nonroad internal combustion engines to power a portable nonmetallic mineral processing plant at their South Bend Mine located in South Bend Township, **Armstrong County**. The portable nonmetallic mineral processing plant will be used to process limestone and sandstone. Emissions from the four nonroad engines, in tons per year (TPY) are as follows: 2.32 TPY PM₁₀, 4.57 TPY NO_x, 7.10 TPY CO, 2.17 TPY

SO_x, 2.62 TPY total organic compounds (including all VOC), and 0.03 TPY HAP. Facility-wide emissions were listed under the notice for GP3-03-00982 in this bulletin and included both the nonmetallic mineral processing plant and the four nonroad engines.

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.

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

Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.

65-00921A: Smithfield Farmland Corporation (2200 Rivers Edge Drive, Arnold, PA 15068) On June 14, 2018, for the installation of a Quickdraft venturi scrubber for the control of emissions from the transition and outfeed oven stacks of Line 3, replacement of the room air exhaust fans with Quickdraft exhausts, and to establish standards for Lines 1 through 4 at the Arnold Plant located in Arnold City, **Westmoreland County**.

ERC-30-00099: Allegheny Energy Supply Co, LLC (800 Cabin Hill Drive, Greensburg, PA 15601) on May 4, 2018, for an Air Quality Emission Reduction Credit (ERC) approval of the following emission reductions from the permanent shutdown of the 3 Babcock & Wilcox Coal-Fired Boilers, Source IDs 031, 032, and 033 at the Hatfields Ferry Power Station in Monongahela Township, **Greene County**. For Source ID 031: NO_x 6,983.6 tpy; VOC 20.5 tpy; SO_x 840.2 tpy; PM₁₀ 352.3 tpy; PM_{2.5} 252.9 tpy; expiring on September 26, 2023. For Source ID 032: NO_x 6,864.4 tpy; VOC 20.3 tpy; SO_x 840.1 tpy; PM₁₀ 731.3 tpy; PM_{2.5} 525.2 tpy; expiring on October 6, 2023. For Source ID 033: NO_x 6,811.8 tpy; VOC 21.9 tpy; SO_x 1,180.6 tpy; PM₁₀ 920.7 tpy; PM_{2.5} 661.2 tpy; expiring on September 28, 2023.

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.

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

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

46-0013E: Clemens Food Group (P.O. Box 902, 2700 Clemens Road, Hatfield, PA 19440-0902) On June 11, 2018 for the removal and replacement of existing control devices and mechanical dynamic precipitator at their facility in Hatfield Township, **Montgomery County**.

09-0239: Aqua PA (762 W. Lancaster Avenue, Bryn Mawr, PA 19010-3402) On June 14, 2018 for installation and operation of a new emergency electric generator, and operation of an existing, nonemergency electric generator at their facility in Middletown Township, **Bucks County**.

09-0053C: Greif Packaging LLC (695 Louis Drive, Warminster, PA 18974-2825) On June 19, 2018 for installation and operation of steel drum exterior paint spray booth and enclosure and removal of existing booth a spray booth at this location in Warminster Township, **Bucks County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

06-05069AA: East Penn Manufacturing Co., Inc. (P.O. Box 147, Lyon Station, PA 19536) on June 11, 2018, for proposed changes to operations in the Industrial Battery Manufacturing Facility, located at the Lyon Station Plant in Richmond Township, **Berks County**. The plan approval was extended.

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

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

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

09-00135: Fibroc Division/CECO Environmental Corp. (700 Emlen Way, Telford, PA 18969-1773) On June 19, 2018 for the renewal of a State Only (Natural Minor) Operating Permit for their fiberglass reinforced plastic pump and equipment facility located in Telford Borough, **Bucks County**.

46-00116: Pecora Corporation (165 Wambold Road, Harleysville, PA 19438) On June 13, 2018 for the renewal of the State Only Operating Permit (Natural Minor) as well as an administrative amendment to incorporate Plan Approval No. 46-0116A for the operation of mixers and cold cleaning degreasers at their facility located in Lower Salford Township, **Montgomery County**.

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

Contact: Norman Frederick, P.E., Environmental Engineer—Telephone: 570-826-2409.

35-00026: Quadrant EPP (900 North South Rd, Scranton, PA 18504) The Department intends to issue a State-Only (Natural Minor) Operating Permit for operation of a plastics film and sheet manufacturing facility located in the City of Scranton, **Lackawanna County**. The permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

35-00027: Quadrant EPP (900 North South Rd, Scranton, PA 18504) The Department intends to issue a State-Only (Natural Minor) Operating Permit for operation of a plastics film and sheet manufacturing facility located in the City of Scranton, **Lackawanna County**. The permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

40-00034: SCHOTT North America, Inc. (400 York Avenue, Duryea, PA 18642-2036) The Department intends to issue a State-Only (Natural Minor) Operating Permit for operation of a glass and glassware facility located in Duryea Borough, **Luzerne County**. The permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

40-00046: Wilkes-Barre General Hospital Co., LLC (575 N. River Street, Wilkes-Barre, PA 18702) The Department intends to issue a State-Only (Natural Minor) Operating Permit for operation of a hospital located in the City of Wilkes-Barre, **Luzerne County**. The permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

39-00003: Apollo Metals LTD/Bethlehem (1001 14th Ave., Bethlehem, PA 18018-0045). On June 13, 2018, the Department issued a renewal State-Only (Synthetic Minor) Permit for the electroplating and polishing facility located in Bethlehem City, **Lehigh County**. The main sources at this facility consist of boilers, and brass and copper electroplating. The control devices are scrubber systems. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

22-03089: Humane Society of Harrisburg Area (7790 Grayson Road, Harrisburg, PA 17111-5415) on June 11, 2018, for the animal crematory at the East Shore Shelter located in Swatara Township, **Dauphin 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.

60-00007: U.S. Dept. of Justice (2400 Robert F. Miller Drive, Lewisburg, PA 17837) on June 14, 2018 was issued a renewal State only operating permit for the Lewisburg Penitentiary located in Kelly Township, **Union County**. The State only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

55-00007: Lozier Corporation (48 East Ohio Street, McClure, PA 17841) on June 11, 2018, was issued a renewal State only operating permit for their facility located in McClure Borough, **Snyder 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: Tom Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

65-00322: PIAD Precision Casting Corporation (112 Industrial Park Road, Greensburg, PA 15601) on June 13, 2018 a State Only Operating Permit (SOOP) renewal to PIAD Precision Casting Corporation to authorize the continued operation of their facility located in Hempfield Township, **Westmoreland County**.

26-00451: Murray American River Towing, Inc. (46226 National Road W, Saint Clairsville, OH 43950) on June 13, 2018 a State Only Operating Permit (SOOP)

renewal to Murray American River Towing, Inc. to authorize the operation of their coal transfer facility at Alicia Dock, located in Luzerne Township, **Fayette County**.

03-00246: Bedrock Mines, LP (111 Freeport Road, Pittsburgh, PA 15215) On June 19, 2018, the Department issued an initial, facility-wide Natural Minor Operating Permit for the operation of a coal preparation plant, known as the Keystone East Coal Preparation Plant, located in Plumcreek Township, **Armstrong County**.

The facility contains air contamination sources consisting of coal stockpiles, conveyers, two crushers, one trommel screen, four diesel engines (2-128-bhp, 1-100-bhp, and 1-84-bhp) and roadways. Air pollution prevention equipment at the facility includes covers, enclosures, a water truck, engine oxidation catalysts, and tarping of truck loads. Sources at the facility are subject to 40 CFR Part 60, Subparts Y and IIII, 40 CFR Part 63, Subpart ZZZZ, and 25 Pa. Code Chapters 121—145. The permit includes emission limitations, and operational, monitoring, testing, reporting and recordkeeping requirements for the facility.

No emission or equipment changes have been approved by this action. The throughput restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the SOOP have been derived from the applicable requirements of 25 Pa. Code, Article III, Chapters 121—145 and 40 CFR Parts 60 and 63.

03-00148: Dana Mining Company of PA, LLC (966 Crafts Run Road, Morgantown, WV 26501). Administrative Amendment, issued on June 18, 2018, to change the addresses of the Owner/Operator, Responsible Official, and Permit Contact, on the permit. The 4 West Deep Mine Coal Preparation Plant is located in Dunkard Township, **Greene County**.

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener; Chief, Source Registration at 215-685-9476.

OP17-000068: SJA Construction Inc. (2870 E. Allegheny Avenue, Philadelphia, PA 19134) for the operation of a concrete plant facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes a cement silo, a mixer, a baghouse, and a 2.8 MMBtu/hr No. 2 oil-fired boiler.

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.

03851601 and NPDES No. PA0214540. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To renew the NPDES Permit for the Dutch Run Prep Plant in Plumcreek Township, **Armstrong County**. No additional discharges. The application was considered administratively complete on April 10, 2017. Application received: December 22, 2016. Permit issued: June 7, 2018.

56841603 and NPDES No. PA0588504. PBS Coals, Inc., (P.O. Box 260, Friedens, PA 15541). To renew the NPDES Permit for the Shade Creek Prep Plant in Shade Township, **Somerset County**. No additional discharges. The application was considered administratively complete on November 2, 2016. Application received: May 6, 2016. Permit issued: June 7, 2018.

11040701 and NPDES No. PA0235717. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To renew the NPDES Permit for the Refuse Area No. 1 in Portage Township, **Cambria County**. No additional discharges. The application was considered administratively complete on November 22, 2017. Application received: October 16, 2017. Permit issued: May 31, 2018.

32031301 and NPDES No. PA0235580. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201-9642). To renew the permit for the Lowry Deep Mine in White and Center Townships, **Indiana County**. No additional discharges. The application was considered administratively complete on July 28, 2015. Application received: June 13, 2014. Permit issued: June 5, 2018.

63841304 and NPDES No. PA0111643. Laurel Run Mining Company, (1000 Consol Energy Drive, Canonsburg, PA 15317). To renew the permit for the Vesta Mine in North Bethlehem, East Bethlehem, West Bethlehem Townships, Centerville and Deemston Boroughs, **Washington County** for reclamation only. No additional discharges. The application was considered administratively complete on September 13, 2017. Application received: May 10, 2017. CMAP Permit issued: June 7, 2018.

30841312 and NPDES No. PA0031790. The Monongalia County Coal Company, (46226 National Road, St. Clairsville, OH 43950). To renew the permit for the Monongalia County Mine in Gilmore, Wayne and Jackson Townships, **Greene County**. No additional discharges. The application was considered administratively complete on March 29, 2016. Application received: August 27, 2015. CMAP Permit issued: June 11, 2018.

63841303. ArcelorMittal Pristine Resources, LLC, (P.O. Box 36, 129 Bethlehem Road, Revloc, PA 15948). To renew the permit for the Marianna Mine No. 58 in Amwell Township, **Washington County**. No discharges. The application was considered administratively complete on January 25, 2016. Application received: October 13, 2015. Permit issued: June 15, 2018.

32051301 and NPDES No. PA0215228. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Barrett Deep Mine in Buffington and Brush Valley Townships, **Indiana County** and related NPDES Permit to allow installation of two sludge disposal boreholes. Surface Acres Proposed 4.9. No additional discharges. The application was considered administratively complete on August 10, 2017. Application received: July 10, 2017. Permit issued: June 15, 2018.

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

Permit No. 49920101R5. Blaschak Coal Corp., (P.O. Box 12, Mahanoy City, PA 17848), renewal of an existing anthracite surface mine operation for reclamation activities only in Coal Township, **Northumberland County** affecting 954.61 acres, receiving stream: unnamed tributaries to Shamokin Creek. Application received: March 16, 2018. Renewal issued: June 18, 2018.

Permit No. PAM111070R2. Blaschak Coal Corp., (P.O. Box 12, Mahanoy City, PA 17848), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 49920101 in Coal Township, **Northumberland County**, receiving stream: unnamed tributaries to Shamokin Creek. Application received: March 16, 2018. Renewed issued: June 18, 2018.

Noncoal Permits Issued

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

37070303. Allegheny Mineral Corporation (P.O. Box 1022, Kittanning, PA 16201). Renewal of existing NPDES permit No. PA0258491 in Slippery Rock Township, **Lawrence County**. Receiving streams: Unnamed tributaries to Slippery Rock Creek. Application received: February 12, 2018. Permit Issued: June 12, 2018.

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

Permit No. PAM113044R. Gustin Stone Supply, Inc., (2390 Creamton Drive, Lakewood, PA 18439), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58132803 in Gibson Township, **Susquehanna County**, receiving stream: Butler and Bell Creeks. Application received: May 16, 2018. Renewal issued: June 12, 2018.

Permit No. PAM112018R. Robert A. Coleman, (P.O. Box 3, Susquehanna, PA 18847), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58122505 in Lanesboro Borough, **Susquehanna County**, receiving stream: Starrucca Creek. Application received: May 21, 2018. Renewal issued: June 12, 2018.

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

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

10184005. Sippel Development Co., Inc. (174 Tomlinson Drive, Zelenople, PA 16063) Blasting activity permit for construction blasting at Jackson's Point (Phase 3) in Jackson Township, **Butler County**. This blasting activity permit expires on July 1, 2018. Permit Issued: June 12, 2018.

10184004. Wampum Hardware Co. (636 Paden Road, New Galilee, PA 16141). Blasting activity permit for construction blasting at Scenic Ridge (Phase 3) Housing

Development in Lancaster Township, **Butler County**. This blasting activity permit expires on July 1, 2018. Permit Issued: June 12, 2018.

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

Permit No. 09184102. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Fentons Center in Buckingham Township, **Bucks County** with an expiration date of July 1, 2019. Permit issued: June 11, 2018.

Permit No. 09184103. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for ILLG tract in Warrington Township, **Bucks County** with an expiration date of July 1, 2019. Permit issued: June 11, 2018.

Permit No. 66184104. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Energy Services S 2B West 2H WL pipeline in Mehoopany Township, **Wyoming County** with an expiration date of October 31, 2018. Permit issued: June 11, 2018.

Permit No. 36184123. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Colebrook Road Change in Rapho Township, **Lancaster County** with an expiration date of September 30, 2018. Permit issued: June 12, 2018.

Permit No. 36184124. Maine Drilling & Blasting, Inc., (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Grandview Development in Manheim Township, **Lancaster County** with an expiration date of June 4, 2019. Permit issued: June 12, 2018.

Permit No. 38184112. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Curvin Weaver Manure Pit in Heidelberg Township, **Lebanon County** with an expiration date of October 31, 2018. Permit issued: June 12, 2018.

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, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board.

The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southeast Region: Waterway and Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5900.

E51-282. City of Philadelphia—Department of Public Property, One Parkway Building, 1515 Arch Street, Philadelphia, PA 19102, Philadelphia City, **Philadelphia County**, ACOE Philadelphia District.

To place 915 SF of impervious parking and 19,356 SF of pervious bioretention basin and lawn area within the floodplain of Pennypack Creek (WWF/MF) associated with the removal and reconstruction of existing parking lot.

The site is located along State Road and west of Pennypack Creek (USGS Frankford, PA Quadrangle Latitude 40.03222; Longitude -75.01833).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

E15-890. Pennsylvania Department of Transportation Engineering District 6-0, 7000 Geerdes Blvd., King of Prussia, East Bradford and West Bradford Townships, **Chester County**, ACOE Philadelphia District.

To perform to remove an existing bridge and to construct and maintain the following activities as detailed below for SR 322, Section CDB (Downingtown Pike). Compensatory mitigation for loss of wetland and stream is associated with this project.

1) To construct and maintain a 159-foot two-span, single pier, pre-stressed concrete bulb-T beam bridge over East Branch Brandywine Creek (Channel 1) resulting in 285 feet (9,375 square feet) of permanent impact. This activity includes the placement of scour protection for pier and abutments.

2) To remove existing bridge and abutments to facilitate positive stormwater drainage to East Branch Brandywine Creek (Channel 1) resulting in 1,935 square feet of permanent impact. This work also includes the

construction of a drainage swale and the permanent placement of rock apron upstream of the removed left abutment.

3) To construct two (2) temporary causeways to facilitate the removal of the existing pier and construction of the new pier at the new bridge location.

4) To construct two (2) drainage swales with rock aprons in association with the realignment of left and right roadway approaches upstream of proposed bridge over East Branch Brandywine Creek (Channel 1) (WWF/MF) resulting in 687 square feet of permanent impact.

5) To relocate an unnamed tributary to East Branch Brandywine Creek (Channel 3) (WWF/MF) and place fill within wetland (Wetland B) (PEM/PSS) in association with the realignment of right roadway approach resulting in 472 linear feet (3,867 square feet) of permanent stream impact and 511 square feet (0.012 acre) of permanent wetland impact.

6) To permanently place a rock apron at the outfall of an existing 18-inch RCP culvert and grade channel (Channel 3A) to facilitate positive stormwater drainage to relocated unnamed tributary to East Branch Brandywine Creek (Channel 3).

7) To extend a 42-inch RCP culvert and place fill within an unnamed tributary to East Branch Brandywine Creek (Channel 2) (WWF/MF) and wetland (Wetland C) (PEM/PSS) associated with the realignment of left roadway approach resulting in 71 feet (497 square feet) of permanent stream impact and 8,795 square feet (0.202 acre) of permanent wetland impact.

8) To permanently place fill, grade, construct a rock-lined channel and install compacted impervious material within the 100-year floodway of the East Branch Brandywine Creek (Channel 1) (WWF/MF) to facilitate the construction of a wetland mitigation site resulting in 441 linear feet (13,509 square feet) of permanent stream impact.

The project will have a total permanent watercourse impact of 719 linear feet (12,072 square feet) with 403 linear feet (21,104 square feet) of temporary watercourse impact. A total permanent floodway impact of 38,266 square feet (0.878 acre) with 87,578 square feet (2.011 acres) of temporary floodway impact is proposed. A total permanent wetland impact of 9,306 square feet (0.214 acre) with 4,548 square feet (0.104 acre) of temporary wetland impact is proposed.

The applicant is proposing to create 0.263 acre of wetland and restore 420 linear feet of watercourse. Project limits extend from SR 322 intersection with Sugars Bridge Road east to the SR 322 intersection with Skelp Level Road in West Bradford and East Bradford Townships, Chester County (USGS PA Unionville Quadrangle—Latitude: 39.968438 N, Longitude: 75.672495 W).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

Northeast Regional Office, Waterways and Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E13-191. Xerxes Mangapit, 556 Kings Road, Yardley, PA 19067, in Penn Forest Township, **Carbon County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a 160 ft² floating wooden dock in Towamensing Lake (HQ-CWF, MF) and a 4-foot

wide, 198-foot long elevated wooden gangway crossing of approximately 792 ft² of PFO wetlands (EV). The project is located approximately 250 feet northwest of the intersection of "Henley Way" and "Holmes Way," on Lot C1463 of the Towamensing Trails Subdivision (Pohopoco Mountain, PA Quadrangle Latitude: 40° 59' 30.2"; Longitude: -75° 34' 20.9"). Subbasin 2B.

E40-803. Shawn M. Casey, 168 South Highland Drive, Pittston, PA 18640, in Harveys Lake Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain a 1,080 ft², pile-supported dock and a 1,560 ft², pile-supported boathouse in Harveys Lake (HQ-CWF). The project is located at Lot # 5 along Lakeside Drive, approximately 300 feet east of the intersection of Noxen Road and Lakeside Drive (Harveys Lake, PA Quadrangle, Latitude 41° 22' 25.86", Longitude -76° 2' 42.89"). Subbasin 5B.

E48-448. Mr. Joseph S. Kish III, Ms. Julie A. Kish, Mr. Richard Bartolacci, Ms. Rhonda Bartolacci, 7172 Beth Bath Pike, Bath, PA 18014. East Allen Township, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a stormwater outfall structure consisting of an 18-inch RCP pipe with a headwall and scour mat and approximately 146 linear feet of stone retaining walls varying from 4 feet to 6 feet in height, with excavation, and grading in various areas of the floodway of Monocacy Creek (HQ-CWF, MF). The project is located at the intersection of Locust Road and Beth Bath Pike (Catasauqua, PA Quadrangle Latitude: 40° 41' 51"; Longitude: -75° 23' 23") in East Allen Township, Northampton County. Subbasin 2C.

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

E06-712: UGI Utilities Inc., 225 Morgantown Road, Reading, PA 19611 in Centre Township & Shoemakersville Borough, **Berks County**, U.S. Army Corps of Engineers Philadelphia District.

To 1) install and maintain approximately 1,100 linear feet of 8-inch high pressure and 200 feet of 8-inch medium pressure gas pipeline within the floodway and floodplain of and beneath the Schuylkill River (WWF) (Latitude: 40°29'41.54", Longitude: -75°58'15.78") (2) to install and maintain a high pressure to medium pressure regulator station within the floodplain of the Schuylkill River, and (3) remove the existing gas line attached to the Miller Street Bridge for the purpose of connecting the existing Miller Street facility (Centre Township) to the existing Main Street facility (Shoemakersville Borough). Issued June 14, 2018.

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

E53-455. Stephanie Rathbun. 2281 Elevenmile Road, Shinglehouse, PA 16748. SR 0044, Stephanie Rathbun Culvert Replacement and Gas Service Pipeline Crossing Elevenmile Creek, Oswayo Township, **Potter County**. USACOE Pittsburgh District (Oswayo, PA Quadrangle Latitude: 41° 57' 38.70"; Longitude: 78° 01' 48.43").

Department authorization giving consent to (1) modify, operate, and maintain an existing road, (2) install, operate and maintain a service utility line encasement, and (3) install, operate and maintain a natural gas service pipeline all crossing Elevenmile Creek for private residen-

tial use. The existing private road crossing Elevenmile Creek shall be modified by removing an existing 36-inch diameter corrugated metal pipe and installing an arch corrugated metal pipe having a minimum span of 95-inches, rise of 67-inches, length of 22-feet and a 1-foot culvert inlet invert depression. A maximum 10-feet of service utility line encasement crossing Elevenmile Creek shall be installed, so that the top of encasement is a minimum 3-feet beneath existing streambed elevation. A maximum 10-feet of natural gas service pipeline crossing Elevenmile Creek shall be installed, so that the top-of-pipe or concrete encasement is 3-feet beneath existing streambed elevation. The arch corrugated metal pipe, utility service encasement, and natural gas service pipeline shall be installed by diverting stream flow around work areas with flumes, dam and pump, cofferdams or boring. The project is located along the northern right-of-way of SR 4023 approximately 2,135-feet east of T-380 (Healey Road) and SR 4023 intersection District in Oswayo Township, Potter County.

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

E65-992, Pennsylvania Department of Transportation Engineering District 12-0, 825 North Gallatin Avenue Extension, Uniontown, PA 15401, East Huntingdon Township, **Westmoreland County**, Pittsburgh ACOE District.

Has been given consent to:

Remove the existing 21' wide SR 3073 bridge over a UNT to Buffalo Run (WWF) with a minimum underclearance of 3.1' and a drainage area of 0.24 square miles; construct and maintain a 61' long 12' wide box culvert with a minimum underclearance of 4' in the same location. Place and maintain fill in 165' of UNT to Buffalo Run and construct and maintain 165' of relocated replacement channel. In addition, place and maintain fill in 0.01 acre of PEM wetland and temporarily impact 240' of UNT to Buffalo Run and 0.02 acre of PEM wetland for the purpose of constructing these encroachments. Mitigation will occur onsite via construction methods. The project is located 0.5 mile south of the intersection of SR 3073 Buttermore Road and SR 31 Mount Pleasant Road (USGS Mount Pleasant, PA Quadrangle, Latitude: 40° 10' 5.7"; Longitude: -79° 36' 56.9").

ENVIRONMENTAL ASSESSMENTS

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, P.O. Box 8460, Harrisburg, PA 17105-8460.

D64-040EA. Jason J. Anderson, P.E., Pennsylvania Fish and Boat Commission, 595 East Rolling Ridge Drive, Bellefonte, PA 16823-9620, Mount Pleasant Township, **Wayne County**, USACOE Philadelphia District.

Project proposes to breach the Hankins Pond Dam to eliminate a threat to public safety and to restore approximately 2,000 feet of stream channel to a free-flowing condition. The dam is located across a tributary to West Branch Lackawaxen River (HQ-CWF, MF) (Forest City, PA Quadrangle, Latitude: 41.7151; Longitude: -75.3951).

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 sec-

tion 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

ESCGP-2 # ESG14-125-0034 Renewal
Applicant Name MarkWest Liberty Midstream & Resources LLC
Contact Person Rick Lowry
Address 4600 J. Barry Court, Suite 500
City, State, Zip Canonsburg, PA 15317
County Washington County
Township(s) Buffalo Township & East Finley Township
Receiving Stream(s) and Classification(s) UNTs to Buffalo Creek (HQ-WWF), Buffalo Creek (HQ-WWF), and UNTs to Sawhill Run (HQ-WWF)

ESCGP-2 # ESX12-125-0015 Renewal
Applicant Name Range Resources—Appalachia, LLC
Contact Person Karl Matz
Address 3000 Town Center Boulevard
City, State, Zip Canonsburg, PA 15317
County Washington County
Township(s) Donegal Township
Receiving Stream(s) and Classification(s) UNTs to Dutch Fork (HQ-WWF)

ESCGP-2 # ESX17-005-0003
Applicant Name Snyder Bros, Inc
Contact Person Carl Rose
Address P.O. Box 1022
City, State, Zip Kittanning, PA 16201
County Armstrong County
Township(s) East Franklin Township
Receiving Stream(s) and Classification(s) Trib 47106 to Limestone Run (WWF) and Limestone Run (WWF)

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

ESCGP-2 # ESX13-073-0008 Pulaski Artman Well Pad
Applicant Hilcorp Energy Company
Contact Stephanie McMurray
Address 1111 Travis Street
City Houston State TX Zip Code 77002
County Lawrence Township(s) Pulaski Twp
Receiving Stream(s) and Classification(s) UNT to Shenango River (WWF)

ESCGP-2 # ESG13-019-0034A—Waltman Centralized Freshwater Impoundment Major Modification
Applicant XTO Energy Inc.
Contact Melissa Breitenbach
Address 190 Thorn Hill Road
City Warrendale State PA Zip Code 15086
County Butler Township(s) Donegal
Receiving Stream(s) and Classification(s) UNT to Buffalo Creek HQ-CWF

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

ESCGP-2 # ESX29-115-18-0019
Applicant Name Cabot Oil & Gas Corp
Contact Person Kenneth Marcum
Address 2000 Park Lane, Suite 300
City, State, Zip Pittsburgh, PA 15275
County Susquehanna
Township(s) Brooklyn
Receiving Stream(s) and Classification(s) UNTs to Horton Ck (CWF-MF)

ESCGP-2 # ESX29-115-16-0019(01)
Applicant Name Cabot Oil & Gas Corp
Contact Person Kenneth Marcum
Address 2000 Park Lane, Suite 300
City, State, Zip Pittsburgh, PA 15275
County Susquehanna
Township(s) Dimock & Springville
Receiving Stream(s) and Classification(s) West Ck (CWF-MF) and White Ck (CWF-MF)

ESCGP-2 # ESX29-115-18-0042
Applicant Name Cabot Oil & Gas Corp
Contact Person Kenneth Marcum
Address 2000 Park Lane, Suite 300
City, State, Zip Pittsburgh, PA 15275
County Susquehanna
Township(s) Harford
Receiving Stream(s) and Classification(s) Leslie Ck (CWF-MF) and UNT thereto

ESCGP-2 # ESX29-115-18-0038
Applicant Name SWN Production Co LLC
Contact Person Nicki Atkinson
Address 917 SR 92 N
City, State, Zip Tunkhannock, PA 18657
County Susquehanna
Township(s) Forest Lake
Receiving Stream(s) and Classification(s) Middle Branch Wyalusing Ck (CWF-MF) and tributary thereto

[Pa.B. Doc. No. 18-1002. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at <http://www.elibrary.dep.state.pa.us/dsweb/HomePage>. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft technical guidance documents.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Rescission of Technical Guidance

DEP ID: 550-2000-001. *Title:* Administrative Policy and Procedure Manual. *Description:* The Department is rescinding this technical guidance document because processes have significantly changed since the document was last revised in 1992. This technical guidance document contains policies and procedures to be followed by administrative and clerical staff in processing documents for the oil and gas management program that are no longer relevant.

Contact: Questions regarding this technical guidance document should be directed to Kurt Klapkowski at kklapkowski@pa.gov or (717) 783-9893.

Effective Date: June 30, 2018

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-1003. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Bid Opportunity

Capital Bus Company State Lead Project—Underground Storage Tank (UST) Product and Tank Removal Project, Harrisburg City, Dauphin County. The principal items of work and approximate quantities include: site access and restriction, one lump sum; removal/disposal of residual liquids from UST systems, 8,933 gallons; excavation, removal and disposal of UST systems, two lump sums; removal/disposal of contaminated soil from UST systems, 50 tons; backfill: (stone), 100 tons; backfill: (asphalt), 17 tons; and project completion report, one lump sum.

This bid issues on July 20, 2018, and bids will be opened on August 23, 2018, at 2 p.m. There is a mandatory prebid site inspection at 10 a.m. on August 14, 2018, at 1061 South Cameron Street, Harrisburg, PA 17105. Failure to attend the mandatory prebid site inspection will be cause for rejection of the bid. Bid documents may be downloaded for free beginning on the issue date from the Department of Environmental Protection by going to www.BidExpress.com. Contact the Construction Contracts Section at (717) 787-7820 or RA-ConstructionContr@pa.gov for more information on this bid.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-1004. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Ambulatory Surgical Facilities; Requests for Exceptions

The following ambulatory surgical facility (ASF) has filed a request for exception under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license ASFs under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following request for exception relates to regulations governing ASF licensure in 28 Pa. Code Chapters 51 and 551—571 (relating to general information; and ambulatory surgical facilities).

<i>Facility Name</i>	<i>Regulation</i>
DH Physicians Endoscopy ASC	28 Pa. Code § 551.3 (relating to definitions), specifically subparagraph (ii) of the definition of "classification levels," regarding Class B facilities PS III patients

The previously listed 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 previously listed

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-1005. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Infant Hearing Screening Advisory Committee Meeting

The Infant Hearing Screening Advisory Committee (Committee), established under the Infant Hearing Education, Assessment, Reporting and Referral (IHEARR) Act (11 P.S. §§ 876-1—876-9), will hold a public meeting on Thursday, July 19, 2018, from 1 p.m. until 3 p.m. The meeting will be held at the Community Room, Giant Grocery Store, 3301 Trindle Road, Camp Hill, PA. Agenda items will include: 1) updates about program operations and Committee membership; 2) reports by the cytomegalovirus and Early Hearing Detection and Intervention—Pediatric Audiology Links to Service subcommittees; 3) a review of a Commonwealth audiologist survey; and 4) a review of Early Hearing Detection and Intervention best practices documents.

For additional information or for persons with a disability who wish to attend the meeting and require auxiliary aid, service or other accommodation to do so, contact Mark Beall, Program Administrator, Division of Newborn Screening and Genetics, (717) 783-8143 or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-1006. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(d) (relating to prevention, control and surveillance of tuberculosis (TB)):

ManorCare Health Services—Carlisle
940 Walnut Bottom Road
Carlisle, PA 17013
FAC ID # 392802

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

Foulkeways at Gwynedd
1120 Meetinghouse Road
Gwynedd, PA 19436
FAC ID # 060902

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.36(h) (relating to bathing facilities):

Spang Crest Manor
945 Duke Street
Lebanon, PA 17042
FAC ID # 193602

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.67(k) (relating to electric requirements for existing and new construction):

Lebanon Valley Brethren Home
1200 Grubb Street
Palmyra, PA 17078
FAC ID # 380602

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Squirrel Hill Center for Rehabilitation and Healing
2025 Wightman Street
Pittsburgh, PA 15217
FAC ID # 231602

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

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

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

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-1007. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Medical Assistance Program Fee Schedule Revisions; 2018 Healthcare Common Procedure Coding System Updates; Prior Authorization Requirements

The Department of Human Services (Department) announces changes to the Medical Assistance (MA) Program Fee Schedule. These changes are effective for dates of service on and after July 2, 2018.

The Department is adding and end-dating procedure codes as a result of implementing the 2018 updates made by the Centers for Medicare & Medicaid Services (CMS) to the Healthcare Common Procedure Coding System (HCPCS). The Department is also adding and end-dating other procedure codes and making changes to procedure codes currently on the MA Program Fee Schedule. As follows, some of the procedure codes being added to the MA Program Fee Schedule will require prior authorization. Fees for the new procedure codes will be published in an MA Bulletin that will be issued to all providers.

Procedure Codes Being Added or End-dated

The Department is adding the following procedure code and modifier combinations to the MA Program Fee Schedule as a result of the 2018 HCPCS updates:

<i>Procedure Codes and Modifiers</i>				
00731	00732	00811	00812	00813
15730	15730 (SG)	15733	15733 (SG)	31241 (RT)
31241 (LT)	31241 (50)	31253 (SG)	31253 (RT)	31253 (LT)
31253 (50)	31257 (SG)	31257 (RT)	31257 (LT)	31257 (50)
31259 (SG)	31259 (RT)	31259 (LT)	31259 (50)	31298 (SG)
31298 (RT)	31298 (LT)	31298 (50)	33927	33927 (80)
33928	33928 (80)	33929	33929 (80)	34701
34701 (80)	34702	34702 (80)	34703	34703 (80)
34704	34704 (80)	34705	34705 (80)	34706
34706 (80)	34707 (RT)	34707 (LT)	34707 (50)	34707 (80) (RT)
34707 (80) (LT)	34707 (80) (50)	34708 (RT)	34708 (LT)	34708 (50)
34708 (80) (RT)	34708 (80) (LT)	34708 (80) (50)	34709	34709 (80)
34710	34710 (80)	34711	34711 (80)	34712
34712 (80)	34713	34713 (80)	34714	34714 (80)
34715	34715 (80)	34716	34716 (80)	36465 (SG)
36465 (RT)	36465 (LT)	36465 (50)	36466 (SG)	36466 (RT)
36466 (LT)	36466 (50)	38222	38222 (SG)	38573
38573 (SG)	38573 (80)	43286	43286 (80)	43287
43287 (80)	43288	43288 (80)	58575	58575 (80)
71045	71045 (TC)	71045 (26)	71046	71046 (TC)
71046 (26)	71047	71047 (TC)	71047 (26)	71048
71048 (TC)	71048 (26)	74018	74018 (TC)	74018 (26)
74019	74019 (TC)	74019 (26)	74021	74021 (TC)
74021 (26)	81105	86008	86794	87634
87634 (QW)	87662	94617	94617 (TC)	94617 (26)
94618	94618 (TC)	94618 (26)	95249	96573
96574	97127	99483	D5511	D5512
D5611	D5612	D5621	D5622	D9222
D9239	E0953 (NU)	E0953 (RR)	E0954 (NU)	E0954 (RR)
J7296 (FP)	K0553	K0554 (NU)	K0554 (RR)	K0903 (RT)
K0903 (LT)	K0903 (50)	L3761 (RT)	L3761 (LT)	L3761 (50)
L8625 (NU)				

The Department is adding the following procedure codes, and procedure code and modifier combinations to the MA Program Fee Schedule based upon provider requests or clinical review:

<i>Procedure Codes and Modifiers</i>				
33361	33362	33363	33364	33365
33366	33367	33368	33369	44705
79005	79005 (TC)	79005 (26)	79101	79101 (TC)
79101 (26)	79445 (26)	82044	82044 (QW)	90739
90750	95251	96161	D1354	D1354 (SG)
G0455	G0455 (SG)			

For additional information regarding dental procedure code D1354, see MA Bulletin 27-18-08, "Medical Assistance Program Dental Fee Schedule Update," effective July 2, 2018.

The Department is end-dating the following procedure codes from the MA Program Fee Schedule as a result of the 2018 HCPCS updates:

<i>Procedure Codes</i>					
00740	00810	01180	01190	01682	15732
29582	29583	31320	34800	34802	34803
34804	34805	34825	34826	34900	36120
36515	55450	69820	69840	71010	71015
71020	71021	71022	71023	71030	71034
71035	74000	74010	74020	75658	75952
75953	75954	77422	78190	83499	86729
86822	87277	87470	88154	94620	97532
D5510	D5610	D5620	G0202	G0204	G0206
G0364					

No new authorizations will be issued for the procedure codes being end-dated on and after July 2, 2018. For any of the previously listed procedure codes that had a prior authorization issued before July 2, 2018, providers should submit claims using the end-dated procedure code, as set forth in the authorization issued by the Department. The Department will accept claims with the end-dated procedure codes until July 2, 2019, for those services that were prior authorized.

Prior Authorization Requirements

Laboratory procedure code 86008 being added to the MA Program Fee Schedule will require prior authorization, as authorized under section 443.6(b)(7) of the Human Services Code (code) (62 P.S. § 443.6(b)(7)). Information regarding the Department's prior authorization process may be viewed in the MA Provider Handbook and is available at <http://www.dhs.pa.gov/publications/forproviders/promiseproviderhandbooksandbillingguides/index.htm>.

The following durable medical equipment (DME) procedure code and modifier combinations being added to the MA Program Fee Schedule will require prior authorization after 3 months of rental as authorized under section 443.6(b)(3) of the code:

<i>Procedure Codes and Modifiers</i>	
E0953 (RR)	E0954 (RR)

Medical supply procedure code K0553 being added to the MA Program Fee schedule will require prior authorization, as authorized under section 443.6(b)(7) of the code.

DME procedure code K0554 (NU) being added to the MA Program Fee Schedule require prior authorization under section 443.6(b)(2) of the code.

DME procedure code K0554 (RR) being added to the MA Program Fee Schedule will require prior authorization for the first month's rental under section 443.6(b)(3) of the code.

The following prosthetic and orthotic procedure code and modifier combinations being added to the MA Program Fee Schedule will require prior authorization, as authorized under section 443.6(b)(1) of the code:

<i>Procedure Codes and Modifiers</i>			
L3761 (RT)	L3761 (LT)	L3761 (50)	L8625 (NU)

*Updates to Procedure Codes Currently on the MA Program Fee Schedule**Physician Services*

The Department is opening Provider Type (PT)/Specialty (Spec) combination 31 (physician)/All and end-dating PT 31 specialties 318 (General Practitioner), 319 (Surgery), 322 (Internal Medicine) and 328 (Obstetrics and Gynecology), in Place of Service (POS) 21 (Inpatient Hospital) for the following surgical procedure codes, as the Department has determined that it is appropriate for all physician specialties to perform these services:

<i>Procedure Codes</i>	
58291	58292

The Department is end-dating "All" specialties for PT 01 (Inpatient Facility) in POS 23 (Emergency Room) and for PT 08 (Clinic) in POS 49 (Independent Clinic) for surgical procedure code 36430 and opening individual specialties as explained as follows:

<i>Procedure Code</i>	<i>End-dated PT/Spec/POS</i>	<i>Opened PT/Spec/POS</i>	<i>Reason</i>
36430	01/All/23	01/017/23	Emergency room arrangement 2 must bill for services provided by the emergency room physician.
	08/All/49	08/082/49	The Department has determined that other settings are not appropriate for this physician service.

ASC/SPU Services

The Department is end-dating "All" specialties for PT 01 and PT 02 (Ambulatory Surgical Center (ASC)) for surgical procedure code 36430 because Department review determined that this procedure is not appropriate for all specialties.

For the surgical procedure codes identified as follows that are currently on the MA Program Fee Schedule, the Department is adding the SG (facility support component) modifier, POS 24 (ASC) and PT/Spec combinations 01/021 (Short Procedure Unit (SPU)), 02/020 (ASC), or both. These procedure codes can be performed safely in an SPU, ASC, or both, depending on the procedure, and will be paid the facility support component fee of \$776:

<i>Procedure Code</i>	<i>New PT/Spec</i>	<i>New POS</i>	<i>New Modifier</i>
36430	01/021; 02/020	24	SG
58260	02/020	24	SG
58262	01/021; 02/020	24	SG
58263	01/021; 02/020	24	SG
58270	01/021; 02/020	24	SG
58291	01/021	24	SG
58292	01/021	24	SG

Dental Services

The following dental procedure codes have limit or description changes, or both, (in bold), due to the addition of new procedure codes D9222 and D9238 for the initial 15-minute increment of service:

<i>Procedure Code</i>	<i>Old Limit</i>	<i>New Limit</i>	<i>Procedure Description</i>
D9223	3	2	Deep sedation/general anesthesia—each subsequent 15 minute increment
D9243	2	2	Intravenous moderate (conscious) sedation/analgesia—each subsequent 15 minute increment

For further information on updates to dental procedure codes, see MA Bulletin 27-18-08, "Medical Assistance Program Dental Fee Schedule Update," effective July 2, 2018.

*Modifier Updates**QW Modifier*

The Department is adding the QW (Clinical Laboratory Improvement Amendments (CLIA) waived test) informational modifier, the FP (Family Planning) modifier or the 91 (Repeat Clinical Diagnostic Laboratory Test), or both, modifier, when applicable, to the following procedure codes and the PT/Spec/POS combinations on the MA Program Fee Schedule for laboratory tests that CMS identifies as CLIA waived tests. For additional information, see MA Bulletin 01-12-67, "Clinical Laboratory Improvement Amendments Requirements" which may be viewed at <http://www.dhs.pa.gov/publications/bulletinsearch/bulletinselected/index.htm?bn=01-12-67>.

<i>Procedure Code</i>	<i>PT/Spec/POS</i>	<i>Modifiers</i>
85025	01/016/23 (Emergency Room Arrangement 1)	QW; QW 91
	01/017/23 (Emergency Room Arrangement 2)	QW; QW 91
	01/012/22 (Medical Rehab Hospital)	QW; QW 91
	01/014/22 (Inpatient Medical Rehab Unit)	QW; QW 91
	01/019/22 (Drug and Alcohol Rehab Hospital)	QW; QW 91
	01/183/22 (Outpatient Hospital Clinic)	QW; QW FP; FP 91; QW 91; QW FP 91
	01/441/22 (Drug and Alcohol Rehab Unit)	QW; QW 91
	08/083/22 (Outpatient Family Planning Clinic)	QW FP; FP 91; QW FP 91
	08/083/49 (Independent Family Planning Clinic)	QW FP; FP 91; QW FP 91
	28/280/81 (Independent Laboratory)	QW; QW FP; FP 91; QW 91; QW FP 91

The Department is also adding the PT/Spec/POS and modifiers, as indicated as follows, to the following laboratory procedure code on the MA Program Fee Schedule as a result of the latest tests listed by CMS as CLIA waived tests:

<i>Procedure Code</i>	<i>PT/Spec/POS</i>	<i>Modifier</i>
85025	08/082/49 (Independent Medical/Surgical Clinic)	No modifier; 91; FP; QW; FP 91; QW FP; QW 91; QW FP 91
	09/All/11 (Certified Registered Nurse Practitioner)	No modifier; 91; FP; QW; FP 91; QW FP; QW 91; QW FP 91
	31/All/11 (Physician)	No modifier; 91; FP; QW; FP 91; QW FP; QW 91; QW FP 91
	33/335/11 (Certified Nurse Midwife)	No modifier; 91; FP; QW; FP 91; QW FP; QW 91; QW FP 91 Limit Updates

Limit Updates

Laboratory procedure code 85025 has a limitation update as indicated as follows:

<i>Procedure Code</i>	<i>Old Limit</i>	<i>New Limit</i>	<i>Reason</i>
85025	1:1	1:2	This procedure can now be repeated once per day, so the maximum limit has been increased to reflect this change.

Open Places of Service

The Department is opening POS 24 for the following procedure codes and PT/Spec combinations, with or without pricing modifier 80 (Assistant Surgeon), as indicated as follows, as the Department determined that these settings are appropriate for the performance of these services:

<i>Procedure Code</i>	<i>PT/Spec</i>	<i>POS</i>
58262 58262 (80)	31/All	24
58263 58263 (80)	31/All	24
58270 58270 (80)	31/All	24
58291 58291 (80)	31/All	24
58292 58292 (80)	31/All	24

Service Limits

The MA Program has established service limits for some of these procedure codes. When a provider determines that an MA beneficiary is in need of a service or item in excess of the established limits, the provider may request a waiver of the limits through the 1150 Administrative Waiver (Program Exception) process. For instructions on how to apply for a Program Exception, refer to the provider handbook at <http://www.dhs.pa.gov/publications/forproviders/promiseproviderhandbooksandbillingguides/index.htm>.

Managed Care Delivery System

MA Managed Care Organizations (MCO) are not required to impose the service limits that apply in the MA Fee-for-Service (FFS) delivery system, although they are permitted to do so. MA MCOs may not impose service limits that are more restrictive than the service limits established in the MA FFS delivery system. An MA MCO that chooses to establish service limits must notify their network providers and members before implementing the limits.

Fiscal Impact

The estimated fiscal impact in Fiscal Year 2018-2019 is a savings of \$0.374 million (\$0.179 million in State funds and \$0.195 million in Federal funds). The estimated annualized fiscal impact is a savings of \$0.449 million (\$0.215 million in State funds and \$0.234 in Federal funds).

Public Comment

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

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

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1257. No fiscal impact; this action will result in nominal estimated savings; (8) recommends adoption.

[Pa.B. Doc. No. 18-1008. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Prevailing Wage Appeals Board Public Meeting

The Prevailing Wage Appeals Board will hold a public meeting on Friday, July 20, 2018, at 10 a.m. at 1171 South Cameron Street, Conference Room 326, 3rd Floor, Harrisburg, PA 17104.

The Americans with Disability Act contact is Gina Meckley, (717) 783-9276.

W. GERARD OLEKSIK,
Secretary

[Pa.B. Doc. No. 18-1009. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Adjustment of Program Service Revenue Amounts

In accordance with section 6(a)(5) of the Institutions of Purely Public Charity Act (act) (10 P.S. § 376(a)(5)), the Department of Revenue is required to adjust the annual program service revenue amount used as a benchmark in section 6(a)(1) and (2) of the act for the purpose of asserting a rebuttable presumption.

The annual program service revenue amounts referred to in section 6(a)(1) and (2) of the act shall be increased by 1% as follows:

- (1) Effective July 1, 1999—Program Service Revenues—\$10,100,000.
- (2) Effective July 1, 2000—Program Service Revenues—\$10,201,000.
- (3) Effective July 1, 2001—Program Service Revenues—\$10,303,010.
- (4) Effective July 1, 2002—Program Service Revenues—\$10,406,040.
- (5) Effective July 1, 2003—Program Service Revenues—\$10,510,100.
- (6) Effective July 1, 2004—Program Service Revenues—\$10,615,201.

(7) Effective July 1, 2005—Program Service Revenues—\$10,721,353.

(8) Effective July 1, 2006—Program Service Revenues—\$10,828,567.

(9) Effective July 1, 2007—Program Service Revenues—\$10,936,853.

(10) Effective July 1, 2008—Program Service Revenues—\$11,046,222.

(11) Effective July 1, 2009—Program Service Revenues—\$11,156,684.

(12) Effective July 1, 2010—Program Service Revenues—\$11,268,251.

(13) Effective July 1, 2011—Program Service Revenues—\$11,380,934.

(14) Effective July 1, 2012—Program Service Revenues—\$11,494,743.

(15) Effective July 1, 2013—Program Service Revenues—\$11,609,690.

(16) Effective July 1, 2014—Program Service Revenues—\$11,725,787.

(17) Effective July 1, 2015—Program Service Revenues—\$11,843,045.

(18) Effective July 1, 2016—Program Service Revenues—\$11,961,475.

(19) Effective July 1, 2017—Program Service Revenues—\$12,081,090.

(20) Effective July 1, 2018—Program Service Revenues—\$12,201,901.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-1010. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Hot Ticket Fast Play Game 5034

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers

and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name*: The name of the lottery game is Pennsylvania Hot Ticket (hereinafter "Hot Ticket"). The game number is PA-5034.

2. *Definitions*:

(a) *Authorized Retailer* or *Retailer*: A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code*: The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *GAME*: A specific, pre-defined area of a game ticket located in the play area that contains play symbols and prize symbols that, when played according to the instructions, determine whether a player wins a prize.

(d) *Game Ticket*: A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(e) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(f) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(g) *Play*: A chance to participate in a particular Fast Play lottery game.

(h) *Play Area*: The area on a ticket which contains one or more play symbols.

(i) *Play Symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(j) *PRIZE*: A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *WINNING NUMBER*: The numbers, letters, symbols or other characters found in the play area that, when matched against the "YOUR NUMBERS" for that "GAME," determine whether a player wins a prize.

(l) *Winning Ticket*: A game ticket which has been validated and qualifies for a prize.

(m) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the "WINNING NUMBER" for that "GAME," determine whether a player wins a prize. The "YOUR NUMBERS" play symbols in a Hot Ticket game will appear in either a Circle outline or a Flame outline.

3. *Price*: The price of a Hot Ticket game ticket is \$10.

4. *Description of the Hot Ticket Fast Play lottery game*:

(a) The Hot Ticket lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Hot Ticket game tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery

game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer. A bet slip is not used to play this game.

(b) Hot Ticket is played by matching any of the "YOUR NUMBERS" play symbols, appearing in either a Circle or a Flame, to the "WINNING NUMBER" play symbol for that "GAME."

(1) Players that correctly match any of the "YOUR NUMBERS" play symbols appearing in a Circle shall win the PRIZE shown to the right of that "GAME." The player's prize is multiplied by either 1, 2 or 5 depending on the position of the matching "YOUR NUMBERS" play symbol. If the player matches the first symbol, from left to right, the player's prize is multiplied by 1. If the player matches the second symbol, from left to right, the player's prize is multiplied by 2. If the player matches the third symbol, from left to right, the player's prize is multiplied by 5.

(2) Players that correctly match any "YOUR NUMBERS" play symbol appearing in a Flame, shall win all ten (10) prizes shown on the ticket. Prizes won by matching a "YOUR NUMBERS" play symbol appearing in a Flame to the "WINNING NUMBER" play symbol for that "GAME," are not multiplied.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Hot Ticket game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Hot Ticket game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Hot Ticket game ticket and select the Hot Ticket option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Pennsylvania Hot Ticket game ticket characteristics*:

(a) A Hot Ticket game ticket shall contain a play area, the cost of the play, the date of sale, and a bar code. Each ticket consists of ten "GAME" areas.

(b) *Play Symbols*: Each Hot Ticket game ticket play area will contain a "WINNING NUMBER" area, a "YOUR NUMBERS" area and ten "GAME" areas. Arrows above each column of "YOUR NUMBERS" display the multiplier assigned to the play symbols that appear in each column. The arrows are labeled "1X," "2X," "5X." The "YOUR NUMBERS" area consists of play symbols that appear in either a Circle or a Flame. The play symbols located in the "WINNING NUMBER" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), 41 (FRYONE), 42 (FRYTWO),

43 (FRYTHR), 44 (FRYFOR), 45 (FRYFIV), 46 (FRYSIX), 47 (FRYSVN), 48 (FRYEGT) and 49 (FRYNIN). The play symbols located in the "YOUR NUMBERS" area, that can appear in either a Circle or a Flame, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), 41 (FRYONE), 42 (FRYTWO), 43 (FRYTHR), 44 (FRYFOR), 45 (FRYFIV), 46 (FRYSIX), 47 (FRYSVN), 48 (FRYEGT) and 49 (FRYNIN).

(c) *Prize Symbols:* The prize symbols and their captions located to the right of the ten "GAME" areas are: \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTN), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$45⁰⁰ (FRY FIV), \$50⁰⁰ (FIFTY), \$75⁰⁰ (SVY FIV), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$100,000 (ONEHUNTHO).

(d) *Prizes:* The prizes that can be won in this game are: \$10, \$15, \$20, \$30, \$45, \$50, \$75, \$100, \$500, \$1,000, \$10,000 and \$100,000.

(e) A player can win up to ten times on a ticket.

(f) *Approximate Number of Tickets Available for the Game:* Approximately 4,800,000 tickets will be available for sale for the Hot Ticket lottery game.

6. *Prizes available to be won and determination of prize winners:*

(a) All Hot Ticket prize payments will be made as one-time, lump-sum cash payments.

(b) A winning Hot Ticket game ticket is entitled only to the highest prize won by the winning combinations described below on each game ticket.

(c) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols appearing in a Circle match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$100,000 (ONEHUNTHO) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$100,000.

(d) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols appearing in a Circle match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$10,000 (TEN THO) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$10,000.

(e) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols appearing in a Circle match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$1,000 (ONE THO) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols appearing in a Circle match the "WINNING NUMBER" play symbol in a "GAME," and

a prize symbol of \$500 (FIV HUN) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 2X multiplier column, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Flame, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$100 (ONE HUN) appears in two of the "PRIZE" areas, a prize symbol of \$75⁰⁰ (SVY FIV) appears in two of the "PRIZE" areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in five of the "PRIZE" areas and a prize symbol of \$500 (FIV HUN) appears in one of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$500 (FIV HUN) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 5X multiplier column, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Flame, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$50⁰⁰ (FIFTY) appears in four of the "PRIZE" areas, a prize symbol of \$45⁰⁰ (FRY FIV) appears in five of the "PRIZE" areas and a prize symbol of \$75⁰⁰ (SVY FIV) appears in one of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Flame, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$100 (ONE HUN) appears in three of the "PRIZE" areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in four of the "PRIZE" areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in one of the "PRIZE" areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in one of the "PRIZE" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in one of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$500.

(l) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 2X multiplier column, on a single ticket, shall be entitled to a prize of \$200.

(m) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$30⁰⁰ (THIRTY) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 5X multiplier column, on a single ticket, shall be entitled to a prize of \$150.

(n) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$50.00 (FIFTY) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 2X multiplier column, on a single ticket, shall be entitled to a prize of \$100.

(p) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$20.00 (TWENTY) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 5X multiplier column, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$45.00 (FRY FIV) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 2X multiplier column, on a single ticket, shall be entitled to a prize of \$90.

(r) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$75.00 (SVY FIV) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$75.

(s) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$15.00 (FIFTN) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 5X multiplier column, on a single ticket, shall be entitled to a prize of \$75.

(t) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$30.00 (THIRTY) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 2X multiplier column, on a single ticket, shall be entitled to a prize of \$60.

(u) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$50.00 (FIFTY) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$50.

(v) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match

the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$10.00 (TEN DOL) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 5X multiplier column, on a single ticket, shall be entitled to a prize of \$50.

(w) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$45.00 (FRY FIV) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$45.

(x) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$30.00 (THIRTY) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$30.

(y) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$15.00 (FIFTN) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 2X multiplier column, on a single ticket, shall be entitled to a prize of \$30.

(z) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$20.00 (TWENTY) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$20.

(aa) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$10.00 (TEN DOL) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 2X multiplier column, on a single ticket, shall be entitled to a prize of \$20.

(bb) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$15.00 (FIFTN) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$15.

(cc) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols, appearing in a Circle, match the "WINNING NUMBER" play symbol in a "GAME," and a prize symbol of \$10.00 (TEN DOL) appears in the "PRIZE" area to the right of that "GAME," with the matching "YOUR NUMBERS" play symbol appearing in the 1X multiplier column, on a single ticket, shall be entitled to a prize of \$10.

7. Number and Description of Prizes and Approximate Chances of Winning: The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

<i>When Any Of YOUR NUMBERS Match The WINNING NUMBER For That GAME, Multiply The Prize By The Multiplier Shown For That Column And Win That Amount. Win With:</i>	<i>Win:</i>	<i>Approximate Chances of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets</i>
\$10	\$10	8.33	576,000
\$15	\$15	13.51	355,200
\$10 × 2	\$20	200	24,000
\$10 w/ 2X	\$20	100	48,000
\$20	\$20	100	48,000
\$10 × 3	\$30	142.86	33,600
\$15 × 2	\$30	142.86	33,600
\$20 + \$10	\$30	142.86	33,600
(\$10 w/ 2X) + \$10	\$30	142.86	33,600
\$15 w/ 2X	\$30	166.67	28,800
\$30	\$30	166.67	28,800
\$15 × 3	\$45	500	9,600
(\$10 × 3) + \$15	\$45	500	9,600
\$20 + \$15 + \$10	\$45	500	9,600
(\$10 w/ 2X) + \$15 + \$10	\$45	500	9,600
(\$15 w/ 2X) + \$15	\$45	500	9,600
\$45	\$45	500	9,600
\$10 × 5	\$50	500	9,600
(\$10 w/ 2X) + \$30	\$50	500	9,600
(\$15 w/ 2X) + \$20	\$50	500	9,600
(\$15 w/ 2X) + (\$10 w/ 2X)	\$50	500	9,600
\$10 w/ 5X	\$50	250	19,200
\$50	\$50	333.33	14,400
\$15 × 5	\$75	2,500	1,920
(\$20 × 3) + \$15	\$75	5,000	960
(\$30 × 2) + \$15	\$75	5,000	960
(\$15 w/ 2X) + \$45	\$75	2,500	1,920
(\$30 w/ 2X) + \$15	\$75	5,000	960
\$15 w/ 5X	\$75	1,000	4,800
\$75	\$75	5,000	960
\$50 × 2	\$100	1,200	4,000
\$75 + \$15 + \$10	\$100	2,400	2,000
(\$10 w/ 5X) × 2	\$100	1,600	3,000
(\$30 w/ 2X) + (\$10 × 4)	\$100	1,600	3,000
(\$45 w/ 2X) + \$10	\$100	960	5,000
\$20 w/ 5X	\$100	685.71	7,000
\$50 w/ 2X	\$100	685.71	7,000
\$100	\$100	685.71	7,000
Flame w/ ((\$100 × 3) + (\$30 × 4) + \$50 + \$20 + \$10)	\$500	30,000	160
Flame w/ ((\$50 × 4) + (\$45 × 5) + \$75)	\$500	30,000	160
\$100 × 5	\$500	120,000	40
(\$100 × 3) + (\$75 × 2) + (\$25 × 2)	\$500	120,000	40
(\$100 w/ 2X) + (\$30 w/ 5X) + (\$75 × 2)	\$500	40,000	120
\$100 w/ 5X	\$500	40,000	120
\$500	\$500	60,000	80

<i>When Any Of YOUR NUMBERS Match The WINNING NUMBER For That GAME, Multiply The Prize By The Multiplier Shown For That Column And Win That Amount. Win With:</i>	<i>Win:</i>	<i>Approximate Chances of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets</i>
Flame w/ (($\$100 \times 2$) + ($\75×2) + ($\$30 \times 5$) + $\$500$)	\$1,000	80,000	60
$\$500 \times 2$	\$1,000	120,000	40
$(\$100 \times 5) + \500	\$1,000	120,000	40
$(\$100 \text{ w/ } 5X) + \500	\$1,000	80,000	60
$\$500 \text{ w/ } 2X$	\$1,000	80,000	60
\$1,000	\$1,000	120,000	40
\$10,000	\$10,000	240,000	20
\$100,000	\$100,000	120,000	40

When any of YOUR NUMBERS are in a Flame and match the WINNING NUMBER for that GAME, win all 10 prizes shown! Flame wins are not multiplied.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket Responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or a Fast Play ticket redeemed by a player in error.

9. *Ticket Validation and Requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) Pursuant to the preceding paragraphs, the retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the

sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Hot Ticket lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

15. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

16. *Retailer Incentive Programs.* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Hot Ticket lottery game tickets.

17. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

18. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be

disseminated through media used to advertise or promote Hot Ticket or through normal communications methods.

19. *Applicability:* This notice applies only to the Hot Ticket lottery game announced in this notice.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-1011. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Money Tree Fast Play Game 5035

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Money Tree (hereinafter "Money Tree"). The game number is PA-5035.

2. *Definitions:*

(a) *Authorized Retailer or Retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket:* A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System:* The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal:* A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(f) *"MONEY TREE":* Specific, pre-defined area of a game ticket located in the play area that contains play symbols that, when played according to the instructions, determines whether a player wins a prize.

(g) *Play:* A chance to participate in a particular Fast Play lottery game.

(h) *Play Area:* The area on a ticket which contains one or more play symbols.

(i) *Play Symbol:* A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(j) *Prize:* A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *PRIZE LEGEND:* The area on the ticket that shows a player the corresponding prize that can be won by matching winning symbols.

(l) *Progressive Top Prize:* The top prize available for this game that begins with a minimum prize amount that grows at a pre-determined rate every time a ticket is purchased, and then resets to the minimum prize amount whenever a top prize winning ticket is sold.

(m) *Winning Ticket:* A game ticket which has been validated and qualifies for a prize.

3. *Price:* The price of a Money Tree ticket is \$2.

4. *Description of the Money Tree lottery game:*

(a) The Money Tree lottery game is an instant win game printed from a Lottery Terminal. With the exception of the Progressive Top Prize amount, all prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Money Tree tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Money Tree is played by finding at least four Money Roll symbols in the "MONEY TREE." Players finding four or more Money Roll symbols in this manner will win the corresponding prize shown in the PRIZE LEGEND. A bet slip is not used to play this game.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Money Tree game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Money Tree game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Money Tree game ticket and selecting the Money Tree option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Pennsylvania Money Tree ticket characteristics:*

(a) A Money Tree ticket shall contain a play area, the cost of the play, the date of sale, and a bar code.

(b) *Play Symbols:* Each Money Tree ticket play area will contain one "MONEY TREE" play area. The play symbols located in the "MONEY TREE" area are: Ring symbol, Coin symbol, Pot of Gold symbol, Stack of Coins symbol, Van symbol, Chest symbol, Purse symbol, Piggy Bank symbol, Handful of Coins symbol, Check symbol, Diamond symbol, Crown symbol, Wallet symbol, Safe symbol, 24K Bar symbol, Bank symbol, Folded Bills symbol, Gem symbol, Stack of Cash symbol, Money Bag symbol, Gold Bar symbol and a Money Roll symbol.

(c) *Prizes:* The prizes, located in the "PRIZE LEGEND," that can be won in this game are: \$2, \$4, \$5, \$10, \$20, \$50, \$100, \$1,000 and the Progressive Top Prize. The Progressive Top Prize amount starts at \$10,000 and increases by 16¢ every time a Money Tree ticket is purchased. When a Progressive Top Prize winning ticket is sold, the Progressive Top Prize resets to \$10,000.

(d) A player can win up to one time on a ticket.

(e) *Approximate Number of Tickets Available for the Game:* Approximately 2,400,000 tickets will be available for sale for the Money Tree lottery game.

6. *Prizes available to be won and determination of prize winners:*

(a) All Money Tree prize payments will be made as one-time, lump-sum cash payments.

(b) A winning Money Tree ticket is entitled only to the highest prize won by the winning combinations described below on each game ticket.

(c) Holders of tickets upon which twelve (12) Money Roll symbols are found in the "MONEY TREE," on a single ticket, shall be entitled to a prize of a "Progressive Top Prize." The amount won under this paragraph is the amount of the Progressive Top Prize, determined by the Lottery Central Computer System, as of the time the winning ticket was purchased. The amount won will be a minimum of \$10,000.

(d) Holders of tickets upon which eleven (11) Money Roll symbols are found in the "MONEY TREE," on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which ten (10) Money Roll symbols are found in the "MONEY TREE," on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which nine (9) Money Roll symbols are found in the "MONEY TREE," on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which eight (8) Money Roll symbols are found in the "MONEY TREE," on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets upon which seven (7) Money Roll symbols are found in the "MONEY TREE," on a single ticket, shall be entitled to a prize of \$10.

(i) Holders of tickets upon which six (6) Money Roll symbols are found in the "MONEY TREE," on a single ticket, shall be entitled to a prize of \$5.

(j) Holders of tickets upon which five (5) Money Roll symbols are found in the "MONEY TREE," on a single ticket, shall be entitled to a prize of \$4.

(k) Holders of tickets upon which four (4) Money Roll symbols are found in the "MONEY TREE," on a single ticket, shall be entitled to a prize of \$2.

7. *Number and Description of Prizes and Approximate Chances of Winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

<i>When You Find At Least Four Money Roll Symbols In The "MONEY TREE," Win Corresponding Prize Shown In The PRIZE LEGEND Below. Win With:</i>	<i>Win:</i>	<i>Approximate Chances of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 2,400,000 Tickets</i>
4 MONEY ROLL SYMBOLS	\$2	9.09	264,000
5 MONEY ROLL SYMBOLS	\$4	18.18	132,000

<i>When You Find At Least Four Money Roll Symbols In The "MONEY TREE," Win Corresponding Prize Shown In The PRIZE LEGEND Below. Win With:</i>	<i>Win:</i>	<i>Approximate Chances of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 2,400,000 Tickets</i>
6 MONEY ROLL SYMBOLS	\$5	17.24	139,200
7 MONEY ROLL SYMBOLS	\$10	62.5	38,400
8 MONEY ROLL SYMBOLS	\$20	166.67	14,400
9 MONEY ROLL SYMBOLS	\$50	1,200	2,000
10 MONEY ROLL SYMBOLS	\$100	6,000	400
11 MONEY ROLL SYMBOLS	\$1,000	120,000	20
12 MONEY ROLL SYMBOLS	\$10,000*	120,000	20

*PROGRESSIVE TOP PRIZE: The minimum value of the PROGRESSIVE TOP PRIZE is \$10,000. The PROGRESSIVE TOP PRIZE increases by 16¢ every time a Money Tree lottery game ticket is purchased, and resets to \$10,000 whenever a top prize winning ticket is sold.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket Responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or a Fast Play ticket redeemed by a player in error.

9. *Ticket Validation and Requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) Pursuant to the preceding paragraphs, the retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Progressive Top Prize Restrictions:*

(a) An amount of 16¢ from the sale of each Money Tree ticket will be accumulated in the Progressive Top Prize pool.

(b) *Prize Amount:* The amount of the Progressive Top Prize at the time a ticket is purchased can only be verified through the Lottery's Central Computer System. Any advertisement or any materials describing the amount of the Progressive Top Prize are only valid as of the time they are posted. If any discrepancy exists between this notice and any material describing or advertising the Money Tree game, this notice and the data contained in the Lottery's Central Computer System shall govern.

(c) The Progressive Top Prize and all other prizes are subject to availability at the time of purchase. The Lottery is not responsible for prizes that are not awarded due to technical issues. In the event of a Progressive Top Prize being reset without the actual sale of a Progressive Top Prize winning ticket, all prize money that had accumulated into the Progressive Top Prize pool (i.e. 16¢ from the sale of each ticket) shall be awarded as part of the next Progressive Top Prize won.

15. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Money Tree lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

16. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

17. *Retailer Incentive Programs.* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Money Tree lottery game tickets.

18. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a

winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

19. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Money Tree or through normal communications methods.

20. *Applicability:* This notice applies only to the Money Tree lottery game announced in this notice.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-1012. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Retail Incentive Program and Related Retailer Incentive Programs for Fiscal Year 2018-2019

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), and under Title 4, Amusements, (4 Pa.C.S. §§ 501—505) the Secretary of Revenue hereby provides public notice of the Retail Incentive Program and two related Retailer Incentive Programs:

1. *Effective Date:* The Retail Incentive Program and related Retailer Incentive Programs, as described in section 13 herein, are effective as of the date of publication of this notice in the *Pennsylvania Bulletin*.

2. *Purpose:* The Pennsylvania Lottery (hereinafter referred to as "Lottery"), hereby gives notice of the Retail Incentive Program, as provided for in 4 Pa.C.S. § 504, and of related Retailer Incentive Programs, as provided for in 61 Pa. Code §§ 803.11, 819.222(b), 874.17 and 875.17 in order to detail programs planned by the Lottery for the Fiscal Year beginning July 1, 2018 and ending June 30, 2019. The Retail Incentive Program and the related Retailer Incentive Programs as described herein were developed to create a comprehensive compensation package for Lottery Retailers and reward them for helping the Lottery achieve its goals. Changes or additions to the Retail Incentive Program will be communicated through an amended notice published in the *Pennsylvania Bulletin*. Changes or additions to the related Retailer Incentive Programs, as described in section 13 herein, will be communicated through the usual methods of communication.

3. Definitions:

(a) *Agent or Lottery Sales Agent or Retailer*: A person licensed under section 305 of the State Lottery Law. For the purposes of this notice each separate retail location with a separate Lottery license shall be considered a separate retailer in all respects.

(b) *Fiscal Year*: For the purposes of this notice only, the accounting year used by the Lottery beginning on July 1, 2018 and ending on June 30, 2019.

(c) *Lottery or Pennsylvania Lottery*: The Lottery established under the State Lottery Law.

(d) *Traditional Lottery Products*: For the purposes of this notice, traditional lottery products are limited to instant lottery games, terminal-based lottery games, Fast Play games, and raffle lottery games.

(e) *Retailer in Good Standing*: To be a Retailer in Good Standing, the Retailer must meet all of the following requirements:

(1) Must be an active Retailer, with an active sales terminal, permitted to sell Lottery tickets.

(2) Must not have had a Retailer license that is revoked for any reason, including non-payment of Lottery sales.

(3) Must have had fifty-two (52) consecutive settlement weeks prior to the determination of eligibility as described in section 7, below.

(f) *Secretary*: The Secretary of Revenue of the Commonwealth.

(g) *Standard Retailer Commission*: The amount of compensation provided to Retailers for selling Lottery products, as set forth in the State Lottery Law and the corresponding regulations. The current commission is defined in 61 Pa. Code § 805.10 (relating to compensation).

(h) *State Lottery Law*: The Act of August 26, 1971 (P.L. 351, No. 91), known as the State Lottery Law (72 P.S. §§ 3761-101—3761-314).

(i) *Quarter*: A quarter is a period of time during the year which consists of three consecutive months and which are consistent with the descriptions below.

(1) First quarter is the period of time beginning on July 1 and ending on September 30.

(2) Second quarter is the period of time beginning on October 1 and ending on December 31.

(3) Third quarter is the period of time beginning on January 1 and ending on March 31.

(4) Fourth quarter is the period of time beginning on April 1 and ending on June 30.

4. *Related Retailer Incentive Programs*: The Retail Incentive Program will run concurrently with and in conjunction with the related Retailer Incentive Programs, specifically, the Bonus Sales Growth Incentive Program and the Quarterly Bonus Commission Retailer Incentive Programs. A description of the Bonus Sales Growth Incentive Program and the Quarterly Bonus Commission Retailer Incentive Programs can be found in section 13, below. Participation in the Bonus Sales Growth Incentive Program is governed by the rules contained herein.

5. *Program Goals*: The Lottery seeks to attain the following business goals through the operation of the Retail Incentive Program:

(a) *Adoption of Lottery Best Practices*: The Lottery has identified certain best practices as described in section 6, below, and desires to encourage the adoption of these best practices by all Retailers.

(b) *Increasing Retailer Sales*: Traditional Lottery Products can only be sold at physical, retail locations and the Lottery desires to award retailers who increase their sales for the benefit of older Pennsylvanians through the operation of the Retail Incentive Program.

(c) *Supporting and Rewarding Retailers*: The Lottery has undertaken to establish the Lottery Best Practices Initiatives as identified in section 10, below, in select retail locations throughout the Commonwealth that elect to do so through the Retail Incentive Program.

6. *Lottery Best Practices*: The Lottery has identified the following ten best practices that Lottery retailers are encouraged to adopt and adhere to in order to maximize Lottery sales and player engagement in Lottery products at retail locations.

(a) *Ask for the Sale*: Retailers can maximize their Lottery sales and player engagement by encouraging customers to buy Lottery products.

(b) *Keep Lottery Fresh and Clean*: Retailers can maximize their Lottery sales and player engagement by maintaining and keeping clean the area of their establishment in which Lottery products are sold and displayed.

(c) *Know Lottery Products*: Retailers can maximize their Lottery sales and player engagement by being knowledgeable about the wide variety of Lottery products.

(d) *Pay Winning Tickets*: Retailers can maximize their Lottery sales and player engagement by paying winning Lottery tickets of \$2,500, or less, that players present at their retail locations.

(e) *Post Winning Tickets*: Retailers can maximize their Lottery sales and player engagement by posting winning tickets sold at their retail locations.

(f) *Maintain Inventory*: Retailers can maximize their Lottery sales and player engagement by maintaining their inventory of Lottery products and introducing the Lottery's new products promptly upon issuance.

(g) *Post Jackpot Amounts*: Retailers can maximize their Lottery sales and player engagement by posting jackpot amounts prominently in places where they are highly visible to customers.

(h) *Make Lottery Visible*: Retailers can maximize their Lottery sales and player engagement by making Lottery products easily visible in their retail locations.

(i) *Display Indoor Signs*: Retailers can maximize their Lottery sales and player engagement by posting Lottery signs and advertisements inside of their retail locations.

(j) *Display Outdoor Signs*: Retailers can maximize their Lottery sales and player engagement by posting Lottery signs and advertisements outside of their retail locations.

7. Program Requirements:

(a) To be eligible to participate in the Retail Incentive Program, the Retailer must be a Retailer in Good Standing.

(b) The determination of a Retailer's eligibility for participation will be made at the end of each quarter of the Retail Incentive Program for the Fiscal Year beginning on July 1, 2018 and ending on June 30, 2019, and shall be based on the financial data existing in the

Lottery's financial accounting system for the Retailer and the status of the Retailer's license.

(1) The determination will be made based on the information in the Lottery's financial accounting system for the Retailer and the status of the Retailer's license as of September 30, 2018 for the first quarter.

(2) The determination will be made based on the information in the Lottery's financial accounting system for the Retailer and the status of the Retailer's license as of December 31, 2018 for the second quarter.

(3) The determination will be made based on the information in the Lottery's financial accounting system for the Retailer account and the status of the Retailer's license as March 31, 2019 for the third quarter.

(4) The determination will be made based on the information in the Lottery's financial accounting system for the Retailer and the status of the Retailer's license as of June 30, 2019 for the fourth quarter.

(c) A Retailer may be eligible to participate in and receive the incentives provided in section 9, below, for each quarter in which the Retailer satisfies the eligibility requirements of this section and the requirements of section 9.

(d) A Retailer may be eligible to participate in and receive the incentives provided in section 10, below, one time during the Fiscal Year if the Retailer satisfies the eligibility requirements of this section and the requirements of section 10 and is approved for participation.

(e) If a Retailer was licensed after July 1, 2017, the Retailer will be eligible to participate in the Retail Incentive Program at the beginning of the quarter, as described in section 7(b), above, immediately following the corresponding quarter in which the Retailer was licensed. For example, if a Retailer was licensed on November 29, 2017, that Retailer would be first eligible to participate in the Retail Incentive Program beginning on January 1, 2019.

(f) A Retailer is only eligible for participation in the Retail Incentive Program for those quarters in which the Retailer remains eligible for the entire quarter. Failure to maintain the requirements of a Retailer in Good Standing for any reason for any quarter shall preclude the Retailer from receiving any payment(s) that the Retailer would otherwise be entitled to for that quarter.

(g) The final determination of a Retailer's eligibility will be made by the Secretary, whose judgment will be final and binding.

8. *How to Enroll:*

(a) Participation in any component of the Retail Incentive Program is voluntary on the part of each Retailer and requires the Retailer to opt-in as described herein.

(b) Retailers who wish to enroll in any component of the Retail Incentive Program are responsible for reading this notice and any Lottery materials advertising the Retail Incentive Program, and must communicate an interest in participating in one or more components of the Retail Incentive Program to the Lottery through their Lottery Sales Representative or by emailing the Lottery at PALotteryRetailIncentive@pa.gov.

(c) Retailers who communicate an interest in participating in the Sales Growth Incentive Program and the Bonus Sales Growth Incentive Program will be provided with a form by the Lottery. Retailers must sign and deliver the form to the Lottery to complete their registra-

tion in the Sales Growth Incentive Program and the Bonus Sales Growth Incentive Program.

(d) Retailers who want to opt-in to one or more of the Lottery Best Practices Initiatives, as described in section 10, below, must indicate the same through the Lottery's Retailer Portal at <https://www.paretailer.lottery.state.pa.us/RetailerPortal/> or by completing a form provided by the Lottery.

(e) There is no requirement to opt-in to the Quarterly Bonus Commission Retailer Incentive Program, as described in section 13(b) herein.

9. *Sales Growth Incentive Program:* As part of the Retail Incentive Program, Retailers may qualify for a Sales Growth Incentive, in addition to the Standard Retailer Commission, by meeting the requirements of this section.

(a) The Lottery will establish a sales baseline for each Retailer based on that Retailer's prior year sales for each quarter that the Retailer is eligible for the Sales Growth Incentive under sections 7 and 8.

(b) A Retailer who exceeds their prior year sales figure by at least 4%, but not more than 7.99%, for any quarter in the Fiscal Year to which this notice applies, shall be eligible for the Sales Growth Incentive.

(c) The Sales Growth Incentive shall be awarded as an additional 0.75% commission above the Standard Retailer Commission.

(d) For example, assuming that the Retailer has met all other requirements of this notice, a Retailer with a sales baseline of \$100,000 for a quarter, who raises their sales by 4% to \$104,000, shall be entitled to Sales Growth Incentive of 0.75% in addition to the Standard Retailer Commission, and will be entitled to a Sales Growth Incentive payment of \$780. With the Standard Retailer Commission of \$5,200 on sales of \$104,000, the Retailer would receive a total payment of \$5,980 for that quarter.

(e) Each Retailer who elects to participate in the Sales Growth Incentive Program portion of the Retail Incentive Program shall be provided with their sales baseline figures and sales goals by the Lottery in writing.

10. *Lottery Best Practices Initiatives:*

(a) *Qualifying Retailers:* In order to participate in one or more of the Lottery Best Practices Initiatives as described below, the Retailer must meet the eligibility requirements as set forth in section 7. Only Retailers who agree to participate and are approved by the Lottery shall be eligible for the program. Retailers that are engaging in the best practices or who have already received equipment or material listed below are not eligible to participate in the applicable initiative(s) unless they are increasing their level of engagement relative to the specific initiative.

(b) *Levels of Participation:* Consistent with the Lottery's objectives, qualifying Retailers will fall in one of two levels for participation in the Lottery Best Practices Initiatives. The levels for participation are as follows:

(1) *Level 1 Retailer:* Level 1 Retailers are those Retailers that have a quarterly average of \$150,000 or more in sales of Traditional Lottery Products for the year beginning on July 1, 2017 and ending on June 30, 2018.

(2) *Level 2 Retailer:* Level 2 Retailers are those Retailers that have a quarterly average of less than \$150,000 in sales of Traditional Lottery Products for the year beginning on July 1, 2017 and ending on June 30, 2018.

(c) *Enrollment in the Lottery Best Practices Initiatives:* A Retailer who wants to participate in one or more of the Lottery Best Practices Initiatives must opt-in by December 31, 2018.

(d) *Schedule for Delivery of Materials and Equipment:* For each Retailer that has opted-in to one or more of the Lottery Best Practices Initiatives and has been approved for participation, the Lottery will determine when the materials and equipment for each of the Lottery Best Practices Initiatives will be delivered. Delivery and installation dates will be scheduled at the Lottery's discretion.

(e) *Lottery Best Practices Initiatives:*

(1) *Increased Counter Facings Initiative:*

(i) A Retailer that agrees to participate in the Increased Counter Facings Initiative must agree to display all Lottery provided bins on the counter with nothing impeding the view of the bin and agree to maintain the display.

(ii) Level 1 Retailers are eligible to receive a one-time payment of \$100 following agreement and approval to participate in the Increased Counter Facings Initiative.

(2) *Designated Lottery Space Initiative:*

(i) A Retailer that agrees to participate in the Designated Lottery Space Initiative must create and maintain a physical location within the Retailer's location designated for customers to play the Lottery, such as a keno/Xpress Sports viewing area, as provided by the Lottery.

(ii) Level 1 Retailers are eligible to receive a one-time payment of \$100 following agreement and approval to participate in the Designated Lottery Space Initiative.

(3) *Winner Awareness Area Initiative:*

(i) A Retailer that agrees to participate in the Winner Awareness Area Initiative must create and maintain a physical location within the Retailer's location, of a minimum of six (6) square feet, designated to display winning tickets paid by the Retailer and must update the area with tickets paid by the Retailer, on a monthly basis. The Lottery will provide the Retailer with the materials necessary to display winning tickets.

(ii) Level 1 Retailers are eligible to receive a one-time payment of \$100 following agreement and approval to participate in the Winner Awareness Area Initiative.

(4) *Signage Initiative:*

(i) A Retailer that agrees to participate in the Signage Initiative must increase and maintain the amount of Lottery provided indoor and outdoor signage displayed at the Retailer's location above the amount the Retailer displays prior to agreeing to participate in the Signage Initiative.

(ii) Level 1 Retailers are eligible to receive a one-time payment of \$100 following agreement and approval to participate in the Signage Initiative.

(5) *Ask For The Sale Initiative:*

(i) A Level 2 Retailer that agrees to participate in the Ask for the Sale Initiative must conduct an Ask for the Sale promotion at the Retailer's location once during the Fiscal Year.

(ii) To conduct an Ask for the Sale promotion, the Retailer must agree to ask every customer to purchase a Lottery ticket during the agreed upon timeframe and must display Lottery provided materials advertising the

promotion. Level 2 Retailers shall receive up to \$100 worth of Lottery coupons or promotional tickets to support the promotion by awarding any player not asked to purchase a Lottery ticket a Lottery coupon or promotional ticket.

(iii) *Prohibitions:*

(A) Level 1 Retailers are not eligible for the Ask for the Sale Initiative.

(B) Level 2 Retailers who opt-in to the Second-Chance Drawing Initiative as described herein are not eligible for the Ask for the Sale Initiative.

(6) *Second-Chance Drawing Initiative:*

(i) A Retailer that agrees to participate in the Second-Chance Drawing Initiative must conduct a Second-Chance Drawing during the Fiscal Year.

(ii) To conduct a Second-Chance Drawing, Retailers must conduct a drawing for Lottery players in which they randomly select one or more winners. The Retailer shall receive at least \$100 worth of Lottery coupons or promotional tickets to support the drawing.

(iii) Level 1 Retailers that agree to participate in the Second-Chance Drawing Initiative must also supply a prize, not otherwise prohibited by law, that matches or exceeds the monetary value of the Lottery coupons or promotional tickets provided to support the drawing. The prize supplied by the Retailer may be made using money, merchandise or any other item of value provided by the Retailer.

(iv) Level 1 and Level 2 Retailers are eligible to receive the Lottery coupons or promotional tickets following agreement and approval to participate in the Second-Chance Drawing Initiative.

(v) Retailers who participate in the Second-Chance Drawing Initiative are responsible for developing and communicating the rules for the Second-Chance Drawings conducted by the Retailer. Retailers who participate in the Second-Chance Drawing Initiative are responsible for implementing and adhering to the rules that they develop for the Second-Chance Drawings they conduct. The Lottery does not administer and is not responsible for the conduct or the outcome of the Second-Chance Drawings as described herein.

(vi) Level 2 Retailers are not eligible to participate in the Second-Chance Drawing Initiative if that same Retailer opted-in and was approved for the Ask for the Sale Initiative as described above.

(7) *All-In Initiative:*

(i) A Level 1 Retailer that agrees to participate in the All-In Initiative must conduct the Lottery Best Practices Initiatives as described in section 10(e)(1), (2), (3), (4) and (6) for Level 1 Retailers.

(ii) A Level 1 Retailer is eligible to receive a one-time payment of \$400 as well as the Lottery coupons or promotional tickets used to support the Second-Chance Drawing Initiative, following agreement and approval to participate in the All-In Initiative.

(iii) A Level 2 Retailer that agrees to participate in the All-In Initiative must conduct the Lottery Best Practices Initiatives as described in section 10(e)(1), (2), (3) and (4) for Level 2 Retailers in addition to one of the following: the Ask for the Sale Initiative pursuant to section 10(e)(5) or the Second-Chance Drawing Initiative pursuant to section 10(e)(6) for Level 2 Retailers.

(f) Level 2 Retailers that have opted-in to one or more on the Lottery Best Practices Initiatives, that have been approved for participation, and that reach an average of \$150,000 in sales for any quarter during the Fiscal Year shall be entitled to the same cash payment, if any, associated with the specific Lottery Best Practices Initiative the Retailer participated in.

11. *Assessment Metrics:* The Lottery shall use the following metrics to determine the effectiveness of the Retail Incentive Program.

(a) The amount of incremental revenue generated during the Retail Incentive Program in excess of the cost to administer the Program.

(b) Retailer sales increases above the Retail Incentive Program sales baselines established in section 9(a).

(c) The number of Retailers that elect to engage in the Lottery Best Practices Initiatives.

(d) The overall engagement of Retailers in the Retail Incentive Program.

12. *Nonlapse:* Amounts remaining in the Retail Incentive Program at the end of the Fiscal Year shall not lapse, but shall be used to fund retail sales initiatives, including, but not limited to, new equipment, signage, training, coupons, consumer and agent in-store promotions and sales makeovers, designed to improve in-store merchandising, foot traffic and sales, as determined by the Lottery.

13. *Retailer Incentive Programs.*

(a) *Bonus Sales Growth Incentive Program:*

(1) A Retailer who meets the eligibility requirements in section 7, above, who is enrolled in the Sales Growth Incentive Program as described in section 8, above, and who exceeds their sales baseline figure, as provided for in section 9, above, for any quarter by at least 8% shall be eligible for the Bonus Sales Growth Incentive.

(2) The Bonus Sales Growth Incentive shall be an additional 0.75% incentive above the Standard Retailer Commission and the incentive due pursuant to the Sales Growth Incentive Program.

(3) For example, assuming that the Retailer has met all other requirements of this notice, a retailer with a sales baseline of \$100,000 for a quarter, who raises their sales by 8% to \$108,000, shall be entitled to the Sales Growth Incentive, of 0.75%, and the Bonus Sales Growth Incentive, of 0.75%, for a total Incentive of 1.50% in addition to the Standard Retailer Commission, and will be entitled to an Incentive payment of \$1,620. With the Standard Retailer Commission of \$5,400 on sales of \$108,000, the Retailer would receive a total payment of \$7,020 for that quarter.

(b) *Quarterly Bonus Commission Programs:*

(1) The Lottery will conduct quarterly programs that enable Retailers to earn a bonus commission by conducting various Lottery product promotions.

(2) The Lottery will advise Retailers of the Quarterly Bonus Commission Program promotions through Lottery sales terminal messages, information provided by Lottery Sales Representatives and information provided on the

Retailer's Corner of the Lottery website, <https://www.palottery.state.pa.us/About-PA-Lottery/For-Retailers.aspx>.

14. *Payments:* Payments due to Retailers pursuant to the requirements of the Retail Incentive Program and the related Retailer Incentive Programs will be credited to the Retailer's account on file with the Lottery.

15. *Applicability:* This notice applies only to the Retail Incentive Program for the Fiscal Year beginning on July 1, 2018 and ending on June 30, 2019, and the related Retailer Incentive Programs described herein. Additional related Retailer Incentive Programs may be conducted throughout the Fiscal Year pursuant to the State Lottery Law and corresponding regulations and will be communicated through normal methods of communication.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-1013. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF STATE

Revised Electronic Voting System Examination Directive

The Acting Secretary of the Commonwealth (Acting Secretary) has revised the Directive Concerning the Conduct of Electronic Voting System Examinations by the Commonwealth of Pennsylvania (Directive). The Directive is issued by the Acting Secretary to voting system vendors seeking an electronic voting system examination in this Commonwealth and governs the conduct for all electronic voting system examinations.

The following are the major changes to the Directive:

- The Department of State (Department) will review a voting system, upon successful completion of testing by a Voting System Test Laboratory for conformance to Voluntary Voting System Guidelines 1.0 or higher. This will enable vendors to submit systems for certification while they are in the final phases of the United States Electronic Assistance Commission certification campaign.

- Attachment E is added to the directive. The attachment outlines the security test standard developed as part of continuing efforts to enhance certification testing in this Commonwealth.

In addition to the previously listed changes, minor updates have been made to Attachments B and C to align the content in the Directive and all attachments.

The revised Directive is available on the Department's web site at www.dos.pa.gov (select "Voting & Elections," then "Policies, Statistics & Other Services," then "Voting Systems"). For more information, contact Sindhu Ramachandran, Voting System Analyst, Bureau of Commissions, Elections and Legislation, (717) 525-5743, sramachand@pa.gov.

ROBERT TORRES,
Acting Secretary

[Pa.B. Doc. No. 18-1014. Filed for public inspection June 29, 2018, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

State Transportation Innovation Council Meeting

The State Transportation Innovation Council will hold its business meeting on Wednesday, July 18, 2018, from 10 a.m. to 1 p.m. in Conference Room 112, PEMA Headquarters Building, 1310 Elmerton Avenue, Harrisburg, PA. For more information, contact Daniel Hartman, (717) 736-7225, danhartman@pa.gov.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 18-1015. Filed for public inspection June 29, 2018, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

Meeting Cancellation

The July 17, 2018, meeting of the Environmental Quality Board (Board) is cancelled. The next regular meeting of the Board is scheduled for Tuesday, August 21, 2018, at 9:00 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

The agenda and meeting materials for the August 21, 2018, meeting will be available on the Department of Environmental Protection's (Department) web site at www.dep.pa.gov (select "Public Participation," then "Environmental Quality Board (EQB)"). Questions concerning the Board's next scheduled meeting may be directed to Laura Edinger at (717) 783-8727 or ledinger@pa.gov.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Laura Edinger at (717) 783-8727 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,
Chairperson

[Pa.B. Doc. No. 18-1016. Filed for public inspection June 29, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Approval to Redomesticate from the Commonwealth of Pennsylvania by TPM Life Insurance Company

TPM Life Insurance Company, a domestic stock life insurance company, has filed for approval of a plan of redomestication whereby the state of domicile would change from the Commonwealth of Pennsylvania to Oklahoma. The filing was made under section 357 of The Insurance Company Law of 1921 (40 P.S. § 477e).

Persons wishing to comment on the redomestication are invited to submit a written statement to the Insurance Department (Department) within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party; identification of the

application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, cbybee@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-1017. Filed for public inspection June 29, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Per Diem Charges for Financial Examinations Conducted by the Insurance Department; Notice 2018-06

Under the authority in section 907 of The Insurance Department Act of 1921 (40 P.S. § 323.7) and under 31 Pa. Code § 12.4 (relating to per diem charges), an updated schedule of per diem charges for financial examinations conducted by the Insurance Department (Department) is hereby adopted.

The new schedule of charges is as follows:

Actuarial Associate 2	\$676
P & C Insurance Actuary 2	\$944
Examiner Trainee	\$537
Examiner 1	\$705
Examiner 2	\$885
Examiner 3	\$1,047
Examination Manager	\$1,080

In accordance with 31 Pa. Code § 12.4(c), the Department will calculate and bill per diem charges for financial examination costs.

This schedule is effective July 1, 2018.

This document supersedes the notice published at 47 Pa.B. 3566 (June 24, 2017) and shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-1018. Filed for public inspection June 29, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Per Diem Charges for Market Conduct Examinations of Insurance Companies; Notice 2018-07

Each year, the Insurance Department (Department) updates its schedule of per diem charges for market conduct examinations conducted by the Department. These charges are authorized by section 907 of The Insurance Department Act of 1921 (40 P.S. § 323.7) and 31 Pa. Code § 12.4 (relating to per diem charges).

The new schedule of charges is as follows:

Examiner Trainee	\$579 per day
Examiner 1	\$652 per day
Examiner 2	\$748 per day

As prescribed in 31 Pa. Code § 12.4(c), the Department will calculate and bill per diem charges for examination costs in 1/2-hour units.

This schedule is effective July 1, 2018.

This notice supersedes the schedule of per diem charges published at 47 Pa.B. 3678 (July 1, 2017), which prior notice is hereby repealed. These new charges shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-1019. Filed for public inspection June 29, 2018, 9:00 a.m.]

PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY DEPARTMENT OF ENVIRONMENTAL PROTECTION

Clean Water and Drinking Water State Revolving Fund Programs; Federal Fiscal Year 2018 In- tended Use Plans; Public Meeting

The Pennsylvania Infrastructure Investment Authority (PENNVEST) and the Department of Environmental Protection (Department) have prepared the Federal Fiscal Year (FY) 2018 Intended Use Plans (IUP). These IUPs include a list of drinking water, wastewater treatment, nonpoint source and pollution abatement projects to be considered for a design and engineering or construction loan or grant from funds the Commonwealth expects to receive from the Federal FY 2018 Drinking Water State Revolving Fund (DWSRF) and Clean Water State Revolving Fund (CWSRF) programs.

In accordance with United States Environmental Protection Agency (EPA) guidelines on the development of the IUPs, a public meeting has been scheduled for July 12, 2018, at 2 p.m. in the 2nd Floor Auditorium, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. This meeting is scheduled for the purpose of receiving comments from the public regarding the Federal FY 2018 IUPs. Interested persons are invited to express their views on the narrative portion of the IUPs, the DWSRF set-aside work plan or the priority rating or ranking of projects on the IUPs. Persons wishing to offer comments at the public meeting should contact the Division of Municipal Facilities at (717) 705-4090 or jaypatel@pa.gov by 4 p.m. on July 11, 2018. When written statements are prepared and will be submitted at the meeting, speakers will be asked to restrict the oral portion of the statement to a summary of the written comments.

The projects to be considered for a loan or grant from the DWSRF and CWSRF programs must meet the Federal requirements for funding in accordance with the Federal Safe Drinking Water Act (42 U.S.C.A. §§ 300f—

300j-27) and Federal Clean Water Act (33 U.S.C.A. §§ 1251—1388). Accordingly, the projects included in the IUPs are expected to meet the requirements applicable to the use of the DWSRF and CWSRF loan or grant funds. Projects listed in the FY 2018 IUPs are on the Commonwealth's Project Priority Lists (PPL) and are expected to proceed with design and engineering or construction within the next 2 years. A project must appear on a PENNVEST-approved IUP before it can receive a loan or grant from the State Revolving Fund programs. A project's readiness to proceed and the reasonable availability of alternative funds also have a bearing on project selection for the IUPs. Consequently, the rank ordered list of projects on the PPLs does not solely dictate the order in which projects will be chosen for inclusion in an IUP.

The DWSRF will be capitalized with an approximated maximum of \$34 million of Federal funds and \$6.8 million of State funds. Approximately \$9.6 million of these funds will be set aside for technical assistance to small systems, operator training and certification, and source water assessment and protection as authorized under the Federal Safe Drinking Water Act. The DWSRF IUP also includes a narrative work plan that describes how these set-aside funds will be used. PENNVEST is also allocating an additional \$1.4 million for administrative purposes. Finally, an additional \$6.8 million must be set-aside for additional subsidization to disadvantaged communities. The FY 2018 DWSRF grant does not have a requirement to set-aside funding for green infrastructure projects. However, the Commonwealth will continue to promote them. These projects can fall into one of four categories: (1) water efficiency; (2) energy efficiency; (3) environmentally innovative; and (4) green stormwater infrastructure and meet the EPA criteria for green infrastructure.

The CWSRF will be capitalized with an approximated maximum of \$64.2 million of Federal funds and approximately \$12.8 million of State funds. One million dollars will be set aside for program administration costs. Finally, an approximated maximum of \$19 million may be set-aside for additional subsidization to disadvantaged communities and approximately \$6.3 million must be set-aside for green infrastructure projects that fall into one or more of the following categories: (1) water efficiency; (2) energy efficiency; (3) environmentally innovative; and (4) green stormwater infrastructure and meet the EPA criteria for green infrastructure.

It is not necessary to appear at the public meeting to present comments on the narrative portion of the IUPs, the set-aside work plan or the PPLs. Interested persons may also submit written comments to the Department through Monday, July 30, 2018. Commentators are encouraged to submit electronic comments using the Department's eComment site at www.ahs.dep.pa.gov/eComment. Written comments can be submitted by e-mail to ecomments@pa.gov or by mail to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use "Clean Water and Drinking Water State Revolving Funds" as the subject line in written communication.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Jay Patel at (717) 705-4090 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

A copy of the IUPs, ranking frameworks, the PPLs and the DWSRF set-aside work plan may be obtained by contacting Jay Patel, Division of Municipal Facilities, at (717) 705-4090 or through the Department's web site at <http://www.dep.pa.gov/Business/Water/CleanWater/InfrastructureFinance>. The link to these documents is on the right-hand side of the page under "State Revolving Fund Intended Use Plan."

Department of Environmental Protection
Bureau of Clean Water
Division of Municipal Facilities
P.O. Box 8774
11th Floor, Rachel Carson State Office Building
400 Market Street
Harrisburg, PA 17101-8774
(717) 705-4090

PENNVEST
Forum Building
607 South Drive, Room 434
Harrisburg, PA 17120
(717) 787-8137

PATRICK McDONNELL,
Secretary
Department of Environmental Protection
Vice Chairperson
Pennsylvania Infrastructure Investment Authority
BRION JOHNSON,
Executive Director
Pennsylvania Infrastructure Investment Authority

[Pa.B. Doc. No. 18-1020. Filed for public inspection June 29, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Default Service Plan; Prehearing Conference

P-2018-3002709. Pike County Light & Power Company. Petition of Pike County Light & Power Company for approval of a default service plan.

Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before July 16, 2018. 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. 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, and at the petitioner's business address.

Applicant: Pike County Light & Power Company

Through and By Counsel: Thomas J. Sniscak, Hawke McKeon & Sniscak, LLP, 100 North Tenth Street, Harrisburg, PA 17101

Prehearing Conference

An initial in-person prehearing conference on the previously-captioned case will be held as follows:

Date: Wednesday, July 25, 2018

Time: 10 a.m.

Location: Hearing Room 5
Plaza Level
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Presiding: Administrative Law Judge Joel H. Cheskis
P.O. Box 3265
Harrisburg, PA 17105-3265
(717) 787-1399
Fax: (717) 787-0481

Individuals with a disability who wish to attend the hearing should contact the Pennsylvania Public Utility Commission (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 hearing, 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. 18-1021. Filed for public inspection June 29, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security or Insufficient Financial Security Amount

Public Meeting held
June 14, 2018

Commissioners Present: Gladys M. Brown, Chairperson; Andrew G. Place, Vice Chairperson; Norman J. Kennard; David W. Sweet; John F. Coleman, Jr.

*Electric Generation Supplier License Cancellations of
Companies with an Expired Financial Security or
Insufficient Financial Security Amount; M-2018-2640827*

Tentative Order

By the Commission:

The Commission's regulations at 52 Pa. Code § 54.40(a) state that an Electric Generation Supplier (EGS) license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. In addition, 52 Pa. Code § 54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a bond or other approved security in the amount directed by the Commission has been obtained.

Each EGS must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120 prior to the EGS's current

security expiration date. Each financial instrument must be an original document that displays a “wet” signature or digital signature, preferable in blue ink, and displays a “raised seal” or original notary stamp. The name of the principal on the original financial instrument must match exactly with the name that appears on the EGS’s license issued by the Commission.

Failure to file before the financial security’s expiration date may cause Commission staff to initiate a formal proceeding that may lead to the following: cancellation of

each company’s electric supplier license, removal of each company’s information from the Commission’s website and notification to all electric distribution companies, in which each company is licensed to do business, of the cancellation of the license.

As of June 5, 2018, each EGS listed in the Supplier Table below has not provided proof to the Commission that it has a bond or other approved security in the amount directed by the Commission, to replace its expired bond as noted in the table below.

Supplier Table—List of Electric Generation Suppliers

<i>Docket Number</i>	<i>Company Name</i>	<i>Financial Security Expiration Date</i>	<i>Commission Approved Amount</i>
A-2017-2616814	AEGEAN ENERGY ADVISORS, LLC	May 11, 2018	Yes
A-2012-2328004*	DISCOUNT POWER, INC.	June 1, 2018	Yes
A-2016-2552191	ENERGY ADVISORY SERVICE, LLC	May 9, 2018	Yes
A-2012-2313100	ENERGY AUCTION EXCHANGE, LLC	May 30, 2018	Yes
A-2015-2501450	GREENCROWN ENERGY, LLC	June 1, 2018	Yes
A-2013-2370842	GROUNDSWELL, INC.	May 31, 2018	Yes
A-2014-2437023	NAVIGATE POWER, LLC	May 30, 2018	Yes
A-2015-2500554	TITAN ENERGY NEW ENGLAND, INC.	May 31, 2018	Yes

*Taking title to electricity

As part of its EGS license validation procedures, the Commission’s Bureau of Technical Utility Services sent a 90-day Security Renewal Notice Letter to each entity in the Supplier Table above stating that original documentation of a bond, or other approved security, must be filed within 30 days prior to each entity’s security expiration date. None of the companies listed in the Supplier Table provided the required documentation.

Based on the above facts, we tentatively conclude that the EGSs listed in the Supplier Table are not in compliance with 52 Pa. Code § 54.40(a) and (d) and therefore it is appropriate to initiate the cancellation process for each EGS license of each company listed in the Supplier Table, without the necessity of a formal complaint, as being in the public interest; *Therefore,*

It Is Ordered That:

1. Cancellation of the Electric Generation Supplier Licenses of each company listed in the Supplier Table is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation & Enforcement, Department of Revenue—Bureau of Corporation Taxes, all electric distribution companies, all of the Electric Generation Suppliers in the Supplier Table and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.

3. Absent the filing of adverse public comment or the filing of an approved security within 30 days after publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Services shall prepare a Final Order for entry by the Secretary.

4. Upon entry of the Final Order described in Ordering Paragraph No. 3 above, each company listed in the

Supplier Table will be stricken from all active utility lists maintained by the Commission’s Bureau of Technical Utility Services and the Assessment Section of the Bureau of Administration, removed from the Commission’s website, and notifications be sent to all electric distribution companies in which the Electric Generation Suppliers are licensed to do business.

5. Upon entry of the Final Order described in Ordering Paragraph No. 3, each electric distribution company in which the Electric Generation Suppliers are licensed to do business, shall return the customers of the Electric Generation Suppliers to default service.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-1022. Filed for public inspection June 29, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pro Forma Consolidation and Abandonment of Competitive Access Services

A-2018-3002826 and A-2018-3002827. Northeastern ITS, LLC and Zayo Group, LLC. Joint application of Northeastern ITS, LLC and Zayo Group, LLC for approval of a pro forma consolidation of Northeastern ITS, LLC into Zayo Group, LLC and for the abandonment of competitive access services of Northeastern ITS, LLC.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before July 16, 2018. 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. 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.pa.gov and at the applicant's business address.

Joint Applicants: Northeastern ITS, LLC; Zayo Group, LLC

Through and By Counsel: Anthony C. DeCusatis, Esquire, Catherine G. Vasudevan, Esquire, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-1023. Filed for public inspection June 29, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Recalculation of the Pennsylvania Telecommunications Relay Service Surcharge

Public Meeting held
May 17, 2018

Commissioners Present: Gladys M. Brown, Chairperson; Andrew G. Place, Vice Chairperson; Norman J. Kennard, joint statement follows, dissenting; David W. Sweet; John F. Coleman, Jr., joint statement follows, dissenting

Recalculation of the Pennsylvania Telecommunications Relay Service Surcharge; M-2018-2640814; M-00900239

Opinion and Order

By the Commission:

Before the Pennsylvania Public Utility Commission (Commission) for consideration and disposition is the annual recalculation of the Pennsylvania Telecommunications Relay Service (TRS or Relay)¹ and surcharge funding mechanism (TRS surcharge) as it will apply to residential and business wireline access lines for the period July 1, 2018 through June 30, 2019. This recalculation is made in accordance with our May 29, 1990 Order at Docket No. M-00900239 (May 1990 Order) and subsequent Commission Orders and legislation. For the reasons stated herein, the monthly residential and business access line surcharge will be retained at the current \$0.08 per line per month level.

Background

The surcharge at issue supports Pennsylvania's TRS program under the Universal Telecommunications and Print Media Access Act (UTPMAA).² TRS provides telephone transmission services that allow for qualified persons who are hearing or visually impaired, and who

require appropriate technology in order to access telecommunications services, to communicate by wire or radio in a functionally equivalent manner as do non-disabled persons. The Commission is charged with designing and implementing a TRS program that also satisfies the requirements of the Americans with Disabilities Act of 1990 and Section 225 of the federal Telecommunications Act of 1996, 47 U.S.C. § 225 (TA96).

In TA96, Congress addressed common carrier obligations to provide service to hearing or speech impaired individuals in compliance with federal mandates governing interstate and intrastate telecommunications and state certification that such programs comply with federal mandates.³

In addition to providing equipment at no charge to qualified individuals that enable them to engage in telecommunications access on a functionally equivalent basis as non-impaired individuals, the TRS program provides public education so that consumers are more familiar with, and can use, TRS to access the Public Switched Network (PSN), a network that provides telecommunications and broadband access, and other telecommunications services.

Currently the TRS surcharge funds three individual programs: (1) Relay (TTY style, Speech-to-Speech, Spanish Relay, and Captioned Telephone Relay Service (CTRS)); (2) TDDP; and (3) the Wireless Expansion Initiative (WEI)—a two-year pilot program. Additionally, the surcharge funds the PMASP, the TRS Advisory Board activities,⁴ and the Pennsylvania TRS Fund (Fund) administration costs. Administration of the TDDP program is tasked to the Executive Director of the Office of Vocational Rehabilitation (OVR) of the Department of Labor and Industry (L&I).

By statute, the Commission is charged with annually calculating the TRS program surcharge based on an annual budget. See Act 34, as amended, and Act 174, supra, 35 P.S. § 6701.4(c). The surcharge in its present form is assessed at the rate of \$0.08 per wireline residential and business access line per month. This is, generally, \$0.96 per year for a typical residential customer.

The annual TRS surcharge recalculation is dependent on data from several sources. Local Exchange Carriers (LECs)⁵ submit annual wireline access line counts pursuant to 52 Pa. Code § 63.37. The intrastate relay services provider, Hamilton Relay, Inc.,⁶ submitted the estimated minutes of use and charges for July 1, 2018, through June 30, 2019. Hamilton Telephone Company d/b/a Hamilton Telecommunications submitted the estimated minutes-of-use report for TRS and captioned telephone relay service or CTRS. OVR submitted the 2018-2019 TDDP budget and the 2018-2019 PMASP budget. U.S. Bank,⁷ the Fund Administrator, additionally provided a statement of the financial status of the Fund.⁸

³ 47 U.S.C. §§ 225(b)(2) and (f).

⁴ The Pennsylvania TRS Advisory Board was established pursuant to Commission Order entered May 29, 1990. The TRS Advisory Board's By-Laws and quarterly meeting schedule can be found at: http://www.puc.pa.gov/utility_industry/telecommunications/telecommunications_relay_service/trs_advisory_board.aspx.

⁵ LECs include both incumbent and competitive local exchange carriers.

⁶ Hamilton Relay, Inc. (Hamilton) holds the TRS Certificate of Public Convenience to provide TRS throughout the Commonwealth of Pennsylvania. The Commission approved Hamilton's filed Application by Order entered December 4, 2014, at Docket No. A-2014-2447601.

⁷ As a result of mergers, acquisitions, and name changes, Fund administration has been handled by Hamilton Bank (1990), CoreStates Bank N.A. (1995), First Union National Bank (1999), Wachovia Bank, N.A. (2002), and U.S. Bank Institutional Trust & Custody (2006).

⁸ Separate accounts are maintained for the portions of the surcharge allocated to Relay, TDDP, and PMASP. TRS Advisory Board expenses, CTRS, and outreach activities are funded from the Relay account; TRS Fund administration costs are drawn from each respective account.

¹ Additional information on TRS may be found at http://www.puc.pa.gov/utility_industry/telecommunications/telecommunications_relay_service.aspx.

² See Act 34 of 1995, 35 P.S. §§ 6701.1—6701.4 (the statutory provisions were amended by Act 181 of 2002 to be more inclusive of persons with disabilities), establishing the Telecommunication Device Distribution Program (TDDP) to be funded by the TRS surcharge and which codified the Pennsylvania Relay service and use of the TRS surcharge funding mechanism; and Act 174 of 2004 (Act 174), 35 P.S. § 6701.3a, which established the Print Media Access System Program (PMASP). PMASP is a reading service for persons with certain vision-related physical disabilities. The law is now called the "Universal Telecommunications and Print Media Access Act."

*Discussion**Surcharge for 2018-2019*

On review of the data submitted, combined residential and business wireline access lines reported by LECs for 2017 and adjusted for Centrex lines are estimated to be 4,550,000. In our Opinion and Order establishing the TRS Surcharge for 2017-2018, we determined to retain the applicable surcharge at \$0.08 on consideration of two potentially impactful expense liabilities which remained unresolved at that time. See Recalculation of the Pennsylvania Telecommunications Relay Service Surcharge, Docket Nos. M-2017-2582552; M-00900239 (Order entered June 27, 2017) (2017-2018 TRS Surcharge Order).

First, there was the WEI pilot. When our TRS program commenced, communications assistance was provided over traditional telecommunications equipment—wireline service through wireline equipment available at fixed locations. In 2015, however, spurred by declining adoption of traditional TRS wireline assistive devices and consumers' increased reliance on wireless technology, the OVR petitioned this Commission to engage in a pilot wireless program consistent with Pennsylvania law.⁹

In that program, we undertook to evaluate the feasibility and efficacy of fulfilling our mandate to provide qualified individuals communications assistance in using modern technology. We recognized that wireless and internet-based communications were becoming increasingly essential to consumers, including people with disabilities, and that assistive programs should keep pace. In doing so, we joined commissions in California, Texas, Maryland, Minnesota, Missouri, Colorado, Kansas, Kentucky, New Mexico, and Wyoming on the forefront of moving telecommunications relay assistance into the 21st century.

As noted in the 2017-2018 TRS Surcharge Order:

[T]he WEI is a two-year pilot program. This program was initiated by an order of this Commission in Petition of Department of Labor & Industry Office of Vocational Rehabilitation for a Proposed Pilot for Distribution of Telecommunications Relay Service Wireless Equipment to People with Disabilities in Pennsylvania, et al., Docket No. P-2015-2484229, et al. (Order entered July 8, 2015) (July 2015 Order), and pursuant to the UTPMAA. Because the UTPMAA includes communications service by wire or radio, we authorized this pilot to acknowledge the evolving landscape of telecommunications services from exclusively traditional landline based wireline facilities to multiple technology-based communications services, including but not limited to wireless and Voice over Internet Protocol services, and to test our need to further our obligations under federal and state law to provide services to the disabled under an increasingly changing technological construct.

Under the pilot WEI, we authorized the conduct and funding of a project designed to test the availability and use of wireless devices by a limited number of eligible Pennsylvanians with disabilities for a limited period.

* * *

Further, under the WEI pilot, we built in reporting requirements meant to assess the program.

* * *

⁹ Petition of Department of Labor & Industry Office of Vocational Rehabilitation for a Proposed Pilot for Distribution of Telecommunications Relay Service Wireless Equipment to People with Disabilities in Pennsylvania, Docket No. P-2015-2484229 (Order entered July 8, 2015) (WEI Pilot Order); 35 P.S. §§ 6701.1—6701.4.

The estimated and actual access lines assessed to support this TRS program, including the WEI pilot, have declined markedly from 2011 through 2016, from approximately 6.1 million as of December 31, 2011, to approximately 4.7 million 5 years later. Further, the current WEI is funded exclusively by wireline assessments with no contribution from the wireless providers who provide service to WEI consumers, an issue we recognized in authorizing the pilot but for which we then deferred, and continue to defer, action through at least the full conduct of the pilot.

2017-2018 TRS Surcharge Order at 4-5 (note omitted).

Upon completion and the evaluation of the WEI pilot, our staff is to make a recommendation consistent with our July 8, 2015 Order approving the pilot program.¹⁰ The evaluation of this pilot remains, at best, in a state of flux. And we still lack the benefit of our staff recommendation, without which we are hindered in our ability to analyze and determine the direction this program should take.

A concern raised by the WEI program is its reliance on TRS contributions from wireline customers to support a wireless expansion. This concern is valid, and we would benefit from our Staff's analysis of the ability to expand the contribution base of the Fund beyond the customers of wireline telecommunications services in Pennsylvania. The objectives of this program, however, are vital to ensuring that modern communications services remain available in a non-discriminatory fashion to all qualified individuals. This is particularly important as communications networks evolve technologically, rendering some traditional devices incompatible with modern networks. Further, we observe that no utility-based system of providing customer-support is perfect. All systems require that we reasonably consider the public interest and balance the interests of those who support the program against those who stand to benefit from it.

As reported in the WEI program administrator's evaluation, most participants expressed positive life changes from participating in the WEI—from feeling happier, safer, and more independent to “com[ing] alive again after all the discrimination [] experienced [from the] handicap.” This Commission has done far more, and at an equal if not far greater expense, to open our energy markets to competition and educate and assist those who wish to participate. See, e.g., www.PAPowerSwitch.com. In fulfilling our statutory mandate to ensure nondiscriminatory telecommunications capability for our most vulnerable population, we must discharge our duties in a manner that is not only financially-responsible but also technologically-effective.

Second, in our 2017-2018 TRS Surcharge Order we addressed the notice of a proposed rulemaking pending before the Federal Communications Commission (FCC) involving Internet Protocol Captioned Telephone Service, or IP-related relay service. This service is currently considered jurisdictionally interstate, but it also has an intrastate component. In this proceeding, which remains open, the FCC is contemplating shifting certain federal IP-CTS program costs to the states. See *In re Misuse of Internet Protocol (IP) Captioned Telephone Service*, et al., CG Docket No. 13-24 et al., (FCC Rel. August 26, 2013), Report and Order and Further Notice of Proposed Rulemaking. As long as this matter is pending, Pennsylvania remains under substantial risk of the potential for a

¹⁰ WEI Pilot Order, Ordering Paragraph 8 at 16-17.

jurisdictional cost shift from the federal to the state level because of the observable growth in IP-related relay service.

Additionally, we take official notice that in the intervening year since the 2017-2018 TRS Surcharge Order, Hamilton, our TRS provider filed, and then withdrew, a proposed rate increase for its intrastate TRS.¹¹ This filing provides reason to believe that the provider may seek—as of yet—an undefined increase this year.

A mathematical assumption—that all other expense elements will remain the same—fails to sufficiently address all other concerns. The same uncertainties that governed our decision to retain the \$0.08 surcharge level in our 2017-2018 TRS Surcharge Order still exist today and have not been explained away or otherwise sufficiently addressed. Accordingly, we shall retain the current \$0.08 per access line per month TRS surcharge. Retention of the current surcharge pending further resolution of these uncertainties ensures that the program has the resources to support whatever decisions are made on the WEI pilot, to respond to what could be significant cost increases to the program if the FCC ultimately allocates to the states certain costs currently borne by the federal TRS program, and to support a TRS rate increase if proposed by the provider and approved by this Commission.

Based on the foregoing, and on consideration of the number of access lines, projected program costs (Relay, CTRS, TDDP, and PMASP), anticipated Pennsylvania TRS Advisory Board expenses, TRS Fund administration costs, and the financial status of the TRS Fund, the 2018-2019, the TRS surcharge rate for residential and business access lines will be retained at the current rate of \$0.08 per month. All TRS surcharge revenues shall continue to be remitted to the Fund Administrator.¹² The monthly surcharge allocation for each fund account will not change.¹³

Operations for 2018-2019

We shall continue our active oversight of the operations of the Pennsylvania Telecommunications Relay Service. Further, in accordance with 35 P.S. §§ 6701.3a & 4, we shall continue to collaborate with OVR and its TDDP administrator¹⁴ to ensure adequate funding for distribution of TDDP equipment to qualified Pennsylvanians. Further, we shall continue to assist OVR in its mission to ensure adequate funding for PMASP.

Audits

The Bureau of Audits (Audits) released its most recent TRS Audit Report on June 14, 2017, at Docket No. D-2016-2556222, for the twelve-month periods ended February 29, 2016, February 28, 2015, February 28, 2014,

¹¹ See generally Hamilton Relay, Inc. Supplement No. 2 to Tariff TRS PA P.U.C. No. 1 et al., Docket Nos. R-2017-2639884, M-00900239 (Order entered February 9, 2018).

¹² U.S. Bank Institutional Trust & Custody, Attn: Dina Buccieri, 50 S. 16th Street, Suite 2000, Philadelphia, PA 19102. Remittances are payable to the “PA Relay Service Fund” and designated for Relay. Bank wire instructions can be found on the remittance form.

¹³ The TRS surcharge appears as a single line item on customers’ bills but actually has three components (Relay, TDDP, and PMASP).

¹⁴ As of January 1, 2007, the TDD program is administered by Pennsylvania’s Initiative on Assistive Technology, Institute on Disabilities, Temple University.

and February 28, 2013. Audits is in process of beginning an audit of the TDDP and the PMASP for the twelve-month periods ended June 30, 2016, June 30, 2015, and June 30, 2014 at Docket No. D-2018-3001207.

Service of Paper Copies

In the past, our practice has been to serve the annual TRS surcharge recalculation order on every LEC in the Commonwealth in addition to each Relay service provider, the Office of Vocational Rehabilitation, the Office of Consumer Advocate, the Office of Small Business Advocate, the Pennsylvania Telephone Association, and the Fund Administrator. Consistent with the TRS surcharge recalculation order entered May 23, 2013, at Docket No. M-2013-2341301, we now serve paper copies of the annual TRS surcharge recalculation order only when there is a change in the TRS surcharge rate or other provision in the order requiring that the LECs file a tariff supplement or take other action. As this order does not change the set surcharge rate or require any other tariff changes in response to this order, paper copies will not be served. Additionally, we will continue to publish the recalculation orders in the *Pennsylvania Bulletin* and on the Commission’s website.

Conclusion

The Commission has completed the annual recalculation of the TRS surcharge rate. The TRS surcharge rate for residential and business access lines to be applied beginning July 1, 2018, through June 30, 2019, will be retained at \$0.08 per month. We also note that paper copies of this order will not be served on the LECs as there is no change in the set surcharge rate and no new requirements on the LECs requiring tariff changes in response to this Order; *Therefore*,

It Is Ordered That:

1. For the period of July 1, 2018, through June 30, 2019, the TRS surcharge rate for residential and business access lines shall be retained at the current rate of \$0.08 per month, unless the Commission takes further action to revise the TRS surcharge rate prior to June 30, 2019.

2. All local exchange carriers are directed to use the following blank remittance form to remit the monthly TRS surcharge collections to the Fund Administrator. The blank remittance form shall be posted to the Commission’s website. All local exchange carriers are required to collect and remit the TRS surcharge revenue with the completed remittance form monthly by the 20th of each month.

3. The Law Bureau, with the assistance as necessary of the Bureau of Technical Utility Services, prepare an analysis of the ability to expand the contribution base that supports Telecommunications Relay Services.

4. A copy of this Order be published in the *Pennsylvania Bulletin*.

5. A copy of this Order be posted to the Commission’s website.

ROSEMARY CHIAVETTA,
Secretary

Appendix

REMITTANCE FORM FOR MONTHLY TRS SURCHARGE COLLECTIONS

Effective July 1, 2018 through June 30, 2019

M-2018-2640814

All local exchange carriers are required to collect and remit the TRS surcharge revenue monthly, by the 20th of each month using the following format for the monthly remittance:

Pennsylvania TRS Surcharge

For the Month Ending _____

Number of Residential access lines _____
 × \$0.08 per line _____

Allocated:

TRS Relay	85.0 percent	_____
TDDP	10.0 percent	_____
PMASP	5.0 percent	_____

Number of Business access lines _____
 × \$0.08 per line _____

Allocated:

TRS Relay	85.0 percent	_____
TDDP	10.0 percent	_____
PMASP	5.0 percent	_____
Total Remittance		=====

Make check payable to: Pennsylvania TRS Fund

Mail Report and payment to:	Wire Instructions:
U.S. Bank Institutional Trust & Custody Attn: Dina Buccieri 50 S. 16th Street, Suite 2000 Philadelphia, PA 19102	BANK U.S. Bank N.A ADDRESS 60 Livingston Avenue, St Paul MN 55107-2292 ABA 091 000 022 BNF ITC Depository South & East ACCOUNT 173 103 781 832 OBI PA Relay ATTN: Dina Buccieri

Remittance for:

Company Name: _____

Utility Code: _____

Contact Person: _____

Voice Phone Number: (____) _____

FAX: (____) _____

E-mail address: _____

Authorized Signature: _____ Date: _____

Please direct any questions regarding the TRS Surcharge remittance to Mr. Eric Jeschke at (717) 783-3850 or ejeschke@pa.gov.

Joint Statement of Commissioners John F. Coleman, Jr. and Norman J. Kennard

Before the Commission is the establishment of the Pennsylvania Telecommunications Relay Service (TRS or Relay) surcharge funding mechanism (TRS surcharge) for the period July 1, 2018 through June 30, 2019.

The monthly surcharge is usually set to recover the anticipated costs of providing calling services and equipment to individuals that are deaf, hard of hearing, deaf-blind or have difficulty speaking to make and receive

telephone calls. The monthly surcharge funds three individual programs: the Relay service itself, the Telecommunications Device Distribution Program;¹⁵ and the Print Media Access System Program.¹⁶ The current contribution rate to fund these programs is \$0.08 per line per month. The surcharge is assessed only upon the custom-

¹⁵ This program provides specialized telecommunications devices, such as text telephones and amplifiers, at no charge to qualifying persons who are deaf or hard of hearing, or with speech and language disorders, or with a physical disability that prevents them from using standard telecommunications equipment.

¹⁶ This program is a reading service for persons with certain vision-related physical disabilities.

ers of wireline Incumbent Local Exchange Carriers (ILECs) and Competitive Local Exchange Carriers (CLECs).

The fund is massively over collected. Although the per-customer impact of reducing the monthly TRS surcharge is minimal on a per customer basis, the aggregate amount collected is not. Last year, the amount collected was about \$4.5 million. The same \$0.08 surcharge, going forward, is anticipated to recover \$4,368,000 annually.¹⁷ On the other hand, the fund spent \$2,891,663.79 last year, and the budget for next year is \$2,296,400. At the \$0.08 per month surcharge rate, the fund is projected to grow by another \$2,071,600 this year.

Last year, we noted that the fund was over collected and agreed with the staff recommendation at that time to reduce the surcharge to \$0.04. The majority disagreed and, as a result, the excess balance grew a whopping \$1.7 million in one year. As a result, there is a total consolidated cash balance of almost \$10.4 million, greatly in excess—over 10 times—of the \$900,000 operating reserve that we have deemed prudent to ensure operation of these programs and services.

The over collection is so large that the programs and services could be run for four years with no surcharge and still be in the black. This year-after-year increasing surplus constitutes overcharging rate payers for the TRS services currently provided. We would never allow a utility to so grossly over collect (by a factor of four) under any other surcharge and not return the overcollection to the affected ratepayers.

As was recommended last year, staff proposes to lower the TRS surcharge rate to \$0.04 per line per month to reduce the over collection over a very conservative 5-year (or longer) period. This is a reasonable proposal, and we agree.

On the other hand, the Joint Motion proposes to maintain the surcharge rate at \$0.08, which means that the already enormous over collection will become even larger. The rationale in the Joint Motion for setting the TRS surcharge at \$0.08 is threefold. First, there is a concern that the Federal Communications Commission (FCC) might shift certain federal TRS program costs to the states. Second, there is a concern that the Commission, in the future, might decide to expand what is currently a limited pilot program of distributing iPads into a permanent wireless equipment distribution program.¹⁸ Third, the motion notes that our TRS provider may seek an undefined rate increase this year.

Certainly, facilitating access to TRS for some of Pennsylvania's most vulnerable citizens is a laudable objective. However, we do not support growing the currently excessive surplus on speculative grounds. Moreover, the Commission's ability to respond to a TRS provider rate increase, to respond to any changes to TRS at the federal level, or to proceed with a permanent wireless device distribution program would not be compromised by reduc-

ing the surcharge to \$0.04. In fact, staff projects that at the end of the 5-year period, a fund balance of \$7.5 million will remain, which leaves plenty of financial flexibility to address any changes in the TRS landscape. In addition, the TRS surcharge is set on an annual basis, which means that any need for additional funding in the future can be adequately addressed in future surcharge years.

For these reasons, we believe the current four-fold overcollection in the TRS surcharge should begin to be reduced and not expanded. Therefore, we do not support the proposed Joint Motion and will vote to approve the staff recommendation.

JOHN F. COLEMAN, Jr.,
Commissioner

NORMAN J. KENNARD,
Commissioner

[Pa.B. Doc. No. 18-1024. Filed for public inspection June 29, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Protests may only be filed in the event that there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by July 16, 2018. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for approval of the *additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under the application.*

A-2018-3002567. Infinity Limousine, Inc. (2619 Leisczs Bridge Road, Leesport, Berks County, PA 19533) persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in Berks County, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* Barbara Kern Dietrich, Esquire, 22 Hilgert Avenue, Reading, PA 19607.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-1025. Filed for public inspection June 29, 2018, 9:00 a.m.]

¹⁷ Estimated Access Lines of 4,550,000 * \$0.08 * 12 months = \$4,368,000

¹⁸ The Commission had a Wireless Equipment Initiative pilot program that recently ended, which was a 2-year pilot program to distribute a limited number of wireless devices to qualified users in the Philadelphia area. The pilot sought to evaluate the use of wireless devices and help determine whether there should be a permanent, statewide wireless device distribution program. The Commission currently is reviewing the results of the pilot and recommendations on the next steps.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

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 July 16, 2018, 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. Flood Trucking, LLC; Docket No. C-2018-3001798

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 Flood Trucking, LLC, (respondent) is under suspension effective May 01, 2018 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 1448 Cortez Rd., Lake Ariel, PA 18436.
3. That respondent was issued a Certificate of Public Convenience by this Commission on November 21, 2017, at A-00122918.
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 or files an answer in compliance with the attached notice and/or 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-00122918 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: 5/16/2018

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. 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:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@puc.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. Accord 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. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-1026. Filed for public inspection June 29, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Transfer Indirect Control

A-2018-3002803. Tofane Global SAS, KPN B.V. and iBasis Retail, Inc. Joint application of Tofane Global SAS, KPN B.V. and iBasis Retail, Inc. for approval to transfer indirect control of iBasis Retail, Inc. to Tofane Global SAS.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before July 16, 2018. 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. 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.pa.gov and at the applicant's business address.

Joint Applicants: Tofane Global SAS; KPN B.V.; iBasis Retail, Inc.

Through and By Counsel: Anthony C. DeCusatis, Esquire, Catherine G. Vasudevan, Esquire, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-1027. Filed for public inspection June 29, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Wastewater Service

A-2018-3002437. Pennsylvania-American Water Company—Wastewater. Application of Pennsylvania-American Water Company—Wastewater, under 66 Pa.C.S. §§ 1102(a) and 1329 (relating to enumeration of acts requiring certificate; and valuation of acquired water and wastewater systems) for approval of: (1) the transfer, by sale, of substantially all of the Township of Sadsbury's assets, properties and rights related to its wastewater collection system to Pennsylvania-American Water Company; and (2) the rights of Pennsylvania-American Water Company to begin to offer or furnish wastewater service to the public in a portion of the Township of Sadsbury, Chester County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before July 16, 2018. 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. 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.pa.gov and at the applicant's business address.

Applicant: Pennsylvania-American Water Company—Wastewater

Through and By Counsel: David P. Zambito, Esquire, George A. Bibikos, Esquire, Jonathan Nase, Esquire, Cozen O'Connor, 17 North Second Street, Suite 1410, Harrisburg, PA 17101; and Susan Simms Marsh, Esquire, Pennsylvania-American Water Company, 800 West Hershey Park Drive, Hershey, PA 17033

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-1028. Filed for public inspection June 29, 2018, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Actuarial Tables

The act of December 20, 1995 (P.L. 689, No. 77) (Act 77) amended 24 Pa.C.S. § 8502(h) and (j) (relating to administrative duties of board) to require the Public School Employees' Retirement Board (Board) to publish in the *Pennsylvania Bulletin* the actuarial tables used by the Public School Employees' Retirement System (PSERS) in

calculating annuities and other benefits. The Board adopted the following actuarial tables at its June 10, 2016, meeting. The actuarial tables are effective July 1, 2018. Accordingly, these actuarial tables are being published as required by Act 77.

GLEN R. GRELL,
Executive Director

The following material provides general information and actuarial tables for computing an estimated regular (nondisability) retirement benefit from PSERS. Also, included as Table 6 is the Present Value of \$1 Annuity Using Disability Mortality table.

General Information

A vestee or any other eligible member upon termination of school service who has not withdrawn his accumulated deductions may apply for and elect to receive either a maximum single life annuity (MSLA) or a reduced annuity (Reduced MSLA) certified by the actuary to be actuarially equivalent to the maximum single life annuity and in accordance with one of the options under the Optional Forms of an Annuity section of this document. Optional forms of an annuity are considered to be “actuarially equivalent” if they have the same present value (PV) as the PV of the maximum single life annuity. A Class T-E or Class T-F member may not receive an annual benefit, calculated as of the effective date of retirement, greater than the member’s final average salary.

A vestee who retires on or after attaining superannuation age is entitled to a “normal” annuity, also known as a superannuation or full annuity, where no age or service-related adjustments (for retiring early) are applied to the MSLA.

Superannuation or normal retirement age is defined by Membership Class as:

Membership Class	Age
T-A	62 or any age upon accrual of 35 eligibility points (service credits)
T-B	62
T-C and T-D	62 provided the member has at least 1 eligibility point or age 60 provided the member has at least 30 eligibility points (service credits), or any age upon accrual of 35 eligibility points
T-E and T-F	65 with accrual of at least three eligibility points or a combination of age and eligibility points totaling 92, provided the member has accrued at least 35 eligibility points

A vestee who retires prior to attaining superannuation age is entitled to an “early” or “withdrawal” annuity, where the MSLA is reduced due to retiring early. This early retirement reduction is based on how far away from superannuation age the member is on the effective date of retirement.

A key component in the computation of a PSERS’ retirement benefit is the final average salary (FAS). PSERS’ retirement code defines final average salary as the highest compensation received as an active member for any three nonoverlapping periods of 12 consecutive months. Compensation for part-time service is annualized on the basis of the fractional portion of the school year for which credit is received. This period is frequently the most recent three fiscal years.

Calculating the MSLA

Calculating all forms of a (nondisability) retirement benefit begins with calculating the MSLA.

For Class T-C members, the MSLA is calculated as:

MSLA	=	2.0%	×	Total Class T-C Service Credits	×	FAS	×	Early Retirement Factor*
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For Class T-D members, the MSLA is calculated as:

MSLA	=	2.0%	×	Total Class T-C Service Credits	×	FAS	×	Early Retirement Factor*
	+	2.5%	×	Total Class T-D Service Credits	×	FAS	×	Early Retirement Factor*

For Class T-E members, the MSLA is calculated as:

MSLA	=	2.0%	×	Total Class T-E Service Credits	×	FAS	×	Early Retirement Factor*
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MSLA is limited to 100% of FAS.

For Class T-F members, the MSLA is calculated as:

MSLA	=	2.5%	×	Total Class T-F Service Credits	×	FAS	×	Early Retirement Factor*
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MSLA is limited to 100% of FAS.

*Except for superannuated members and members who have attained age 55 and have 25 or more service credits, the Early Retirement Factor can be found in Table 3 Early Retirement Factor—Unisex. The Early Retirement Factor for members who have attained superannuation age is 1.0, which results in no reduction. The reduction for those members who have attained age 55 and have 25 or more service credits is equal to 1/4% multiplied by the number of months, including a fraction of a month as a full month, by which the effective date of retirement precedes superannuation age.

Calculating the Present Value of the MSLA

As previously noted in the general information section, optional forms of an annuity are considered to be “actuarially equivalent” to the MSLA if they have the same PV as the PV of the MSLA.

The PV of the MSLA is calculated as:

PV of the MSLA	=	MSLA	×	PV of \$1 Annuity on the Effective Date of Retirement*
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*See Table 1 Present Value of \$1 Annuity—Unisex

Optional Forms of an Annuity

Acceptable optional forms of an annuity are:

Option 1.—A life annuity to the member with a guaranteed total payment equal to the PV of the MSLA on the effective date of retirement with the provision that, if, at his death, he has received less than such PV, the unpaid balance shall be payable to his beneficiary. The Option 1 Annuity is made to be actuarially equivalent to the MSLA by applying an Option 1 Reducing Factor, which is based on the age of the member as of the effective date of retirement, to the MSLA.

The Option 1 annuity is calculated as:

Option 1 Annuity	=	MSLA	×	Option 1 Reducing Factor*
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*See Table 2 Service Option 1 Reducing Factors—Unisex

Option 2.—A joint and survivor annuity payable during the lifetime of the member with the full amount of such annuity payable thereafter to his designated survivor annuitant, if living at his death. The Option 2 Annuity is made to be actuarially equivalent to the MSLA by applying an Option 2 Reducing Factor, which is based on the age of the member and the age of the designated survivor annuitant as of the effective date of retirement, to the MSLA.

An Option 2 annuity is calculated as:

Option 2 Annuity	=	MSLA	×	Option 2 Reducing Factor*
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*See Table 4 Factors for Obtaining Annuities and Pensions Under Option 2—Unisex

Option 3.—A joint and 50% survivor annuity payable during the lifetime of the member with one-half of such annuity payable thereafter to his designated survivor annuitant, if living at his death. The Option 3 Annuity is made to be actuarially equivalent to the MSLA by applying an Option 3 Reducing Factor, which is based on the age of the member and the age of the designated survivor annuitant as of the effective date of retirement, to the MSLA.

An Option 3 annuity is calculated as:

Option 3 Annuity	=	MSLA	×	Option 3 Reducing Factor*
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*See Table 5 Factors for Obtaining Annuities and Pensions Under Option 3—Unisex

Option 4.—Some other benefit certified by the actuary to be actuarially equivalent to the MSLA, subject to the following restrictions:

(i) Any annuity shall be payable without reduction during the lifetime of the member.

(ii) The sum of all annuities payable to the designated survivor annuitants shall not be greater than one and one-half times the annuity payable to the member.

(iii) A portion of the benefit may be payable as a lump sum, except that such lump sum payment shall not exceed an amount equal to the accumulated deductions standing to the credit of the member. The balance of the present value of the maximum single life annuity shall be paid in the form of an annuity with a guaranteed total payment, a single life annuity, or a joint and survivor annuity or any combination thereof but subject to the restrictions of subparagraphs (i) and (ii) of this paragraph. This option is often referred to as Special Option 4 Partial Lump Sum Withdrawal.

Prior to Act 5 of 2017, the previous subparagraph did not apply to a Class T-E or Class T-F member. Act 5 of 2017 was passed in June of 2017. Under this legislation, effective immediately, Class T-E and Class T-F members are eligible to elect a “cost-neutral” Special Option 4 Lump Sum distribution of all or a portion of the member’s accumulated contributions at retirement. The term “cost-neutral,” as applied to any lump sum withdrawal attributable to contributions credited to the member’s savings account of Class T-E or Class T-F members, together with statutory interest thereon, shall mean equal present values, computed on the basis of the interest rate and such mortality and other tables as adopted by the Board in effect on the effective date of retirement of the member.

The most common form of Option 4 is that described in subparagraph (iii). The reduction to the MSLA on account of a Partial Lump Sum Withdrawal is calculated as:

Special Option 4 Partial Lump Sum Withdrawal Reduction	=	Partial Lump Sum Payment Amount	/	Present Value of \$1 Annuity*
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*See Table 1 Present Value of \$1 Annuity—Unisex for Class T-C and Class T-D members. See Table 1A Present Value of \$1 Annuity—Unisex 7.25% for Class T-E and Class T-F members.

The Special Option 4 Partial Lump Sum Withdrawal Annuity is calculated as:

Special Option 4 Lump Sum Withdrawal Annuity	=	MSLA	–	Special Option 4 Partial Lump Sum Withdrawal Reduction
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Other forms of Option 4 must also be actuarial equivalent to the MSLA and are calculated by PSERS’ actuary.

Combining Optional Form 1, 2 or 3 of an Annuity with the Special Option 4 Partial Lump Sum Withdrawal

When combining Optional Form 1, 2 or 3 of an Annuity with the Special Option 4 Partial Lump Sum Withdrawal, the annuity is calculated as:

Annuity	=	Special Option 4 Lump Sum Withdrawal Annuity	×	Appropriate Option (1, 2 or 3) Reducing Factor*
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*See Table 2, 4 or 5 as appropriate, based on the Option.

**Actuarial Tables for Regular (Non-Disability) Retirements
(Adopted June 10, 2016; Effective July 1, 2018)**

**Table 1
Present Value of \$1 Annuity—Unisex**

<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>
		51	18.069	81	7.946
22	22.981	52	17.825	82	7.560
23	22.885	53	17.574	83	7.179
24	22.785	54	17.317	84	6.806
25	22.681	55	17.051	85	6.440
26	22.574	56	16.780	86	6.085
27	22.461	57	16.500	87	5.741
28	22.345	58	16.214	88	5.409
29	22.224	59	15.920	89	5.090
30	22.098	60	15.619	90	4.787
31	21.968	61	15.311	91	4.502
32	21.832	62	14.995	92	4.233
33	21.692	63	14.671	93	3.981
34	21.546	64	14.340	94	3.744
35	21.394	65	14.003	95	3.519
36	21.237	66	13.657	96	3.305
37	21.073	67	13.305	97	3.107
38	20.903	68	12.947	98	2.920
39	20.727	69	12.583	99	2.745
40	20.544	70	12.213	100	2.584
41	20.354	71	11.839	101	2.436
42	20.158	72	11.459	102	2.301
43	19.953	73	11.076	103	2.177
44	19.741	74	10.690	104	2.063
45	19.522	75	10.300	105	1.958
46	19.296	76	9.909	106	1.862
47	19.061	77	9.516	107	1.781
48	18.818	78	9.122	108	1.696
49	18.567	79	8.728	109	1.598
50	18.307	80	8.336	110	1.525

**Table 1A
Present Value of \$1 Annuity—Unisex @ 7.25%
Special Option 4 Lump Sum Factors
For Class T-E and Class T-F Members**

<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>
		51	12.414	81	6.695
22	13.991	52	12.315	82	6.415
23	13.972	53	12.211	83	6.134
24	13.952	54	12.102	84	5.856
25	13.930	55	11.987	85	5.579
26	13.907	56	11.867	86	5.306
27	13.882	57	11.741	87	5.038
28	13.855	58	11.610	88	4.777
29	13.827	59	11.472	89	4.523
30	13.796	60	11.328	90	4.278
31	13.764	61	11.177	91	4.046

<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>
32	13.729	62	11.019	92	3.825
33	13.692	63	10.854	93	3.616
34	13.653	64	10.682	94	3.417
35	13.611	65	10.502	95	3.228
36	13.566	66	10.315	96	3.045
37	13.517	67	10.121	97	2.875
38	13.466	68	9.919	98	2.714
39	13.411	69	9.709	99	2.560
40	13.352	70	9.492	100	2.419
41	13.289	71	9.268	101	2.289
42	13.223	72	9.037	102	2.169
43	13.151	73	8.800	103	2.059
44	13.075	74	8.555	104	1.956
45	12.995	75	8.305	105	1.861
46	12.909	76	8.049	106	1.775
47	12.818	77	7.787	107	1.701
48	12.721	78	7.520	108	1.624
49	12.618	79	7.248	109	1.533
50	12.509	80	6.973	110	1.465

Table 2
Service Option 1 Reducing Factors—Unisex

<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>
		51	0.9686	81	0.7944
22	0.9978	52	0.9668	82	0.7816
23	0.9978	53	0.9648	83	0.7680
24	0.9977	54	0.9627	84	0.7534
25	0.9976	55	0.9604	85	0.7390
26	0.9975	56	0.9581	86	0.7243
27	0.9974	57	0.9554	87	0.7082
28	0.9973	58	0.9527	88	0.6927
29	0.9971	59	0.9497	89	0.6781
30	0.9969	60	0.9466	90	0.6614
31	0.9967	61	0.9432	91	0.6460
32	0.9963	62	0.9395	92	0.6321
33	0.9960	63	0.9356	93	0.6189
34	0.9956	64	0.9313	94	0.6043
35	0.9950	65	0.9267	95	0.5907
36	0.9944	66	0.9218	96	0.5781
37	0.9937	67	0.9167	97	0.5670
38	0.9929	68	0.9109	98	0.5526
39	0.9920	69	0.9048	99	0.5393
40	0.9910	70	0.8985	100	0.5277
41	0.9898	71	0.8916	101	0.5178
42	0.9884	72	0.8842	102	0.5101
43	0.9869	73	0.8766	103	0.4986
44	0.9852	74	0.8683	104	0.4879
45	0.9833	75	0.8594	105	0.4791
46	0.9812	76	0.8504	106	0.4727

NOTICES

<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>
47	0.9789	77	0.8405	107	0.4694
48	0.9764	78	0.8297	108	0.4633
49	0.9735	79	0.8189	109	0.4525
50	0.9704	80	0.8071	110	0.4408

Table 4
Factors for Obtaining Annuities and Pensions Under Option 2 – Unisex
Member Age

Age of Survivor Annuitant at Member's Retirement	25	30	35	40	45	50	55	60	65	70	75	80	85	90	95	100	105	110
5	0.9351	0.9127	0.8849	0.8507	0.8090	0.7591	0.7074	0.6482	0.5813	0.5072	0.4278	0.3463	0.2676	0.1989	0.1462	0.1074	0.0813	0.0633
10	0.9429	0.9212	0.8939	0.8599	0.8182	0.7680	0.7158	0.6561	0.5884	0.5134	0.4331	0.3506	0.2709	0.2014	0.1480	0.1087	0.0824	0.0641
15	0.9512	0.9307	0.9042	0.8706	0.8291	0.7788	0.7262	0.6658	0.5972	0.5212	0.4397	0.3560	0.2751	0.2045	0.1503	0.1104	0.0836	0.0651
20	0.9596	0.9408	0.9156	0.8830	0.8419	0.7916	0.7387	0.6775	0.6080	0.5307	0.4478	0.3625	0.2802	0.2083	0.1531	0.1124	0.0852	0.0664
25	0.9677	0.9511	0.9279	0.8968	0.8566	0.8066	0.7536	0.6919	0.6212	0.5424	0.4578	0.3707	0.2865	0.2130	0.1566	0.1150	0.0871	0.0678
30	0.9749	0.9610	0.9405	0.9118	0.8734	0.8243	0.7715	0.7094	0.6377	0.5572	0.4705	0.3810	0.2945	0.2190	0.1610	0.1182	0.0896	0.0698
35	0.9811	0.9699	0.9527	0.9272	0.8916	0.8444	0.7926	0.7305	0.6579	0.5757	0.4866	0.3943	0.3048	0.2267	0.1667	0.1224	0.0927	0.0722
40	0.9861	0.9775	0.9637	0.9423	0.9106	0.8666	0.8169	0.7556	0.6826	0.5987	0.5070	0.4113	0.3182	0.2367	0.1741	0.1278	0.0969	0.0754
45	0.9901	0.9837	0.9731	0.9559	0.9291	0.8899	0.8440	0.7849	0.7123	0.6271	0.5326	0.4331	0.3356	0.2499	0.1839	0.1350	0.1023	0.0797
50	0.9931	0.9886	0.9807	0.9675	0.9460	0.9128	0.8725	0.8177	0.7472	0.6617	0.5646	0.4609	0.3581	0.2671	0.1967	0.1446	0.1096	0.0854
55	0.9954	0.9922	0.9866	0.9767	0.9600	0.9330	0.8995	0.8510	0.7848	0.7006	0.6015	0.4932	0.3844	0.2873	0.2118	0.1558	0.1181	0.0920
60	0.9969	0.9949	0.9911	0.9840	0.9715	0.9505	0.9245	0.8845	0.8258	0.7459	0.6468	0.5343	0.4185	0.3137	0.2317	0.1705	0.1294	0.1008
65	0.9980	0.9968	0.9944	0.9896	0.9806	0.9650	0.9460	0.9155	0.8673	0.7963	0.7012	0.5866	0.4637	0.3495	0.2589	0.1909	0.1449	0.1130
70	0.9987	0.9981	0.9967	0.9936	0.9875	0.9763	0.9634	0.9419	0.9059	0.8481	0.7631	0.6513	0.5230	0.3984	0.2969	0.2196	0.1670	0.1303
75	0.9992	0.9989	0.9982	0.9964	0.9925	0.9848	0.9766	0.9627	0.9382	0.8959	0.8272	0.7264	0.5985	0.4646	0.3503	0.2608	0.1990	0.1555
80	0.9995	0.9993	0.9990	0.9982	0.9959	0.9909	0.9860	0.9776	0.9626	0.9349	0.8960	0.8051	0.6883	0.5515	0.4248	0.3204	0.2462	0.1931
85	0.9997	0.9996	0.9995	0.9991	0.9980	0.9949	0.9922	0.9875	0.9790	0.9628	0.9322	0.8758	0.7824	0.6558	0.5238	0.4050	0.3157	0.2497
90	0.9998	0.9998	0.9997	0.9996	0.9991	0.9973	0.9958	0.9934	0.9898	0.9801	0.9627	0.9282	0.8634	0.7614	0.6386	0.5155	0.4107	0.3302
95	0.9999	0.9999	0.9999	0.9998	0.9996	0.9978	0.9965	0.9942	0.9895	0.9800	0.9627	0.9282	0.8634	0.7614	0.6386	0.5155	0.4107	0.3302
100	1.0000	0.9999	0.9999	0.9999	0.9998	0.9992	0.9988	0.9981	0.9969	0.9944	0.9892	0.9761	0.9539	0.9061	0.8322	0.7342	0.6331	0.5382
105	1.0000	1.0000	1.0000	0.9999	0.9999	0.9996	0.9993	0.9989	0.9982	0.9968	0.9938	0.9873	0.9726	0.9417	0.8898	0.8142	0.7279	0.6388
110	1.0000	1.0000	1.0000	1.0000	0.9999	0.9997	0.9995	0.9993	0.9988	0.9979	0.9959	0.9915	0.9815	0.9597	0.9217	0.8628	0.7912	0.7121

Table 5
Factors for Obtaining Annuities and Pensions Under Option 3 – Unisex

Age of Survivor Annuitant at Member's Retirement	Member Age																	
	25	30	35	40	45	50	55	60	65	70	75	80	85	90	95	100	105	110
5	0.9664	0.9544	0.9389	0.9193	0.8944	0.8631	0.8286	0.7866	0.7352	0.6730	0.5993	0.5144	0.4222	0.3318	0.2551	0.1939	0.1505	0.1192
10	0.9706	0.9590	0.9440	0.9247	0.9000	0.8688	0.8344	0.7923	0.7409	0.6785	0.6045	0.5192	0.4263	0.3353	0.2579	0.1961	0.1522	0.1206
15	0.9750	0.9641	0.9497	0.9309	0.9066	0.8756	0.8414	0.7993	0.7478	0.6852	0.6108	0.5250	0.4315	0.3396	0.2614	0.1988	0.1544	0.1223
20	0.9794	0.9685	0.9559	0.9379	0.9142	0.8837	0.8497	0.8078	0.7562	0.6934	0.6186	0.5321	0.4377	0.3448	0.2656	0.2021	0.1570	0.1244
25	0.9836	0.9749	0.9626	0.9456	0.9228	0.8930	0.8595	0.8179	0.7664	0.7033	0.6281	0.5409	0.4454	0.3512	0.2708	0.2062	0.1603	0.1271
30	0.9873	0.9801	0.9683	0.9538	0.9324	0.9037	0.8710	0.8300	0.7788	0.7157	0.6399	0.5518	0.4550	0.3593	0.2773	0.2114	0.1644	0.1304
35	0.9904	0.9847	0.9758	0.9622	0.9427	0.9156	0.8843	0.8443	0.7937	0.7307	0.6546	0.5656	0.4673	0.3696	0.2857	0.2181	0.1697	0.1347
40	0.9930	0.9886	0.9815	0.9703	0.9532	0.9285	0.8982	0.8608	0.8113	0.7490	0.6728	0.5829	0.4828	0.3828	0.2965	0.2267	0.1766	0.1403
45	0.9950	0.9918	0.9864	0.9774	0.9633	0.9417	0.9154	0.8795	0.8320	0.7708	0.6950	0.6044	0.5026	0.3999	0.3106	0.2390	0.1857	0.1476
50	0.9966	0.9943	0.9903	0.9835	0.9723	0.9544	0.9319	0.8997	0.8553	0.7964	0.7217	0.6309	0.5274	0.4216	0.3288	0.2527	0.1976	0.1574
55	0.9977	0.9961	0.9933	0.9882	0.9796	0.9654	0.9471	0.9195	0.8795	0.8240	0.7512	0.6606	0.5553	0.4463	0.3495	0.2695	0.2113	0.1685
60	0.9985	0.9975	0.9955	0.9919	0.9856	0.9746	0.9608	0.9387	0.9046	0.8545	0.7855	0.6951	0.5901	0.4776	0.3762	0.2914	0.2291	0.1832
65	0.9990	0.9984	0.9972	0.9948	0.9902	0.9822	0.9723	0.9659	0.9520	0.9394	0.9244	0.9180	0.9130	0.9080	0.9030	0.9000	0.8970	0.8940
70	0.9994	0.9990	0.9983	0.9968	0.9937	0.9880	0.9814	0.9701	0.9506	0.9178	0.8656	0.7889	0.6868	0.5698	0.4579	0.3601	0.2862	0.2306
75	0.9996	0.9994	0.9991	0.9982	0.9963	0.9923	0.9862	0.9810	0.9681	0.9451	0.9054	0.8415	0.7489	0.6345	0.5188	0.4137	0.3319	0.2692
80	0.9998	0.9997	0.9995	0.9991	0.9980	0.9954	0.9929	0.9887	0.9809	0.9654	0.9395	0.8920	0.8154	0.7109	0.5963	0.4853	0.3951	0.3237
85	0.9999	0.9998	0.9997	0.9996	0.9990	0.9974	0.9961	0.9937	0.9894	0.9811	0.9649	0.9338	0.8779	0.7921	0.6875	0.5765	0.4799	0.3996
90	1.0000	0.9999	0.9999	0.9998	0.9995	0.9986	0.9979	0.9967	0.9944	0.9900	0.9810	0.9628	0.9267	0.8646	0.7795	0.6785	0.5823	0.4964
95	1.0000	0.9999	0.9999	0.9999	0.9998	0.9993	0.9989	0.9982	0.9971	0.9947	0.9899	0.9796	0.9679	0.9517	0.9351	0.9183	0.9015	0.8847
100	1.0000	1.0000	1.0000	0.9999	0.9999	0.9996	0.9994	0.9991	0.9984	0.9972	0.9946	0.9889	0.9764	0.9508	0.9084	0.8467	0.7754	0.6987
105	1.0000	1.0000	1.0000	1.0000	0.9999	0.9998	0.9997	0.9995	0.9991	0.9984	0.9969	0.9936	0.9861	0.9700	0.9417	0.8976	0.8425	0.7796
110	1.0000	1.0000	1.0000	1.0000	0.9999	0.9998	0.9998	0.9996	0.9994	0.9989	0.9979	0.9957	0.9906	0.9795	0.9592	0.9264	0.8834	0.8318

Table 6
Present Value of \$1 Annuity Using Disability Mortality

<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>	<i>Age</i>	<i>Unisex</i>
		51	14.925	81	6.513
22	20.440	52	14.707	82	6.222
23	20.303	53	14.488	83	5.938
24	20.164	54	14.267	84	5.660
25	20.020	55	14.043	85	5.391
26	19.869	56	13.816	86	5.130
27	19.711	57	13.585	87	4.878
28	19.548	58	13.348	88	4.635
29	19.380	59	13.106	89	4.401
30	19.207	60	12.857	90	4.175
31	19.030	61	12.600	91	3.960
32	18.851	62	12.335	92	3.753
33	18.668	63	12.062	93	3.557
34	18.482	64	11.781	94	3.369
35	18.292	65	11.492	95	3.189
36	18.099	66	11.197	96	3.014
37	17.900	67	10.895	97	2.849
38	17.697	68	10.587	98	2.695
39	17.490	69	10.276	99	2.549
40	17.278	70	9.961	100	2.413
41	17.064	71	9.643	101	2.285
42	16.847	72	9.324	102	2.166
43	16.629	73	9.004	103	2.055
44	16.412	74	8.684	104	1.951
45	16.198	75	8.365	105	1.855
46	15.990	76	8.047	106	1.766
47	15.780	77	7.732	107	1.688
48	15.569	78	7.421	108	1.617
49	15.356	79	7.113	109	1.556
50	15.141	80	6.811	110	1.504

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