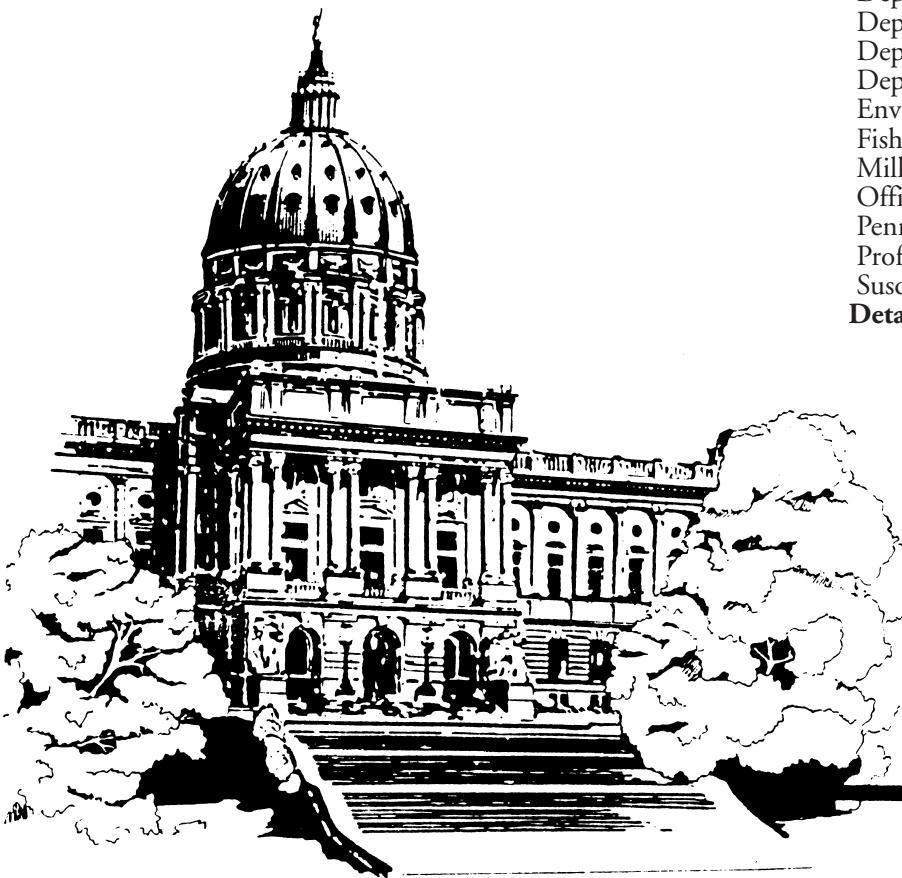


PENNSYLVANIA BULLETIN

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Agencies in this issue

The Courts
Department of Aging
Department of Agriculture
Department of Banking and Securities
Department of Conservation and Natural Resources
Department of Environmental Protection
Department of Health
Department of Human Services
Department of Revenue
Department of Transportation
Environmental Quality Board
Fish and Boat Commission
Milk Marketing Board
Office of Administration
Pennsylvania Public Utility Commission
Professional Standards and Practices Commission
Susquehanna River Basin Commission
Detailed list of contents appears inside.



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No. 554 January 2021

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CONTENTS

THE COURTS

MINOR COURT CIVIL RULES

Retention of recent amendments to Pa.R.C.P.M.D.J.
No. 515 and 516 422

EXECUTIVE AND INDEPENDENT AGENCIES

DEPARTMENT OF AGING

Notices

Pennsylvania Long-Term Care Council; location change for February 18, 2021, and April 8, 2021, meetings 445
Pennsylvania Long-Term Care Council meetings 445

DEPARTMENT OF AGRICULTURE

Notices

Commonwealth Specialty Crop Block Grant Program; 2020-2021 program guidelines 445
Program requirements for the 2020-2021 Agriculture and Youth Organization Grant Program 447

DEPARTMENT OF BANKING AND SECURITIES

Notices

Actions on applications 449

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Notices

Community Conservation Partnerships Program grants available 450
Conservation and Natural Resources Advisory Council WebEx meeting 451
Grant funding for ATV or snowmobile projects and programs 451

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices

Agricultural Advisory Board 2021 virtual meeting schedule 500
Applications, actions and special notices 451
Availability of technical guidance 500
Bid opportunity (2 Documents) 501
Rescission of grant round for recycling program development and implementation grants under section 902 of Act 101, Municipal Waste Planning, Recycling and Waste Reduction Act of 1988 501

DEPARTMENT OF HEALTH

Notices

Emergency Medical Services Operating Fund funding priorities for Fiscal Year 2020-2021 501
Home health agencies; requests for exception 506
Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee; virtual public meetings 506
Long-term care nursing facilities; requests for exception 507

DEPARTMENT OF HUMAN SERVICES

Notices

Additional class of disproportionate share hospital payments 507
Disproportionate share payments and supplemental hospital payments to qualifying hospitals 507
Disproportionate share payments for trauma services 508
Payment for nursing facility services provided by nonpublic nursing facilities; Medical Assistance Day One incentive payments to nonpublic nursing facilities for fiscal year 2020-2021 508

DEPARTMENT OF REVENUE

Notices

Pennsylvania CLOVER ALL OVER™ instant lottery game 1504 509
Pennsylvania Find the Leprechaun instant lottery game 1502 513
Pennsylvania O'Lucky Coin instant lottery game 1503 518
Pennsylvania Win Win Win instant lottery game 1501 523

DEPARTMENT OF TRANSPORTATION

Notices

Application for lease of right-of-way 527
Transportation Advisory Commission virtual conference call meeting 528

ENVIRONMENTAL QUALITY BOARD

Notices

Meeting cancellation 528

FISH AND BOAT COMMISSION

Rules and Regulations

Fishing; general fishing regulations (4 Documents) 429, 430, 431, 433
Fishing; seasons, sizes and creel limits 428
General provisions; administrative provisions (2 Documents) 426, 427

MILK MARKETING BOARD

Notices

Hearing and presubmission schedule for all milk marketing areas; over-order premium; teleconference 528

OFFICE OF ADMINISTRATION

Rules and Regulations

Civil service reform 425

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Statements of Policy

Amended policy statement on diversity at major jurisdictional utility companies 435

Notices

Service of notice of motor carrier applications 529

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

**PROFESSIONAL STANDARDS AND PRACTICES
COMMISSION**

Notices

Application of Eric F. Jackson for reinstatement of
teaching certificates; doc. No. RE-20-004 529
Application of Sarah Martini for reinstatement of
teaching certificates; doc. No. RE-20-006 529

SUSQUEHANNA RIVER BASIN COMMISSION

Notices

Grandfathering registration notice 530
Projects approved for consumptive uses of water 530
Telephonic public hearing 532

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

Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

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

How to Find Rules and Regulations

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

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

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

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

The *Pennsylvania Bulletin* is available at www.pacodeandbulletin.gov.

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Printing Format

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

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

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

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

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

Court Rules in Titles 201—246 of the Pennsylvania Code

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

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

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

Fiscal Notes

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

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

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

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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 2021.

4 Pa. Code (Administration)

Adopted Rules

602	425
607	425

Statements of Policy

9	183
---------	-----

25 Pa. Code (Environmental Protection)

Adopted Rules

121	283
127	283

49 Pa. Code (Professional and Vocational Standards)

Adopted Rules

33	304
----------	-----

Proposed Rules

18	180
47	14
48	14
49	14

52 Pa. Code (Public Utilities)

Statements of Policy

69	435
----------	-----

58 Pa. Code (Recreation)

Adopted Rules

51	426, 427
61	428
63	429
65	430, 431, 433

204 Pa. Code (Judicial System General Provisions)

Adopted Rules

82	179
----------	-----

210 Pa. Code (Appellate Procedure)

Adopted Rules

65	11
----------	----

231 Pa. Code (Rules of Civil Procedure)

Adopted Rules

200	265
1910	265

246 Pa. Code (Minor Court Civil Rules)

Proposed Rules

500	422
-----------	-----

255 Pa. Code (Local Court Rules)

Unclassified	11, 12
--------------------	--------

THE COURTS

Title 246—MINOR COURT CIVIL RULES

PART I. GENERAL

[246 PA. CODE CH. 500]

Retention of Recent Amendments to Pa.R.C.P.M.D.J. No. 515 and 516

The Minor Court Rules Committee seeks public comment on the retention of recent amendments to Pa.R.C.P.M.D.J. No. 515 and 516, permitting a landlord in a case involving a residential lease to request an order for possession within 180 days from the date of entry of judgment rather than the prior 120 days, for the reasons set forth in the accompanying Publication Report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They neither will constitute a part of the rules nor be officially adopted by the Supreme Court.

The Committee invites all interested persons to submit comments, suggestions, or objections in writing to:

Pamela S. Walker, Counsel
Minor Court Rules Committee
Supreme Court of Pennsylvania
Pennsylvania Judicial Center
PO Box 62635
Harrisburg, PA 17106-2635
FAX: 717-231-9546
minorrules@pacourts.us

All communications in reference to the proposal should be received by March 15, 2021. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

By the Minor Court Rules Committee

HONORABLE MARGARET A. HUNSICKER,
Chair

Annex A

TITLE 246. MINOR COURT CIVIL RULES

PART I. GENERAL

CHAPTER 500. ACTIONS FOR THE RECOVERY OF POSSESSION OF REAL PROPERTY

Rule 515. Request for Order for Possession.

A. If the magisterial district judge has rendered a judgment arising out of a non-residential lease that the real property be delivered up to the landlord, the landlord may, after the 15th day following the date of the entry of the judgment, file with the magisterial district judge a request for an order for possession. The request shall include a statement of the judgment amount, return, and all other matters required by these rules.

B.(1) Except as otherwise provided in subdivision B(2), if the magisterial district judge has rendered a judgment

arising out of a residential lease that the real property be delivered up to the landlord, the landlord may after the 10th day but within 180 days following the date of the entry of the judgment, file with the magisterial district judge a request for an order for possession. The request shall include a statement of the judgment amount, return, and all other matters required by these rules.

(2) In a case arising out of a residential lease, if before the landlord requests an order for possession,

(a) an appeal or writ of *certiorari* operates as a *supersedeas*; or

(b) proceedings in the matter are stayed pursuant to a bankruptcy proceeding or other federal or state law; and

(c) the *supersedeas* or the bankruptcy or other stay is subsequently stricken, dismissed, lifted, or otherwise terminated so as to allow the landlord to proceed to request an order for possession,

the landlord may request an order for possession only within 180 days of the date the *supersedeas* or the bankruptcy or other stay is stricken, dismissed, lifted, or otherwise terminated.

Official Note: The 15 days in subdivision A of this rule, when added to the 16-day period provided for in Rule 519A, will give the tenant time to obtain a *supersedeas* within the appeal period. See Rules 1002, 1008, 1009, and 1013.

The 1995 amendment to section 513 of The Landlord and Tenant Act of 1951, 68 P.S. § 250.513, established a 10-day appeal period from a judgment for possession of real estate arising out of a residential lease. See also Rule 1002B(1). Rule 1002B(2)(a) provides for a 30-day appeal period for tenants who are victims of domestic violence. In most cases, the filing of the request for an order for possession in subdivision B(1) is not permitted until after the appeal period has expired. In cases arising out of a residential lease, the request for an order for possession generally must be filed within 180 days of the date of the entry of the judgment.

If the tenant is a victim of domestic violence, he or she may file a domestic violence affidavit to stay the execution of the order for possession until the tenant files an appeal with the prothonotary pursuant to Rule 1002, 30 days after the date of entry of the judgment, or by order of the court of common pleas, whichever is earlier. See Rule 514.1C. No posting of money or bond is required to obtain a stay with the filing of a domestic violence affidavit; however, upon the filing of an appeal pursuant to Rule 1002, the stay is lifted, and the *supersedeas* requirements of Rule 1008 shall apply.

The magisterial district court shall enter stays in compliance with federal or state law, such as the Servicemembers Civil Relief Act, 50 U.S.C. §§ 3901 *et seq.*

Subdivision B(2) provides that in a case arising out of a residential lease, if a *supersedeas* (resulting from an appeal or writ of *certiorari*) or bankruptcy or other stay is stricken, dismissed, lifted, or otherwise terminated, thus allowing the landlord to proceed with requesting an order for possession, the request may be filed only within 180 days of the date the *supersedeas* or the bankruptcy or other stay is stricken, dismissed, lifted, or otherwise terminated.

In many judicial districts, appeals of magisterial district court judgments are submitted to compulsory arbitration pursuant to Pa.R.C.P. Nos. 1301—1314. If, after the arbitration, the prothonotary enters an award for possession on the docket in favor of the landlord and the tenant fails to maintain the *supersedeas* required by Rule 1008 prior to the prothonotary entering judgment on the award, then the landlord may terminate the *supersedeas* pursuant to Rule 1008B and request an order of possession from the magisterial district judge pursuant to Rule 515. If the prothonotary enters an award on the docket in favor of the tenant and the tenant fails to maintain the *supersedeas* prior to the prothonotary entering judgment on the award, the landlord may not obtain an order of possession between the time that the prothonotary enters the arbitration award on the docket and the time that the landlord files a notice of appeal.

The time limits in which the landlord must request an order for possession imposed in subdivision B apply only in cases arising out of residential leases and in no way affect the landlord's ability to execute on the money judgment. See Rule 516, Note, and Rule 521A.

At the time the landlord files the request for an order for possession, the magisterial district court should collect server fees for all actions through delivery of possession. Thereafter, if the order for possession is satisfied 48 hours or more prior to a scheduled delivery of possession, a portion of the server costs may be refundable. See Rules 516 through 520 and 44 Pa.C.S. § 7161(d).

Rule 516. Issuance and Reissuance of Order for Possession.

A. Upon the timely filing of the request form, the magisterial district judge shall issue the order for possession and shall deliver it for service and execution to the sheriff of, or any certified constable in, the county in which the office of the magisterial district judge is situated. If this service is not available to the magisterial district judge, service may be made by any certified constable of the Commonwealth. The order shall direct the officer executing it to deliver actual possession of the real property to the landlord. The magisterial district judge shall attach a copy of the request form to the order for possession.

B.(1) Except as otherwise provided in subdivision C, upon written request of the landlord the magisterial district judge shall reissue an order for possession for one additional 60-day period.

(2) If an order for possession is issued and subsequently superseded by an appeal, writ of *certiorari*, *supersedeas*, or a stay pursuant to a bankruptcy proceeding or other federal or state law or Rule 514.1C, and

(a) the appeal, writ of *certiorari*, or *supersedeas* is stricken, dismissed, or otherwise terminated; or

(b) the bankruptcy or other stay is lifted; and

(c) the landlord wishes to proceed with the order for possession,

the landlord must file with the magisterial district judge a written request for reissuance of the order for possession in accordance with subdivision B(1).

C. In a case arising out of a residential lease and upon written request of the landlord, the magisterial district judge shall reissue an order for possession for no more than two additional 60-day periods. A request for reissuance of an order for possession may be filed only within 180 days of the date of the entry of the judgment or, in a

case in which the order for possession is issued and subsequently superseded by an appeal, writ of *certiorari*, *supersedeas*, or a stay pursuant to a bankruptcy proceeding or other federal or state law or Rule 514.1C, only within 180 days of the date the appeal, writ of *certiorari*, or *supersedeas* is stricken, dismissed, or otherwise terminated or the bankruptcy or other stay is lifted.

D. A written request for reissuance of the order for possession, filed after an appeal, writ of *certiorari*, or *supersedeas* is stricken, dismissed, or otherwise terminated, or a bankruptcy or other stay is lifted, must be accompanied by a copy of the court order or other documentation striking, dismissing, or terminating the appeal, writ of *certiorari*, or *supersedeas*, or lifting the bankruptcy or other stay.

Official Note: The order for possession deals only with delivery of possession of real property and not with a levy for money damages. A landlord who seeks execution of the money judgment part of the judgment must proceed under Rule 521A, using the forms and procedure there prescribed. The reason for making this distinction is that the printed notice requirements on the two forms, and the procedures involved in the two matters, differ widely.

Subdivision B provides for reissuance of the order for possession for one additional 60-day period. However, pursuant to subdivision C, in cases arising out of a residential lease, the request for reissuance of the order for possession must be filed within 180 days of the date of the entry of the judgment or, in a case in which the order for possession is issued and subsequently superseded by an appeal, writ of *certiorari*, *supersedeas* or a stay pursuant to a bankruptcy proceeding or other federal or state law or Rule 514.1C, only within 180 days of the date the appeal, writ of *certiorari*, or *supersedeas* is stricken, dismissed, or otherwise terminated, or the bankruptcy or other stay is lifted. In a case arising out of a residential lease, the magisterial district judge may reissue the order for possession for no more than two additional 60-day periods. The additional 60-day period need not necessarily immediately follow the original 60-day period of issuance. The written request for reissuance may be in any form and may consist of a notation on the permanent copy of the request for order for possession form, "Reissuance of order for possession requested," subscribed by the landlord. The magisterial district judge shall mark all copies of the reissued order for possession, "Reissued. Request for reissuance filed _____ (time and date)." A new form may be used upon reissuance, those portions retained from the original being exact copies although signatures may be typed or printed with the mark "/s/." There are no filing costs for reissuing an order for possession, for the reissuance is merely a continuation of the original proceeding. However, there may be additional server costs for service of the reissued order for possession.

The magisterial district court shall enter stays in compliance with federal or state law, such as the Servicemembers Civil Relief Act, 50 U.S.C. §§ 3901 *et seq.*

In many judicial districts, appeals of magisterial district court judgments are submitted to compulsory arbitration pursuant to Pa.R.C.P. Nos. 1301—1314. If, after the arbitration, the prothonotary enters an award for possession on the docket in favor of the landlord and the tenant fails to maintain the *supersedeas* required by Rule 1008 prior to the prothonotary entering judgment on the award, then the landlord may terminate the *supersedeas* pursuant to Rule 1008B and request an order of posses-

sion from the magisterial district judge pursuant to Rule 515. If the prothonotary enters an award on the docket in favor of the tenant and the tenant fails to maintain the *supersedeas* prior to the prothonotary entering judgment on the award, the landlord may not obtain an order of possession between the time that the prothonotary enters the arbitration award on the docket and the time that the landlord files a notice of appeal.

The time limits in which the landlord must request reissuance of an order for possession imposed in subdivision C apply only in cases arising out of residential leases and in no way affect the landlord's ability to execute on the money judgment. *See* Rule 521A.

PUBLICATION REPORT

Retention of Recent Amendments to Pa.R.C.P.M.D.J. No. 515 and 516

The Minor Court Rules Committee ("Committee") seeks public comment on the retention of recent amendments to Pa.R.C.P.M.D.J. No. 515 and 516, permitting a landlord in a case involving a residential lease to request an order for possession within 180 days from the date of entry of judgment rather than the prior 120 days. *See* Order of December 4, 2020, No. 449, Magisterial Rules Docket. As set forth below, the amendments were necessitated by exigent circumstances requiring their immediate adoption in accordance with Pa.R.J.A. No. 103(a)(3), without prior

publication for public comment. The Committee is now publishing the amended Rules to obtain input from stakeholders as to whether the amendments should be retained indefinitely or further modified.

Prior to the 2020 amendments, a landlord in a residential landlord-tenant case was required to file a request for an order for possession no later than 120 days of the date of entry of the judgment. However, given the financial challenges facing many Pennsylvanians amid the COVID-19 pandemic, the Committee recommended, and the Court adopted, the extension of the 120-day period to 180 days. *See* Rules 515B(1), 516C. Extending the period allows the parties greater flexibility to enter into private forbearance agreements that could give tenants additional time to satisfy back rent obligations while maintaining current rental payments and housing status.

In publishing the amendments as adopted, the Committee seeks input from stakeholders regarding the continued utility of the 180-day period within which a residential landlord must request an order for possession and whether the extension should be retained indefinitely or further modified. The Committee invites all comments, concerns, and suggestions regarding this proposal.

[Pa.B. Doc. No. 21-105. Filed for public inspection January 22, 2021, 9:00 a.m.]

RULES AND REGULATIONS

Title 4—ADMINISTRATION

OFFICE OF ADMINISTRATION

PART XV. OFFICE OF ADMINISTRATION

[4 PA. CODE CHS. 602 AND 607]

Civil Service Reform

On March 16, 2019, the Office of Administration (OA), under the statutory authority of 71 Pa.C.S. §§ 2101—3304 (relating to civil service reform) (Civil Service Reform Act), added under the act of June 28, 2018, (P.L. 460, No. 71) published temporary regulations implementing the Civil Service Reform Act. For the sake of consistency, and to take into account the need for changes that have arisen since implementing the Civil Service Reform Act, the OA finds it necessary to amend the temporary regulations. Accordingly, the OA is publishing amended temporary regulations in Chapters 602 and 607 (relating to selection of employees for entrance to, or promotion in, the classified service; and notice and hearings), to read as set forth in Annex A.

These amended temporary regulations are promulgated under section 2203(b) of the Civil Service Reform Act, (71 Pa.C.S. § 2203(b) (relating to regulations)), which authorizes the OA to promulgate temporary regulations to facilitate prompt implementation of the Civil Service Reform Act. Temporary regulations adopted under this authority are not subject to sections 201—205 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201—1205) known as the Commonwealth Documents Law; section 204(b) of the Commonwealth Attorneys Act (71 P.S. § 732-204(b)); or the requirements of the Regulatory Review Act (71 P.S. §§ 745.1—745.15).

The amendments clarify § 602.1(b) (relating to application requirements) to indicate information that an applicant should include on an application for employment and to advise applicants that the information on an applicant's application may be subject to audit by the OA. The amendments add the terms "gender" or "similar factors" to § 602.1(c)(2) and (3) to allow the OA to consider bona fide occupational qualifications where appropriate and necessary. Section 602.10 (relating to administration and scoring of examinations) is amended to indicate the process that will take place when an applicant fails to appear for an in-person examination. Section 602.19 (relating to review of eligibility or examination results) is amended to clarify the procedure for an applicant to request reconsideration of an examination score or eligibility determination. In addition, the amendment in § 607.4 (relating to signatory authority) indicates the persons in the appointing authority who have authority to sign a personnel action. Also, § 607.6 (relating to hearings before the Office of Administration) is amended to remove the requirement that the OA post all hearing notices on its web site in advance of a hearing.

These amended temporary regulations will take effect 30 days after publication in the *Pennsylvania Bulletin* and will expire on March 16, 2022.

For further information on these amended temporary regulations, contact Michael Sullivan, Director, Office of Administration, Bureau of Talent Acquisition, 506 Fi-

nance Building, 613 North Street, Harrisburg, PA 17120, (717) 710-2107.

MICHAEL NEWSOME,
Secretary

Fiscal Note: Fiscal Note 99-11 remains valid for the adoption of these subject regulations.

Annex A

TITLE 4. ADMINISTRATION

PART XV. OFFICE OF ADMINISTRATION

Subpart A. CIVIL SERVICE REFORM—TEMPORARY REGULATIONS

CHAPTER 602. SELECTION OF EMPLOYEES FOR ENTRANCE TO, OR PROMOTION IN, THE CLASSIFIED SERVICE

Subchapter A. EXAMINATIONS REQUISITE FOR APPOINTMENT AND PROMOTION

§ 602.1. Application requirements.

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(b) Evidence of merit and fitness.

(1) An applicant shall include on their application all information relevant for determining whether the applicant possesses the minimum qualifications for employment in the relevant job classification and, where applicable, the selective criteria required for appointment or promotion to the specific position to which the applicant applied.

(2) The Office of Administration may require an applicant to supply certificates and other appropriate documents as may be relevant in assessing the applicant's fitness and qualifications for appointment or promotion.

(3) The job specification shall be the primary basis and source of authority for the evaluation of the minimum qualifications of applicants for examinations.

(4) Information included on an applicant's application may be subject to audit by the Office of Administration, including audit after the applicant's appointment or promotion. Audits performed under this subsection are separate and distinct from any verification or background check performed by an appointing authority or human resources staff supporting an appointing authority. Where the Office of Administration cannot confirm information included on an applicant's application, the applicant may be deemed ineligible for appointment or promotion to the relevant position or otherwise removed from the position.

(c) *Limitations on inquiry.* Limitations shall be as follows:

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(2) The Office of Administration may make inquiries of an applicant's age, race, national origin, gender or similar factors as is necessary to comply with Federal and State laws and regulations and this subpart.

(3) The Office of Administration may make inquiries of an applicant's age, race, national origin, gender or similar factors as is necessary to conduct research required to validate selection procedures or to otherwise comply with Federal and State laws and regulations on equal opportunity. Applicants shall be informed that responses to these questions are not mandatory.

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Subchapter C. ADMINISTRATION OF EXAMINATIONS

§ 602.10. Administration and scoring of examinations.

(a) *Notice of admittance to examination.* An applicant will be notified of admittance or non-admittance to an examination.

(1) *Failure to appear for in-person examination.* An applicant, who fails to appear for an in-person examination due to an act or omission of the Office of Administration or another appropriate reason, as determined by the Office of Administration, shall be given a delayed in-person examination in place of the one for which the applicant failed to appear. If an applicant's failure to appear for an in-person examination was not caused by an act or omission of the Office of Administration or another appropriate reason, as determined by the Office of Administration, the applicant shall be prohibited from taking any in-person examinations for a period of 6 months from the scheduled date of the in-person examination. Repeated failures to appear for an in-person examination on the part of the applicant may result in the applicant being prohibited from taking any in-person examinations for a period of time determined by the Office of Administration, but not to exceed 2 years.

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Subchapter E. RATINGS OF COMPETITORS

§ 602.19. Reconsideration of examination score or eligibility determination.

An applicant may request the Office of Administration reconsider the applicant's examination score, or an eligibility determination finding that the applicant lacks the minimum qualifications or selective criteria required for employment in a job classification or position, by submitting a written request for reconsideration to the Office of Administration within 5 business days of the date that the notice of examination score or eligibility determination was sent to the applicant by the Office of Administration. The written request for reconsideration shall state the grounds for the request, specifically explaining why the applicant's examination score is incorrect based on the examination answers provided by the applicant, or why the applicant's eligibility determination was incorrect based on the information provided by the applicant on their application. The Office of Administration will review the applicant's examination or application and provide the applicant with a further explanation or revised result.

(1) Appointing authorities may continue the hiring process while an applicant's request for reconsideration is pending review by the Office of Administration.

(i) Where the Office of Administration determines that, due to an administrative error, an applicant received an incorrect examination score, the Office of Administration will revise the applicant's examination score and instruct the appointing authority to consider the applicant for appointment or promotion to the vacancy in accordance with the act and this subpart.

(ii) Where the Office of Administration determines that, due to an administrative error, an applicant was improperly determined to lack the minimum qualifications or selective criteria required for employment in a job classification or position, the Office of Administration will score the applicant's examination and, if the applicant obtains a passing examination score, certify the applicant's name to the appropriate eligible list or other-

wise refer the applicant's name to the appointing authority with instructions that the appointing authority must consider the applicant for appointment or promotion to the vacancy in accordance with the act and this subpart.

CHAPTER 607. NOTICE AND HEARINGS

Subchapter A. NOTICE

§ 607.4. Signatory authority.

(a) *General.* A notice of personnel action shall be signed by the head of the appointing authority or an authorized designee thereof.

(b) *Authorized designee.* An authorized designee of the head of an appointing authority includes a deputy secretary, a bureau director, an office director, a superintendent, a deputy superintendent, or an equivalent position employed by the appointing authority; a human resources director or an equivalent position supporting the appointing authority; or an individual who is delegated signatory authority on behalf of the head of the appointing authority in the manner prescribed by the Office of Administration.

(1) *Performance evaluations.* For purposes of performance evaluations, an employee's immediate supervisor shall be deemed the authorized designee of the head of the appointing authority without the need for delegation of signatory authority.

(c) *No further delegation.* An authorized designee of the head of an appointing authority may not further delegate signatory authority.

Subchapter B. PRACTICE AND PROCEEDINGS BEFORE THE OFFICE OF ADMINISTRATION

§ 607.6. Hearings before the Office of Administration.

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(e) *Notice of hearing.* The Office of Administration shall provide advance notice of a scheduled hearing to interested individuals and appointing authorities. The notice will contain a statement of the matters to be addressed at the hearing, as well as specific instructions regarding the date, time and place of hearing.

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[Pa.B. Doc. No. 21-106. Filed for public inspection January 22, 2021, 9:00 a.m.]

Title 58—RECREATION

FISH AND BOAT COMMISSION

[58 PA. CODE CH. 51]

General Provisions; Administrative Provisions

The Fish and Boat Commission (Commission) amends Chapter 51 (relating to administrative provisions). The Commission is publishing this final-form rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The amendments update the Commission's regulations concerning royalty rates for sand and gravel permits.

A. Effective Date

This final-form rulemaking will go into effect upon publication in the *Pennsylvania Bulletin*.

B. Contact Person

For further information on this final-form rulemaking, contact Wayne Melnick, Esq., P.O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This final-form rulemaking is available on the Commission's web site at www.fishandboat.com.

C. Statutory Authority

The amendments to § 51.92 (relating to royalty rates) are published under the statutory authority of section 503(c) of the Conservation and Natural Resources Act (CNRA) (71 P.S. § 1340.503(c)).

D. Purpose and Background

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

E. Summary of Changes

Under section 503(c) of the CNRA, the Commission, with the concurrence of the Department of Environmental Protection (Department), is authorized to adjust the amount of royalty payments per ton or cubic yard of usable or merchantable, or both, sand or gravel, or both, extracted from Commonwealth waters.

There are four companies currently maintaining permits which allow the dredging of material from navigable waters of this Commonwealth. Historically, royalty rates were set in 1970 and involved establishing a flat rate of \$0.10 per adjusted dry ton that was about 6% of the selling price. The rate was adjusted \$0.05 each year from 1998 to 2001 culminating in \$0.30 per dry ton. Between January 1, 2002, and December 31, 2010, a variable calculation using the change in the producer price index (PPI) for sand and gravel from the base year (2002) was used. This was an administratively burdensome process that required the carry forward calculations from 2002 with annual adjustments to make the Commission whole due to the timing of PPI rate releases.

In 2010, dredger representatives, the Department, and the Commission simplified the process into its current configuration using a straightforward calculation with a fair rate that multiplied the immediately preceding year's published price, average value, dollars per metric ton (converted to U.S. ton) for the commodity sand and gravel in the *United States Geological Survey, Mineral Commodity Summary* per dry ton, provided that the rate per dry ton is not less than \$0.48. This straightforward approach removed any ambiguity in the rate setting process and has been successful for the past decade.

As such, the current royalty rate schedule, which was adopted in 2011 and is set forth in the Commission's regulations at § 51.92, expired on December 31, 2020. The Commission and four representatives from the sand and gravel dredging industry have unanimously agreed to extend the previous fair and equitable process for setting royalty rates for the 10-year period of January 1, 2021, through December 31, 2030.

The Commission therefore amends § 51.92 to read as set forth in the proposed rulemaking published at 50 Pa.B. 3894 (August 1, 2020).

F. Paperwork

This final-form rulemaking will not increase paperwork and will not create new paperwork requirements.

G. Fiscal Impact

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

H. Public Comments

A notice of proposed rulemaking was published at 50 Pa.B. 3894. The Commission did not receive any public comments regarding the proposal.

Findings

The Commission finds that:

(1) Public notice of intention to adopt the amendments adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202), known as the Commonwealth Documents Law, and the regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2 (relating to notice of proposed rulemaking required; and adoption of regulations).

(2) A public comment period was provided and no comments were received.

(3) The adoption of the amendments of the Commission in the manner provided in this order is necessary and appropriate for administration and enforcement of the authorizing statutes.

Order

The Commission, acting under the authorizing statutes, orders that:

(A) The regulations of the Commission, 58 Pa. Code Chapter 51, are amended by amending § 51.92 to read as set forth at 50 Pa.B. 3894.

(B) The Executive Director will submit this order and 50 Pa.B. 3894 to the Office of Attorney General for approval as to legality and form as required by law.

(C) The Executive Director shall certify this order and 50 Pa.B. 3894 and deposit them with the Legislative Reference Bureau as required by law.

(D) This order shall take effect upon publication in the *Pennsylvania Bulletin*.

TIMOTHY D. SCHAEFFER,
Executive Director

Fiscal Note: Fiscal Note 48A-298 remains valid for the final adoption of the subject regulation.

[Pa.B. Doc. No. 21-107. Filed for public inspection January 22, 2021, 9:00 a.m.]

Title 58—RECREATION

FISH AND BOAT COMMISSION

[58 PA. CODE CH. 51]

General Provisions; Administrative Provisions

The Fish and Boat Commission (Commission) amends Chapter 51 (relating to administrative provisions). The Commission is publishing this final-form rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The amendments update the Commission's regulations for display of permits.

A. Effective Date

This final-form rulemaking will go into effect upon publication in the *Pennsylvania Bulletin*.

B. Contact Person

For further information on this final-form rulemaking, contact Wayne Melnick, Esq., P.O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This final-form rulemaking is available on the Commission's web site at www.fishandboat.com.

C. Statutory Authority

The amendments to §§ 51.123 and 51.127 (relating to display of permits; and fishing license and permits) are published under the statutory authority of section 2907.3 of the code (relating to fishing guide and charter boat permits).

D. Purpose and Background

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

E. Summary of Changes

As the Commission continues to modernize its business practices, several permit application procedures have been evaluated. An internal review of the Charter Boat/Fishing Guide permit application process revealed that the customer and the Commission would benefit greatly by handling the permitting process online.

Currently, to secure or purchase a permit, a written application, payment and numerous other supporting documents must be provided to the Commission for review, approval and processing. Once received by the Commission, it generally takes about 30 days to issue a permit, which is then mailed to the permittee.

The proposed plan moving forward is to allow application for and issuance of the permit online, exclusively through the Outdoor Shop. Waterways Conservations Officers would verify applicant provided information during standard field checks. As part of this transition, the requirement to display a guide sticker on the boat would be removed. Permits would be fulfilled at the point of purchase. The 30-day wait time for a permit and the time and expense associated with preparing a paper application would be eliminated. Through the automation process, the Commission would substantially lower the cost to review and issue a permit and would eliminate the cost of producing and mailing permits, identification decals, patches and other informational materials.

An additional change to § 51.127 would require an individual guiding on Commonwealth waters to have Commission issued fishing licenses and permits. Under the current language, a loophole was created that allows some nonresidents to guide on Commonwealth waters utilizing their out-of-State license with a Pennsylvania nonresident guide permit.

The Commission therefore amends §§ 51.123 and 51.127 to read as set forth in the proposed rulemaking published at 50 Pa.B. 5269 (September 26, 2020).

F. Paperwork

This final-form rulemaking will not increase paperwork and will not create new paperwork requirements.

G. Fiscal Impact

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

H. Public Comments

A notice of proposed rulemaking was published at 50 Pa.B. 5269. The Commission did not receive any public comments regarding the proposal.

Findings

The Commission finds that:

(1) Public notice of intention to adopt the amendments adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202), known as the Commonwealth Documents Law, and the regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2 (relating to notice of proposed rulemaking required; and adoption of regulations).

(2) A public comment period was provided and no comments were received.

(3) The adoption of the amendments of the Commission in the manner provided in this order is necessary and appropriate for administration and enforcement of the authorizing statutes.

Order

The Commission, acting under the authorizing statutes, orders that:

(A) The regulations of the Commission, 58 Pa. Code Chapter 51, are amended by amending §§ 51.123 and 51.127 to read as set forth at 50 Pa.B. 5269.

(B) The Executive Director will submit this order and 50 Pa.B. 5269 to the Office of Attorney General for approval as to legality and form as required by law.

(C) The Executive Director shall certify this order and 50 Pa.B. 5269 and deposit them with the Legislative Reference Bureau as required by law.

(D) This order shall take effect upon publication in the *Pennsylvania Bulletin*.

TIMOTHY D. SCHAEFFER,
Executive Director

Fiscal Note: Fiscal Note 48A-302 remains valid for the final adoption of the subject regulations.

[Pa.B. Doc. No. 21-108. Filed for public inspection January 22, 2021, 9:00 a.m.]

Title 58—RECREATION**FISH AND BOAT COMMISSION****[58 PA. CODE CH. 61]****Fishing; Seasons, Sizes and Creel Limits**

The Fish and Boat Commission (Commission) amends Chapter 61 (relating to seasons, sizes and creel limits). The Commission is publishing this final-form rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The amendments update the Commission's regulations concerning Striped Bass fishing in the Delaware River and Estuary.

A. Effective Date

This final-form rulemaking will go into effect upon publication in the *Pennsylvania Bulletin*.

B. Contact Person

For further information on this final-form rulemaking, contact Wayne Melnick, Esq., P.O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This final-form rulemaking is available on the Commission's web site at www.fishandboat.com.

C. *Statutory Authority*

The amendments to § 61.2 (relating to Delaware River, West Branch Delaware River and River Estuary) are published under the statutory authority of section 2102(b) of the code (relating to rules and regulations).

D. *Purpose and Background*

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

E. *Summary of Changes*

The Atlantic States Marine Fisheries Commission's (ASMFC) management plan for Striped Bass calls for management actions when the coast-wide spawning stock biomass (SSB) or fishing mortality rates reach thresholds set within the management plan. The SSB threshold is 201 million pounds and the current SSB is 151 million pounds. At the current fishing mortality rates, there is concern that the SSB will fall further below the threshold. Also, because catch and release practices contribute substantially to overall fishing mortality, states are also required to implement mandatory circle hook requirements when fishing with bait to reduce release mortality in recreational Striped Bass fisheries. The ASFMC Striped Bass Management Board, which includes the Commonwealth as a member, has directed all coastal states to reduce fishing mortality rates by 18% beginning in 2020 and require circle hooks by 2021. This Commonwealth is taking proactive measures to implement circle hook requirements beginning in 2020 to inform anglers and facilitate compliance with this important conservation measure ahead of the ASMFC mandate for implementation beginning in 2021. The amendments to § 61.2 are designed to meet this objective.

The ASMFC has directed that the reduction in harvest be implemented no later than April 1, 2020. To meet this deadline, the Commission's Executive Director, acting under the authority of § 65.25 (relating to temporary changes to fishing regulations), has taken immediate action to amend § 61.2. Specifically, the Executive Director has amended this section to change the minimum size limit for Striped Bass to 28 inches to less than 35 inches slot limit in the Delaware Estuary (from the Pennsylvania line upstream to Calhoun Street Bridge) and Delaware River (from the Calhoun Street Bridge upstream) during the periods January 1 through March 31 and June 1 through December 31 (one fish daily limit), and to change the slot limit during the period April 1 through May 31 to 21 inches to less than 24 inches (two fish daily limit). The Executive Director also has amended the section to require the use of nonoffset (inline) circle hooks when fishing with bait for any species of fish in the tidal Delaware Estuary, including tributaries from the mouths of the tributaries upstream to the limit of tidal influence. These actions were taken to meet the requirements of the ASMFC and a notice of a Temporary Change to Fishing Regulations appeared in the *Pennsylvania Bulletin* at 50 Pa.B. 1625 (March 14, 2020). The temporary changes went into effect on April 1, 2020, and will remain in effect until the Commission, by appropriate action, amends § 61.2.

The Commission therefore amends § 61.2 to read as set forth in the proposed rulemaking published at 50 Pa.B. 3895 (August 1, 2020).

F. *Paperwork*

This final-form rulemaking will not increase paperwork and will not create new paperwork requirements.

G. *Fiscal Impact*

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

H. *Public Comments*

A notice of proposed rulemaking was published at 50 Pa.B. 3895. The Commission received a total of two public comments regarding the proposal: one supports the proposal and one comment does not pertain to the proposal.

Findings

The Commission finds that:

(1) Public notice of intention to adopt the amendments adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202), known as the Commonwealth Documents Law, and the regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2 (relating to notice of proposed rulemaking required; and adoption of regulations).

(2) A public comment period was provided and two comments were received: one supports the proposal and one comment does not pertain to the proposal.

(3) The adoption of the amendments of the Commission in the manner provided in this order is necessary and appropriate for administration and enforcement of the authorizing statutes.

Order

The Commission, acting under the authorizing statutes, orders that:

(A) The regulations of the Commission, 58 Pa. Code Chapter 61, are amended by amending § 61.2 to read as set forth at 50 Pa.B. 3895.

(B) The Executive Director will submit this order and 50 Pa.B. 3895 to the Office of Attorney General for approval as to legality and form as required by law.

(C) The Executive Director shall certify this order and 50 Pa.B. 3895 and deposit them with the Legislative Reference Bureau as required by law.

(D) This order shall take effect upon publication in the *Pennsylvania Bulletin*.

TIMOTHY D. SCHAEFFER,
Executive Director

Fiscal Note: Fiscal Note 48A-299 remains valid for the final adoption of the subject regulation.

[Pa.B. Doc. No. 21-109. Filed for public inspection January 22, 2021, 9:00 a.m.]

Title 58—RECREATION

FISH AND BOAT COMMISSION

[58 PA. CODE CH. 63]

Fishing; General Fishing Regulations

The Fish and Boat Commission (Commission) amends Chapter 63 (relating to general fishing regulations). The Commission is publishing this final-form rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The amendments update the Commission's regulations for the sale and purchase of fish.

A. Effective Date

This final-form rulemaking will go into effect upon publication in the *Pennsylvania Bulletin*.

B. Contact Person

For further information on this final-form rulemaking, contact Wayne Melnick, Esq., P.O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This final-form rulemaking is available on the Commission's web site at www.fishandboat.com.

C. Statutory Authority

The amendments to § 63.19(d) (relating to sale and purchase of fish) are published under the statutory authority of section 2102(c) of the code (relating to rules and regulations).

D. Purpose and Background

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

E. Summary of Changes

The Commission regulates both commercial and private fish cleaning stations under § 63.15a (relating to officially-recognized fish cleaning stations). This regulation allows anglers in certain circumstances to clean fish and dispose of the remains without transporting the intact catch to their home. This is important for many anglers, especially those on extended trips or visiting specific waters such as Lake Erie. Official cleaning stations also assist anglers in complying with regulations which prevent disposing of fish parts into Commonwealth waters. Fish processed at an official cleaning station allow anglers to be exempt from regulations requiring a fish to remain intact until reaching the place of consumption so it can be identified and measured for compliance with seasons, sizes and creel limits.

As technologies for cleaning stations change, various methods of carcass disposal are utilized. In several states, fish cleaning byproducts may be sold to other entities for further beneficial use, such as fertilizer in agriculture. In this Commonwealth, cleaning stations are forced to grind the carcasses and place the byproduct into wastewater treatment or landfills.

To allow fish cleaning stations to provide a better service to Commonwealth anglers and facilitate better use of fish cleaning byproducts, the Commission amends § 63.19(d) of its regulations to read as set forth in the proposed rulemaking published at 50 Pa.B. 5270 (September 26, 2020).

F. Paperwork

This final-form rulemaking will not increase paperwork and will not create new paperwork requirements.

G. Fiscal Impact

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

H. Public Comments

A notice of proposed rulemaking was published at 50 Pa.B. 5270. The Commission did not receive any public comments regarding the proposal.

Findings

The Commission finds that:

(1) Public notice of intention to adopt the amendments adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240)

(45 P.S. §§ 1201 and 1202), known as the Commonwealth Documents Law, and the regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2 (relating to notice of proposed rulemaking required; and adoption of regulations).

(2) A public comment period was provided and no comments were received.

(3) The adoption of the amendments of the Commission in the manner provided in this order is necessary and appropriate for administration and enforcement of the authorizing statutes.

Order

The Commission, acting under the authorizing statutes, orders that:

(A) The regulations of the Commission, 58 Pa. Code Chapter 63, are amended by amending § 63.19(d) to read as set forth at 50 Pa.B. 5270.

(B) The Executive Director will submit this order and 50 Pa.B. 5270 to the Office of Attorney General for approval as to legality and form as required by law.

(C) The Executive Director shall certify this order and 50 Pa.B. 5270 and deposit them with the Legislative Reference Bureau as required by law.

(D) This order shall take effect upon publication in the *Pennsylvania Bulletin*.

TIMOTHY D. SCHAEFFER,
Executive Director

Fiscal Note: Fiscal Note 48A-301 remains valid for the final adoption of the subject regulation.

[Pa.B. Doc. No. 21-110. Filed for public inspection January 22, 2021, 9:00 a.m.]

Title 58—RECREATION**FISH AND BOAT COMMISSION****[58 PA. CODE CH. 65]****Fishing; Special Fishing Regulations**

The Fish and Boat Commission (Commission) amends Chapter 65 (relating to special fishing regulations). The Commission is publishing this final-form rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The amendment adds Bald Eagle Creek to the Commission's list of waters under miscellaneous special regulations.

A. Effective Date

This final-form rulemaking will go into effect January 1, 2021.

B. Contact Person

For further information on this final-form rulemaking, contact Wayne Melnick, Esq., P.O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This final-form rulemaking is available on the Commission's web site at www.fishandboat.com.

C. Statutory Authority

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

D. Purpose and Background

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

E. Summary of Changes

Bald Eagle Creek is a 52.25-mile long stream that originates near the Borough of Port Matilda and flows northeast to its confluence with the West Branch Susquehanna River near the City of Lock Haven. The stream is currently managed as six stream sections for fisheries management purposes. Sections 02, 03 and 04, which total 28.5 miles in length, are currently included in the Stocked Trout Waters Program.

To provide new and diverse angling opportunities for stocked trout, Commission staff identified a portion of Bald Eagle Creek, Section 03, to implement an experimental miscellaneous special regulation designed to enhance stocked trout management. This regulation will be identical to § 65.6 (relating to delayed harvest artificial lures only areas); however, all tackle types will be permitted. As such, the regulation allows for year-round angling with all tackle types and harvest of up to three trout per day at least 9 inches in length from June 15 through Labor Day, with no harvest permitted the remainder of the year. The regulation is designed to provide an extended period of catch and release angling with all tackle types for stocked trout; then, as stream conditions become less favorable for trout survival due to decreased flow and elevated water temperatures, harvest is permitted under a reduced creel limit. The objectives are to reduce fishing mortality during the catch and release period, maintain high trout population densities to provide for high angler catch rates, recycle stocked trout to optimize their recreational benefit, provide high-quality angling opportunity for stocked trout in the absence of tackle restrictions and evaluate the use of bait in a delayed harvest regulatory setting.

An 0.86-mile long section of stream located in the vicinity of Julian at the Soaring Eagle Wetland, which is owned and maintained by the Wildlife for Everyone Foundation (Foundation), provides the ideal location to implement an experimental regulation as the Foundation plans to construct an ADA-compliant boardwalk, fishing platform and other amenities that make this reach of stream accessible to all anglers. Additionally, the recent habitat improvement projects enhanced instream habitat to provide suitable conditions to retain stocked trout in this reach throughout the spring and early summer.

The experimental regulation section will also be included in the Keystone Select Stocked Trout Waters Program (Program). In 2016, the Commission launched the Program with eight stream sections. Due to its extreme popularity among trout anglers, the Program was expanded to include 23 stream sections. Under the Program, large trout, 14 inches to 20 inches in length, are stocked at a rate up to 250 trout per mile, which is comparable to the abundance of similar-sized fish residing in this Commonwealth's best wild trout waters. By including this section of Bald Eagle Creek in the Program, it will allow Commission staff to compare angler use, catch and preferences to other waters in the Program that are managed with the traditional artificial lures only restrictions.

The Commission therefore amends § 65.24 to read as set forth in the proposed rulemaking published at 50 Pa.B. 4648 (September 12, 2020).

F. Paperwork

This final-form rulemaking will not increase paperwork and will not create new paperwork requirements.

G. Fiscal Impact

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

H. Public Comments

A notice of proposed rulemaking was published at 50 Pa.B. 4648. The Commission received a total of two public comments regarding the proposal and both comments support the proposal.

Findings

The Commission finds that:

(1) Public notice of intention to adopt the amendments adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202), known as the Commonwealth Documents Law, and the regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2 (relating to notice of proposed rulemaking required; and adoption of regulations).

(2) A public comment period was provided and two comments were received: both supporting the proposal.

(3) The adoption of the amendments of the Commission in the manner provided in this order is necessary and appropriate for administration and enforcement of the authorizing statutes.

Order

The Commission, acting under the authorizing statutes, orders that:

(A) The regulations of the Commission, 58 Pa. Code Chapter 65, are amended by amending § 65.24 to read as set forth at 50 Pa.B. 4648.

(B) The Executive Director will submit this order and 50 Pa.B. 4648 to the Office of Attorney General for approval as to legality and form as required by law.

(C) The Executive Director shall certify this order and 50 Pa.B. 4648 and deposit them with the Legislative Reference Bureau as required by law.

(D) This order shall take effect on January 1, 2021.

TIMOTHY D. SCHAEFFER,
Executive Director

Fiscal Note: Fiscal Note 48A-303 remains valid for the final adoption of the subject regulation.

[Pa.B. Doc. No. 21-111. Filed for public inspection January 22, 2021, 9:00 a.m.]

Title 58—RECREATION

FISH AND BOAT COMMISSION

[58 PA. CODE CH. 65]

Fishing; Special Fishing Regulations

The Fish and Boat Commission (Commission) amends Chapter 65 (relating to special fishing regulations). The Commission is publishing this final-form rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The amendments update the Commission's regulations for angling on Penns Creek.

A. *Effective Date*

This final-form rulemaking will go into effect January 1, 2021.

B. *Contact Person*

For further information on this final-form rulemaking, contact Wayne Melnick, Esq., P.O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This final-form rulemaking is available on the Commission's web site at www.fishandboat.com.

C. *Statutory Authority*

The amendments to § 65.24 (relating to miscellaneous special regulations) are published under the statutory authority of section 2307(a) of the code (relating to waters limited to specific purposes).

D. *Purpose and Background*

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

E. *Summary of Changes*

Penns Creek is a large, limestone-influenced stream that supports one of the most popular and renowned wild Brown Trout fisheries in this Commonwealth and the eastern United States. Its excellent insect hatches, large size and scenic setting in the mountains of Central Pennsylvania draws anglers from across the United States. Penns Creek is delineated into eight stream sections for fisheries management purposes, with Sections 01—07 managed for trout. Penns Creek, Section 03, extends for 7 miles from the confluence with Elk Creek in Coburn, PA downstream to 600 meters downstream of the confluence with Swift Run. Section 03 was managed as a stocked trout fishery until 1992 when it was designated by the Commission as a Class A wild trout stream and the stocking of hatchery trout was discontinued in favor of wild trout management.

During 1993, landowner and angler surveys were conducted on Section 03 to inform management decisions. Based on this information and biological data collected during 1991 and 1992, miscellaneous special regulations (later renamed all-tackle trophy trout under § 65.4a (relating to all-tackle trophy trout)) were developed for Section 03 and implemented on January 1, 1995. Section 03 was managed with all-tackle trophy trout regulations for 19 years from 1995 to 2013.

During 2012, Commission staff conducted a review of the management of Penns Creek, Section 03. Commission staff solicited feedback regarding a potential regulation change from landowners and anglers by means of letters and a public meeting. Additionally, Commission staff conducted an angler use, harvest and opinion survey to help inform a regulation change. To address landowner and angler feedback, to further increase the abundance of large wild brown trout and provide the opportunity to use all tackle types and harvest some trout, a new miscellaneous special regulation (slot limit) was established for a 7-year period from January 1, 2014, through December 31, 2020. The slot limit regulation allows for year-round fishing, use of all tackle types, and the harvest of two trout per day that are at least 7 inches but less than 12 inches in length from the opening day of trout season through Labor Day, with no harvest permitted the remainder of the year.

The trout population was monitored before and after implementation of the slot limit regulation in Section 03. Results of the monitoring showed a significant increase in

the electrofishing catch rates of larger (≥ 16 inches) brown trout during the post-slot limit regulation implementation period (2014—2019). These results suggest that the slot limit regulations likely played an important role in the increased electrofishing catch of large brown trout in Section 03.

In 2019, Commission staff conducted an angler use, harvest and opinion survey to evaluate the social aspects of the regulation change and estimate angler harvest. Results showed low harvest of trout occurred and high angler support for continuing the slot limit regulations on Penns Creek, Section 03. Despite low angler harvest under the slot limit rule, these regulations provide the opportunity for anglers to harvest a trout if they wish, which was an important social consideration when the regulations were implemented.

Given the success of the experimental slot limit regulation program on Penns Creek, Section 03, Commission staff recommended that the Commission continue this regulatory approach until further notice. The regulation would allow for the use of all tackle types and harvest of up to two trout per day that are at least 7 inches but less than 12 inches in length from the opening day of trout season through Labor Day. No harvest would be permitted for the remainder of the year.

The Commission therefore amends § 65.24 to read as set forth in the proposed rulemaking published at 50 Pa.B. 3898 (August 1, 2020).

F. *Paperwork*

This final-form rulemaking will not increase paperwork and will not create new paperwork requirements.

G. *Fiscal Impact*

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

H. *Public Comments*

A notice of proposed rulemaking was published at 50 Pa.B. 3898. The Commission received a total of 127 public comments regarding the proposal: 86 supported the proposal, 20 opposed the proposal, and 21 comments did not pertain to the proposal.

Findings

The Commission finds that:

(1) Public notice of intention to adopt the amendments adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202), known as the Commonwealth Documents Law, and the regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2 (relating to notice of proposed rulemaking required; and adoption of regulations).

(2) A public comment period was provided and 127 comments were received: 86 supported the proposal, 20 opposed the proposal, and 21 comments did not pertain to the proposal.

(3) The adoption of the amendments of the Commission in the manner provided in this order is necessary and appropriate for administration and enforcement of the authorizing statutes.

Order

The Commission, acting under the authorizing statutes, orders that:

(A) The regulations of the Commission, 58 Pa. Code Chapter 65, are amended by amending § 65.24 to read as set forth at 50 Pa.B. 3898.

(B) The Executive Director will submit this order and 50 Pa.B. 3898 to the Office of Attorney General for approval as to legality and form as required by law.

(C) The Executive Director shall certify this order and 50 Pa.B. 3898 and deposit them with the Legislative Reference Bureau as required by law.

(D) This order shall take effect January 1, 2021.

TIMOTHY D. SCHAEFFER,
Executive Director

Fiscal Note: Fiscal Note 48A-300 remains valid for the final adoption of the subject regulation.

[Pa.B. Doc. No. 21-112. Filed for public inspection January 22, 2021, 9:00 a.m.]

Title 58—RECREATION

FISH AND BOAT COMMISSION

[58 PA. CODE CH. 65]

Fishing; Special Fishing Regulations

The Fish and Boat Commission (Commission) amends Chapter 65 (relating to special fishing regulations). The Commission is publishing this final-form rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The amendments update the Commission's regulations for use of bait while angling at or on Lake Pleasant.

A. *Effective Date*

This final-form rulemaking will go into effect on January 1, 2021.

B. *Contact Person*

For further information on this final-form rulemaking, contact Wayne Melnick, Esq., P.O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This final-form rulemaking is available on the Commission's web site at www.fishandboat.com.

C. *Statutory Authority*

The amendments to § 65.24 (relating to miscellaneous special regulations) are published under the statutory authority of section 2307(a) of the code (relating to waters limited to specific purposes).

D. *Purpose and Background*

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

E. *Summary of Changes*

Lake Pleasant, a 61-acre natural lake owned by the Commonwealth and managed by the Commission, is located in Greene, Venango and Waterford Townships in Erie County, approximately 10.5 miles southeast of the City of Erie. The lake's cold-water and warm-water fish populations are managed with Commonwealth Inland Waters angling regulations. The lake supports high-quality panfish and Largemouth Bass populations that are sustained through natural reproduction. To maintain a high-quality fishery for stocked trout, the lake receives annual plants of adult trout during the pre-season, in-

season and winter stocking periods which coincide with the peak periods of angler use and interest in trout angling. Recreational boating is permitted but is restricted to unpowered boats only. The Commission does not own or lease property adjacent to the lake and approximately 80% of the lake's shoreline is owned and maintained by the Western Pennsylvania Conservancy (WPC) with the remainder owned privately.

Lake Pleasant is one of the least impacted glacial lakes in the region and its natural flora and fauna are arguably the most intact among this category of waterbodies. The shoreline is nearly undeveloped, with much of the surrounding wetlands undisturbed. The WPC owns 350 acres around the lake, and the Pennsylvania Game Commission owns State Game Lands (SGL) 161 to the west and SGL 155 to the east. These collectively managed tracts of land act as a buffer for the lake. The lake is spring fed, relatively pristine and clear. The fish community that resides in Lake Pleasant is a result of unique historic glacial events and contains at least three of the Commonwealth's list of species (Blackchin Shiner, Warmouth and Iowa Darter). Two of these species, the Blackchin Shiner and Iowa Darter, are rare throughout the region due to extensive habitat degradation. The lake is difficult to survey for nongame fishes and thus has not received an intensive inventory to date; hence, it is possible that other rare species requiring pristine glacial lake habitats exist here and have yet to be documented.

Many of the lakes in northwestern Pennsylvania have experienced the release of undesirable fishes, presumably in the process of being used as bait fish. White Perch have inexplicably appeared in multiple lakes within the region. The Round Goby was recently discovered in Lake LeBeouf (French Creek watershed) and now threatens the receiving waters with ecological modification from a well-documented, aggressive and prolific aquatic invasive species. Given the acknowledged value and history of preservation of Lake Pleasant, additional protection in the form of a new miscellaneous special regulation is warranted and herein proposed. The new regulation would prohibit the use of live or dead fish as bait (that is, "minnows") on Lake Pleasant; however, would allow for the use of "salted minnows" and terrestrial invertebrates as bait (that is, worms) for angling purposes. Additionally, the regulation would prohibit the release of fish in the lake, except for those caught while angling. This prohibition aims to preserve the existing ecosystem characteristics of Lake Pleasant and protect native and at-risk species from harmful impacts that may be associated with non-native species.

The Commission therefore amends § 65.24 to read as set forth in the proposed rulemaking published at 50 Pa.B. 3896 (August 1, 2020).

F. *Paperwork*

This final-form rulemaking will not increase paperwork and will not create new paperwork requirements.

G. *Fiscal Impact*

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

H. *Public Comments*

A notice of proposed rulemaking was published at 50 Pa.B. 3896. The Commission received a total of six public comments regarding the proposal: all support the proposal.

Findings

The Commission finds that:

(1) Public notice of intention to adopt the amendments adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202), known as the Commonwealth Documents Law, and the regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2 (relating to notice of proposed rulemaking required; and adoption of regulations).

(2) A public comment period was provided and six comments were received, all supporting the proposal.

(3) The adoption of the amendments of the Commission in the manner provided in this order is necessary and appropriate for administration and enforcement of the authorizing statutes.

Order

The Commission, acting under the authorizing statutes, orders that:

(A) The regulations of the Commission, 58 Pa. Code Chapter 65, are amended by amending § 65.24 to read as set forth at 50 Pa.B. 3896.

(B) The Executive Director will submit this order and 50 Pa.B. 3896 to the Office of Attorney General for approval as to legality and form as required by law.

(C) The Executive Director shall certify this order and 50 Pa.B. 3896 and deposit them with the Legislative Reference Bureau as required by law.

(D) This order shall take effect on January 1, 2021.

TIMOTHY D. SCHAEFFER,
Executive Director

Fiscal Note: Fiscal Note 48A-297 remains valid for the final adoption of the subject regulation.

[Pa.B. Doc. No. 21-113. Filed for public inspection January 22, 2021, 9:00 a.m.]

STATEMENTS OF POLICY

Title 52—PUBLIC UTILITIES

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[52 PA. CODE CH. 69]

Amended Policy Statement on Diversity at Major Jurisdictional Utility Companies

Public Meeting held
December 3, 2020

Commissioners Present: Gladys Brown Dutrieuille, Chairperson, statement follows; David W. Sweet, Vice Chairperson; John F. Coleman, Jr.; Ralph V. Yanora

Amended Policy Statement on Diversity at Major Jurisdictional Utility Companies; M-2020-3018089

Final Policy Statement and Order

By the Commission:

On May 21, 2020, the Commission entered a Proposed Policy Statement and Order wherein the Commission proposed to update its Policy Statement on Diversity at Major Jurisdictional Utility Companies at 52 Pa. Code §§ 69.801—69.809 (Policy Statement). The Commission published its Proposed Policy Statement and Order in the *Pennsylvania Bulletin* on July 18, 2020. 50 Pa.B. 3598. The comment period closed on September 1, 2020. The Policy Statement will now encourage major jurisdictional utility companies to use a common form to file a diversity report annually with the Commission and provides guidelines identifying the information major jurisdictional utility companies should report to describe their efforts to employ and contract with members of diverse groups. The revised Policy statement will now reflect the Commonwealth's diverse citizenship.

Summary of the Proposed Policy Statement

In the proposed policy statement, the Commission acknowledged that the terms and definitions in Section 69.802 needed to be updated in order to reflect the Commonwealth's diverse citizenship. Specifically, we proposed adding the following definitions to Section 69.802: disabled person, LGBTQ, and veteran. We proposed defining "LGBTQ" as it is currently defined in *Black's Law Dictionary* 11th Edition. We enumerated the demographic of "veteran" and adopted the definition from 51 Pa.C.S. § 9601 which defined "veteran" in the context of business ownership. We noted that the term "disabled person" was not previously defined even though it was used throughout the existing Policy Statement. To remedy this, we proposed adopting the Americans with Disabilities Act's (ADA), 42 U.S.C.A. § 12102, definition and citing directly to the ADA in order for the definition of "disabled person" to stay current in the future.

We also proposed updating the definition of "diversity" by explicitly identifying the following groups: minorities, women, persons with disabilities, LGBTQ, and veterans. Additionally, we proposed to amend the definition of "Minority-Owned Business Enterprise" by specifically including Subcontinent Asian-Americans and Asian Pacific-Americans in the list of minority groups. Finally, we initially proposed removing the acronyms of Women-Owned Business Enterprise (WBE) and Minority-Owned Business Enterprise (MBE) because these acronyms were not used anywhere in the Commission's policy statement on diversity.

The proposed Policy Statement also focused on encouraging a uniform method of reporting diversity employment and vendor data. We noted that Commission staff found the detail and type of information reported in the major jurisdictional utility companies' diversity reports was inconsistent. We proposed revising the recommended reporting elements in Section 69.809 in their entirety. The proposed policy statement revised Section 69.809 to request the following elements from major jurisdictional utility companies:

- (1) A copy of any corporate policy committed to improving diversity in the workplace and in the procurement process;
- (2) A description of any training implemented on diversity initiatives in employment and in the contract of goods and services;
- (3) A standardized format to account for diverse employee numbers;
- (4) A description of any diversity recruiting strategies;
- (5) A description of any diversity promotion efforts;
- (6) A description of any diversity retention efforts;
- (7) A brief description of any involvement with organizations promoting diversity.

In addition to these new recommended reporting elements, the Commission also proposed a new standardized form that the major jurisdictional utility companies may use in reporting their diverse workforce demographics, which was included as Attachment A. We proposed using a form modeled after the Security and Exchange Commission's Diversity Assessment Report for Entities Regulated by the SEC.¹

Further, we proposed updating Section 69.809 to remove outdated references. The Commission no longer has a Bureau of Public Liaison so major jurisdictional utility companies will be instructed to submit their reports to the Secretary of the Commission. Additionally, as the Policy Statement has been in effect since 1995, the initial reporting year is no longer necessary. As such, we proposed removing this language in subsection (a). Finally, the subsection letters in Section 69.809 were revised to address the omission of subsection (b).

Discussion

The Commission received and reviewed the comments filed in this proceeding. Based upon those comments, the Commission has determined that it will proceed with the proposal to revise the proposed policy statement, with modifications. The Commission received comments from Aqua Pennsylvania Inc. (Aqua), Duquesne Light Co. (Duquesne Light), Energy Association of Pennsylvania (EAP), First Energy, PECO Energy Company (PECO), Philadelphia Gas Works (PGW), Pennsylvania American Water Company (PAWC) and PPL Electric Utility Corporation (PPL). The comments received primarily suggest changes to the terms and their respective definitions that the Commission defined in its Proposed Policy Statement. The Commission addresses all of the comments it received in the following sections.

¹ The Commission modeled the Demographic Composition of Workforce of Major Jurisdictional Utility Companies Form after the SEC's Diversity Assessment Report for Entities Regulated by the SEC. Accessed at <https://www.sec.gov/files/OMWI-DAR-FORM.pdf> on November 10, 2020.

Applicability of the Policy Statement

EAP recommended, which First Energy and PECO joined, that the Commission amend the threshold for major jurisdictional utility companies that should report under the policy statement. EAP Comments at 3-4. Specifically, EAP recommends that the applicability of this policy statement not be based upon the value of net plant in service of EAP utilities, but on the employee headcount of those utilities. EAP Comments at 4. EAP opines that it has some member utilities that would meet the threshold value of net plant in service but have less than 50 employees. *Id.* EAP suggests that removing the threshold of net plant in service value and replacing it with a 50-employee-or-more threshold similar to the federal reporting threshold will avoid burdening smaller utilities with reporting. *Id.*

The Commission has chosen not to reduce the \$10 million net plant classification for the purposes of the diversity policy statement because such a change would not align with Commission regulations regarding other matters. The Commission notes in Section 73.2 that the term “major” as it applies to annual depreciation reports, service life studies and capital investment plans is defined as “[e]ach project with a cost in excess of 1% of the undepreciated original cost of the utility total plant in service or \$10 million, whichever is less. 52 Pa.Code § 73.2. It is apparent that if the Commission were to deviate from the \$10 million net plant in service threshold for the diversity policy statement that there would be a divergence in the Commission’s definitions of “major.” To avoid inconsistency between the Commission’s diversity policy statement and regulations, the Commission will retain the language in its proposed policy statement and keep the \$10 million net plant in service value as the threshold for major jurisdictional utility companies.

Resolution: Make no changes to the applicability of the Policy Statement.

Consistency of Terms and Definitions Used

It was suggested in Aqua, Duquesne Light, EAP, PECO, and First Energy’s comments that the Commission use the Equal Employment Opportunity Commission’s (EEOC) Employer Information Report EEO-1, 29 C.F.R. § 1602.7, (EEO-1 Report) terms and definitions for all of the existing and newly defined demographics that the Proposed Policy Statement identified. Aqua Comments at 3, Duquesne Light Comments at 3, EAP Comments at 6-7, PECO Comments at 1, First Energy Comments at 1. These commentators all reasoned that since major jurisdictional utility companies also report the diversity in their workforce using the EEO-1 Report definitions that using the EEO-1 Report definitions for the identified demographics in the proposed policy statement will ensure uniform reporting among the various agencies to whom major jurisdictional utility companies report their diverse demographics. The recommended terms and definitions used in the EEO-1 Report are:

Asian (Not Hispanic or Latino)—A person having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian Subcontinent, including, for example, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand, and Vietnam.

Black or African American (Not Hispanic or Latino)—A person having origins in any of the black racial groups of Africa.

Hispanic or Latino—A person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture origin regardless of race.

Native American or Alaska Native (Not Hispanic or Latino)—A person having origins in any of the original peoples of North and South American (including Central America), and who maintain tribal affiliation or community attachment.

Native Hawaiian or Pacific Islander (Not Hispanic or Latino)—A person having origins in any of the peoples of Hawaii, Guam, Samoa, or other Pacific Islands.

Two or More Races (Not Hispanic or Latin)—All persons who identify with more than one of the above five races.

White (Not Hispanic or Latino)—A person having origins in any of the original peoples of Europe, the Middle East, or North Africa

The Commission agrees that the definitions for the racial terms identified in Section 69.802 should be consistent with the racial terms enumerated and defined in the EEO-1 Report’s instructions. Adhering to the EEO-1 Report’s terms for race and their respective definitions will ensure consistency in major jurisdictional utility companies’ reporting of its workforce diversity and avoid complicating the reporting process. In adopting the racial terms and definitions in Section 69.802, the Commission adds two racial terms that did not previously exist in the policy statement. The terms “White (Not Hispanic or Latino)” and “Two or More Races” were added to be consistent with the EEO-1 Report’s terms and definitions. The term “White (Not Hispanic or Latino)” is now necessary since the term “Two or More Races” relies on all of the racial terms defined in Section 69.802

In addition to recommending adoption of the EEO-1 Report’s definitions, EAP also recommends removing from all of the definitions the requirement for citizenship or permanent residence in the United States. EAP Comments at 7–9. EAP recommends that the Commission remove the reference to citizenship or permanent residence status from its definitions and adopt the EEO-1 Report’s defined terms. *Id.* EAP opines that its members may employ people who are legally entitled to work in the United States but who are in the process of obtaining permanent legal status. *Id.* The Commission agrees that the requirements for citizenship or permanent residence could preclude reporting of people who are legally entitled to work in the United States. As such, in the final policy statement, the Commission removes any reference to citizenship or permanent residency status in the United States in its definitions.

EAP, First Energy, and PECO also suggested that the policy statement’s definition section be split into two different categories: definitions that apply to major jurisdictional utility company employees and another set of definitions that apply to major jurisdictional utility company vendors. EAP Comments at 4–6, First Energy Comments at 1 and PECO Comments at 1. EAP recommends that major jurisdictional utility company employee definitions should follow the EEO-1 Report’s definitions and that vendor diversity should be generally guided by the small business program representations set out in the Federal Acquisition Regulations (FAR) at 48 C.F.R. § 52.219-1. *Id.* This section of FAR establishes the following general categories:

Women-owned small business concern;
 Veteran-owned small business concern;
 Black American;
 Hispanic American;
 Native American;
 Asian-Pacific American;
 Subcontinent Asian.

Additionally, EAP recommended that the definition of “Minority Owned Business Enterprise” should be defined in the vendor section of the policy statement’s definition section. EAP Comments at 9. EAP notes that several of its member utilities confirm that a potential vendor or contractor’s claim of diversity is valid via third-party entities who certify or otherwise provide information regarding these metrics. Id. EAP explains that using vendor-specific terms and definitions will ensure that major jurisdictional utility companies can rely on third party entities who certify or otherwise provide information regarding these metrics. Id.

The Commission agrees that having separate definitions for major jurisdictional utility company employees and major jurisdictional utility company vendors allows for consistent reporting among major jurisdictional utility companies. The EEOC’s and DOL’s terminologies are inconsistent with each other, so it is necessary to have two separate sets of definitions to ensure that major jurisdictional utility companies can consistently report their diversity amongst their employees and vendors. The Commission renames Section 69.802 to “Definitions for Reporting Employee Statistics” and creates a new Section 69.802a entitled “Definitions for Reporting Vendor Statistics.” Section 69.802 now includes in its introductory paragraph “in the context of major jurisdictional utility company employees” to expressly indicate that the terms enumerated and defined in this section are to be applied in the policy statement when the context involves a major jurisdictional utility company’s employees. Additionally, the Commission removed the following terms from Section 69.802 that apply exclusively to major jurisdictional utility company vendors: “exempt procurement,” “minority owned business enterprise,” “operate,” “subcontract,” and “women owned business enterprise.” These terms and their respective definitions were moved to the new Section 69.802a since they pertain to major jurisdictional utility company vendors.

With respect to Section 69.802a, the Commission enumerates and defines the following terms: “control,” “exempt procurement,” “LGBTQ,” “minority-owned business enterprise,” “operate,” “person with disabilities,” “subcontract,” “veteran,” and “women owned business enterprise.” The Commission adopts the racial terms from the FAR and uses the racial terms therein to define “minority-owned business enterprise” because this term applies to major jurisdictional utility company vendors. While “LGBTQ,” “person with disabilities” and “veteran” are defined in Section 69.802, now relating to definitions of major jurisdictional utility company employees rather than definitions in general, it is necessary to also define these terms in Section 69.802a because they are also applicable to major jurisdictional utility company vendors.

Resolution: Amend Section 69.802 and add Section 69.802a to split the definitions applicable to major jurisdictional utility company employees and to their vendors into two separate lists. Add new and revised existing definitions to more specifically reflect the diversity in the Commonwealth and to align terms with those used by the EEOC and the DOL.

Definition of LGBTQ

Duquesne Light suggests that the Commission expand its definition of LGBTQ to also include “gender non-conforming individual.” Duquesne Light Comments at 3-4. Duquesne Light believes that expanding this definition to include gender non-conforming individual will make the definition of LGBTQ more inclusive. Id. The Commission agrees and adds to the definition of “LGBTQ” language indicating that the term “LGBTQ” also includes “gender non-conforming individual.”

EAP recommended, which First Energy and PECO joined, that the reporting of LGBTQ employees should only be done on a voluntary basis. EAP Comments at 8, First Energy Comments at 1 and PECO Comments at 1. It notes however, that starting with the 2021 EEO-1 Report, there will be an opportunity for employers to provide other aggregate information in a comment area and, with respect to gender, this could include information provided by employees who self-identify as LGBTQ or who do not make an affirmative selection for gender. Id. at n. 6.

The Commission understands the privacy issues surrounding the reporting of LGBTQ employees but also wants to provide the opportunity for a major jurisdictional utility company to report its LGBTQ composition. As such, the Commission amends the Demographic Composition of Workforce of Major Jurisdictional Utility Companies form to include the number of LGBTQ employees a major jurisdictional utility company employs with the caveat that only employees that agree to be included in LGBTQ diversity reporting may be included in the report.

Resolution: Add “LGBTQ” throughout the Policy Statement.

Definition of Person with Disability

EAP recommended, which First Energy and PECO joined, that it is supportive of the Commission’s proposed definition of a person with disabilities. However, EAP suggests that the Commission’s definition clarify that reported information be based upon employee self-identification as disabled, not on employee short/long term accommodation requests. EAP Comments at 10, First Energy Comments at 1, and PECO Comments at 1.

The Commission agrees and adds a sentence after the definition of “Person with disabilities” indicating that for reporting purposes, an employer should report its number of employees that have disabilities based upon its employees’ self-identification.

Resolution: Add “person with disability” throughout the Policy Statement.

Definition of Veteran

The Commission received several comments on its proposed definition of “veteran.” EAP recommends that the Commission adopt the definition of veteran as it is used and reported to the Department of Labor (DOL) on the VETS-4212 report that major jurisdictional utility companies report to the DOL. EAP Comments at 11. EAP opines that the Commission’s proposed definition of veteran would not capture the total number of veterans that major jurisdictional utility companies report on the VETS-4212 report and that the Commission should adopt the definition of veteran as it is defined in the VETS-4212 report to capture the total number of protected categories of veterans. Id. The protected categories of veterans on the VETS-4212 report are as follows:

Active duty wartime or campaign badge veteran;
 Armed forces service medal veteran;
 Disabled veteran; and
 Recently separated veteran.

Duquesne Light further comments that the Commission should remove the language “discharged or released from service under conditions other than dishonorable” and instead replace it with “an individual who served in the United States Armed Forces, including a reserve component or the National Guard, and who self-identifies as having Veteran status.” Duquesne Light suggests that this definition would be more inclusive. Duquesne Light Comments at 6.

The Commission agrees with EAP’s comment that the definition of “Veteran” should align with the categories of veterans as defined in the FAR. 42 C.F.R. § 61-300.2. Accordingly, the Commission amends the definition of “veteran” to expressly refer to the FAR which includes all of the categories of veterans that major jurisdictional utility companies report to the DOL. Self-identification as a veteran is not necessary for accurate reporting since all of the recognized categories of veteran are enumerated at 42 C.F.R. § 61-300.2. Accordingly, self-identification as a veteran will not be included in the definition.

Resolution: Add “veteran” throughout the Policy Statement.

Reporting the Number of Diverse Employees

In Duquesne Light’s comments, it suggests that the Commission amend the diversity reporting form request the percentage of major jurisdictional utility company’s workforce demographics instead of the actual quantity of each demographic. Duquesne Light Comments at 2-3. Duquesne Light opines that requesting a percentage instead of the actual quantity of each demographic would give better perspective on the progress being made in the goal of having a diverse workforce. Id.

Requesting the actual number of employees in each enumerated demographic is the most accurate way to request reporting. From the actual employees counted in each demographic, the Commission should have the data necessary to compute each individual major jurisdictional utility company’s progress in maintaining a diverse workforce.

Resolution: Amend Section 69.809 to recommend reporting of numbers of employees rather than percentages of the workforce.

Subcontracting Reporting

Duquesne Light recommends that the Commission remove or reduce the dollar amount currently included in the proposed policy statement on subcontracts. Duquesne Light Comments at 7. Duquesne Light believes relationships can be forged with diverse businesses even through smaller contracts, which can serve as a gateway for a business to expand and provide more services to the utility industry. Id.

While the Commission appreciates the intent to be more inclusive of smaller subcontracts, the current threshold amount for reporting pursuant to the policy statement should provide sufficient insight to the progress being made by major jurisdictional utility companies’ use of minority-owned businesses. The parties are free to raise this issue again in the future rulemaking regarding diversity reporting.

Resolution: Made no changes.

Good faith Efforts Reporting

Duquesne Light suggests that the Commission include a provision in the policy statement to encourage reporting good faith efforts major jurisdictional utility companies make to increase diversity among their workforce and through their vendors. Duquesne Light Comments at 7-8.

The Commission appreciates the recommendation for major jurisdictional utility companies to report good faith efforts. The Commission rejected Duquesne Light’s recommendation because one of the goals of the revisions to the policy statement, with the addition of the recommendation to use the new reporting form, is to encourage a more uniform process for diversity reporting. Further, there is no penalty for diversity reporting that does not reflect the recommendations in the policy statement.

Resolution: Made no changes.

Reincorporation of Acronyms

The use of the acronyms was not addressed in the comments.

The Commission reviewed its proposed changes to delete the “MBE” and “WBE” acronyms and unilaterally determined that the acronyms “MBE” and “WBE” should be retained in the definitions of “Minority-Owned Business Enterprise” and “Women-Owned Business Enterprise,” respectively, because these acronyms are used through-out federal regulations and are part of common parlance. Accordingly, we reincorporate the acronyms “MBE” and “WBE” with their respective definitions in the final policy statement.

Resolution: Retain the acronyms “MBE” and “WBE” in Section 60.802a that were originally in Section 69.802.

Removal of Outdated Language

The proposed removal of outdated language was not addressed in the comments.

The Commission no longer has a Bureau of Public Liaison and an initial reporting year is no longer relevant.

Resolution: Amend Section 69.809 to remove references to the Bureau of Public Liaison and to an initial reporting year.

Housekeeping

While we did not address these matters in the Proposed Policy Statement Order, we are also making several non-substantive housekeeping revisions to the Policy Statement in this Order including:

Clarify Section 69.801 to describe the basis for the Policy Statement.

Remove various extraneous spacing throughout the Policy Statement.

Correct various punctuation errors.

Maintain consistent use of the term “major jurisdictional utility company” throughout the policy statement.

Re-number Section 69.809(c) as Section 69.809(b) since there is no Section 69.89(b).

Timing of Subsequent Rulemaking

EAP suggested in its comments, which First Energy and PECO joined, that the Commission should delay entering into a rulemaking for the mandatory diversity reporting among major jurisdictional utility companies until after the Diversity Policy Statement amendments are finalized and allow for a period of updated reporting and review before initiating a rulemaking proceeding.

Delaying the anticipated rulemaking until there has been a period of voluntary reporting under the final revised policy statement in effect is not necessary and will not serve any benefit. The revisions the Commission has made to the enumerated demographics and their respective definitions align with the EEO-1 Report's and DOL's demographics and definitions which major jurisdictional utility companies already use to report their diverse employment data. As such, the Commission does not see a need to delay commencing a rulemaking this year to require diversity reporting based upon the recommended terms and demographics revised in this Final Policy Statement Order. The Commission notes that major jurisdictional utility companies have been reporting their diversity demographics since 1995. Therefore, the recommended use of more explicit definitions should not impose any significant burden.

Conclusion

Accordingly, pursuant to 66 Pa.C.S. §§ 501, 505, 506, and 512, we will adopt as final, the revisions to Sections 69.801—69.809 as set forth in Annex A, attached hereto. We note that any issue, comment, or reply comment requesting a further change to Policy Statement or objecting to a possible change, but which we may not have specifically delineated herein, shall be deemed to have been duly considered and denied at this time without further discussion. The Commission is not required to consider expressly or at length each contention or argument raised by the parties. *Consolidated Rail*

Corp. v. Pa. PUC, 625 A.2d 741 (Pa. Cmwlth. 1993); see also, generally, *U. of PA v. Pa. PUC*, 485 A.2d 1217 (Pa. Cmwlth. 1984).

Therefore,

It Is Ordered That:

1. The Commission adopt the Final Policy Statement as set forth in Annex A to this Order.
2. The Law Bureau shall deposit this Order and Annex A with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. This Policy Statement shall become effective upon publication in the *Pennsylvania Bulletin*.
4. This Final Order and Annex A be posted on the Commission's website.
5. The contact persons for this matter are Joseph P. Cardinale, Jr., Assistant Counsel, Law Bureau, 717-787-5558, jcardinale@pa.gov, and Rhonda L. Daviston, Assistant Counsel, Law Bureau, 717-787-6166, rdaviston@pa.gov. Alternate formats of this document are available to persons with disabilities and may be obtained by contacting the Commission's Law Bureau, 717-787-5000.

ROSEMARY CHIAVETTA,
Secretary

ORDER ADOPTED: December 3, 2020

ORDER ENTERED: December 3, 2020

Fiscal Note: Fiscal Note 57-329 remains valid for the final adoption of the subject regulations.

Appendix A
Demographic Composition of Workforce of Major Jurisdictional Utility Companies

Total Number of Employees: _____		<i>Demographics of Utility Workforce</i>										
		<i>Gender</i>		<i>Race and Ethnicity</i>						<i>Person with Disabilities (Only employees who agreed to be reported)</i>	<i>LGBTQ (Only employees who agreed to be reported)</i>	<i>Veteran</i>
				<i>Hispanic or Latino</i>	<i>Not Hispanic or Latino</i>							
<i>Job Categories</i>	<i>Male</i>	<i>Female</i>	<i>White</i>	<i>Black or African-American</i>	<i>Asian</i>	<i>Native American or Alaska Native</i>	<i>Native Hawaiian or Pacific Islander</i>	<i>Two or more races</i>				
	Executive/Senior Level Officials & Managers											
First/Mid-Level Officials & Managers												
Professionals												
Technicians												
Administrative Support Workers												
All others												
Totals												

Statement of Chairman Gladys Brown Dutrieuille

Earlier this year, I set a goal of revising the Commission's 25-year old Statement of Policy on Diversity at Major Jurisdictional Utility Companies, 52 Pa. Code §§ 69.80169.809 (Policy Statement). Little did I know that the Commission's action of revising and refreshing the Policy Statement would coincide with a national and worldwide movement for racial equity and a push for diversity in workplaces and institutions.

I am pleased to announce that the revisions to the Policy Statement are completed. The revisions have streamlined the diversity reporting process for the utilities, modernized definitions to make them more inclusive, and highlighted the utilities' contracting practices with diverse vendors. I believe that the visibility given to the topic of diversity at our jurisdictional utilities will only serve to strengthen their community ties and expand utility workforce talent pools in a time of increased employee retirements.

I look forward to the next step in this process which will be the issuance of a notice of proposed rulemaking to codify the policies adopted today.

GLADYS BROWN DUTRIEUILLE,
Chairperson

Annex A**TITLE 52. PUBLIC UTILITIES****PART I. PUBLIC UTILITY COMMISSION****Subpart C. FIXED SERVICE UTILITIES****CHAPTER 69. GENERAL ORDERS, POLICY STATEMENTS AND GUIDELINES ON FIXED UTILITIES****DIVERSITY AT MAJOR JURISDICTIONAL UTILITY COMPANIES—STATEMENT OF POLICY****§ 69.801. General.**

From a business perspective, diversity should be associated with a company's business objectives and strategies. Diversity is an economic reality that corporate entities should include in their corporate strategies now and in the future. The Commission intends to take the next step by encouraging major jurisdictional utility companies operating in this Commonwealth to incorporate diversity in their business strategy in connection with the procurement of goods and services.

§ 69.802. Definitions for reporting employee statistics.

The following words and terms, when used in §§ 69.801—69.809 in the context of major jurisdictional utility company employees, have the following meanings:

Black or African-Americans—A person having origins in any of the black racial groups of Africa.

Asian (not Hispanic or Latino)—A person having origins in any of the original peoples of the Far East, Southeast Asia or the Indian Subcontinent, including, for example, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand and Vietnam.

Diversity—The attainment of organizational objectives by maximizing the contributions of individuals from every segment of the population including minorities, women, persons with disabilities, LGBTQ and veterans.

Hispanic or Latino—A person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin regardless of race.

LGBTQ—Lesbian, gay, bisexual, transgender, queer and questioning. This term also includes gender non-conforming individuals.

Long-term plan—A plan applicable to a period of 5 years.

MIL—Minimum Improvement Level—A level or goal which, when achieved, indicates progress in a preferred direction. An MIL is neither a requirement nor a quota, and no specific participation levels are intended.

Major jurisdictional utility company—Electric, gas, water and telephone utilities whose net plant in service is valued at \$10 million or more. The term includes major telephone companies, defined as companies exceeding 50,000 access lines.

Midterm plan—A plan applicable to a period of 3 years.

Native American or Alaska Native (not Hispanic or Latino)—A person having origins in any of the original peoples of North and South America (including Central America), and who maintain tribal affiliation or community attachment.

Native Hawaiian or Pacific Islander (not Hispanic or Latino)—A person having origins in any of the peoples of Hawaii, Guam, Samoa or other Pacific Islands.

Person with disabilities—A person who has a disability as defined in the Americans with Disabilities Act (ADA), 42 U.S.C.A. § 12102. Employer reporting on person with disabilities should be based on employee self-identification.

Short-term plan—A plan applicable to a period of 1 year.

Substantial objectives—Objectives which are realistic and clearly demonstrate a major jurisdictional utility company's commitment to increase minority/women/persons with disabilities/LGBTQ/veteran-owned business share of the utility's purchases and contracts.

Two or more races (not Hispanic or Latino)—A person who identifies with more than one of the five races identified in this section.

White (not Hispanic or Latino)—A person having origins in any of the original peoples of Europe, the Middle East or North Africa.

Veteran—A person who meets any veteran category defined in 42 C.F.R. § 61-300.2.

§ 69.802a. Definitions for reporting vendor statistics.

The following words and terms, when used in §§ 69.801—69.809 in the context of major jurisdictional utility company vendors, have the following meanings, unless the context clearly indicates otherwise:

Control—The exercise of the power to make policy decisions.

Exempt Procurement—A product or service which may be removed from the dollar base used to establish minimum improvement levels, because of the demonstrated unavailability of a minority/women/people with disabilities/LGBTQ/veteran-owned business currently capable of supplying a product or service. The term may also include one or more of the following situations:

(I) The vendor is the original equipment manufacturer.

(II) The vendor is the only known source of the product or service.

(III) A plant emergency situation dictates use of a specific vendor.

(IV) Purchases from affiliates, corporate parents and their subsidiaries.

LGBTQ—Lesbian, gay, bisexual, transgender, queer and questioning.

MBE—Minority-Owned Business Enterprise—A business enterprise that is at least 51% owned by a minority individual or group or individuals; or a publicly-owned business that has at least 51% of its stock owned by one or more minority individuals, and whose management and daily business operations are controlled by these individuals. “Minority” may include Black Americans, Hispanic-Americans, Native Americans, Asian-Pacific Americans or any other socially disadvantaged individuals as defined in 13 C.F.R. § 124.103.

Operate—Active involvement in the day-to-day management. the term involves more than acting as officers or directors.

Person with disabilities—A person who has a disability as defined in the Americans with Disabilities Act (ADA), 42 U.S.C.A. § 12102. Employer reporting on person with disabilities should be based on employee self-identification.

Subcontract—An agreement or arrangement between a contractor and a party or person—in which the parties do not stand in the relationship of an employer and an employee—for the furnishing of supplies or services for the use of real or personal property, including lease arrangements, which in whole or in part, is necessary to the performance of any one or more contracts.

Veteran—A person who meets any veteran category defined in 42 C.F.R. § 61-300.2.

WBE—Women-Owned Business Enterprise—A business enterprise that is at least 51% owned by a woman or women; or a publicly owned business that has at least 51% of its stock owned by one or more women, and whose management and daily business operations are controlled by one or more women.

§ 69.803. Guidelines for diversity development.

The Commission encourages major jurisdictional utility companies to implement diversity programs. This effort may include the following:

(1) The articulation of a corporate policy by the senior executives of the major jurisdictional utility company committing it to improving its level of diversity in the workplace and within its procurement process.

(2) The development and implementation of a corporate-wide diversity program with specified goals and objectives for each year.

(3) The appointment of utility managers to be responsible for the success of the program.

(4) The training of managers regarding implementing diversity initiatives in the areas of employment and contracting for goods and services.

(5) The location of qualified minority/women/persons with disabilities/LGBTQ/veteran-owned business contractors and mentoring, partnering and training qualified women/minority/persons with disabilities/LGBTQ/veteran-owned businesses contractors to serve the needs of the major jurisdictional utility company.

§ 69.804. Contracting recommendations.

The Commission recommends that major jurisdictional utility companies strive to take maximum efforts to

provide that minority/women/persons with disabilities/LGBTQ/veteran-owned businesses have an equal opportunity to compete for the purchase of equipment, supplies, services, fuels, materials, construction, professional services, advertising and the like. The Commission encourages major jurisdictional utility companies to develop a diversity program which is designed to provide that a fair proportion of products and services contracts are offered to minority/women/persons with disabilities/LGBTQ/veteran-owned businesses. It is recommended that the major jurisdictional utility companies adopt the general guidelines in §§ 69.805—69.808 in the development or enhancement of their diversity program relative to contracting for goods and services.

§ 69.805. Program development.

The major jurisdictional utility companies are encouraged to have an appropriate executive accountable for providing overall direction and guidance to the minority/women/persons with disabilities/LGBTQ/veteran-owned business program. Each major jurisdictional utility company is invited to maintain a staff to implement program requirements concerning the women/minority/persons with disabilities/LGBTQ/veteran-owned businesses. It may not be necessary for the major jurisdictional utility company to increase its staff or to reassign existing staff to minority/women/persons with disabilities/LGBTQ/veteran-owned business program responsibilities if the major jurisdictional utility company can implement its program effectively through its current resource commitment and management structure.

§ 69.806. Minimum improvement levels.

By March 1 of each year, each major jurisdictional utility company is encouraged to annually set substantial and verifiable short-term, midterm and long-term plans for the utilization of minority/women/persons with disabilities/LGBTQ/veteran-owned businesses. Minimum improvement levels should be set annually for each major product and services category which provides opportunities for procurement.

(1) The major jurisdictional utility companies may consider the following factors in setting their minimum improvement levels:

(i) The total major jurisdictional utility company purchasing or contracting projections, or both, including fees to financial (for example, financial institutions and the like), advertising, legal and professional services.

(ii) Availability of minority/women/persons with disabilities/LGBTQ/veteran-owned businesses in the major jurisdictional utility company’s service area and surrounding communities.

(iii) Market dynamics based on historical data and trends.

(iv) Other appropriate factors which would increase the minority/women/persons with disabilities/LGBTQ/veteran-owned businesses share of utility business.

(2) Program objectives should be established for both minority-owned, non-minority women-owned, persons with disabilities-owned, LGBTQ-owned and veteran-owned business enterprises.

(3) A major jurisdictional utility company may exclude a specific product or service when it is clearly evident the minority/women/persons with disabilities/LGBTQ/veteran-owned businesses do not provide a specific product or service, or that exempt procurement is the only available procurement method for obtaining that specific product or

service. Each major jurisdictional utility company should demonstrate the unavailability of minority/women/persons with disabilities/LGBTQ/veteran-owned businesses capable of supplying these products and services on a case by case basis. Because there may in the future be minority/women/persons with disabilities/LGBTQ/veteran-owned businesses capable of supplying products or services currently being supplied by an exempt procurement provider, the major jurisdictional utility company should explain in its annual report the continued use of any exempt procurement provider.

(4) A major jurisdictional utility company which is presently purchasing products or services from affiliates may subtract the dollars paid to affiliates for these products or services from the total dollars used as the basis for establishing minimum improvement levels for purchases from minority/women/persons with disabilities/LGBTQ/veteran-owned businesses if the major jurisdictional utility company requires the affiliate to establish an appropriate subcontracting program for minority/women/persons with disabilities/LGBTQ/veteran-owned businesses where the affiliates employ subcontractors. A major jurisdictional utility company which takes advantage of this section should report to the Commission, in its annual report, whether the affiliates have established a subcontracting program and describe the results of the program.

(5) Overall program levels should be expressed as a percentage of total dollars awarded to outside suppliers and contractors other than products and services which fall within an exempt procurement category established by the major jurisdictional utility company.

(6) Payments for fuel, purchased power and franchise tax fees need not be included in the procurement dollar base used to establish minimum improvement levels.

(7) Each major jurisdictional utility company is encouraged to make special efforts to increase utilization of minority/women/persons with disabilities/LGBTQ/veteran-owned businesses, in conjunction with its established minimum improvement levels, in areas that are considered to be technical in nature, and where there has been low utilization, such as consultants, legal and financial services.

(8) Each major jurisdictional utility company is invited to consider the utilization of minority/women/persons with disabilities/LGBTQ/veteran-owned businesses when outsourcing noncore business functions and report these contracts as part of the annual report.

§ 69.807. Subcontracting program.

Each major jurisdictional utility company is encouraged to establish and maintain a subcontracting program for its prime contractors to utilize minority/women/persons with disabilities/LGBTQ/veteran-owned business subcontractors. The subcontracting program will serve as an enhancement to and not a replacement for the major jurisdictional utility company's minority/women/persons with disabilities/LGBTQ/veteran-owned business program.

(1) The major jurisdictional utility company should incorporate in purchase orders, requests for bid proposals and other appropriate procurement documents related to procurement efforts subject to its subcontracting program, a statement such as follows:

"It is the policy of this utility that businesses owned by minorities, women, persons with disabilities, LGBTQ and veterans should have an equal opportunity to compete for

subcontracts. The contractor agrees to use its best efforts to carry out this policy to the fullest extent consistent with the efficient performance of this contract."

(2) The major jurisdictional utility company is encouraged to assist its prime contractors in developing plans to increase the opportunities for participation by minority/women/persons with disabilities/LGBTQ/veteran-owned business subcontractors. Prime contractors will be encouraged to submit these plans and the results to the major jurisdictional utility company.

(3) The subcontracting program should apply to purchases/contracts exceeding \$500,000 for products and services, and for construction contracts over \$1 million. The subcontracting program need not be applied to the procurement of products and services in excluded categories.

(4) Each major jurisdictional utility company is encouraged to inform suppliers of products and services that subcontracting with businesses owned by minority/women/persons with disabilities/LGBTQ/veterans is a factor that may be considered in the bid evaluation process.

(5) Each major jurisdictional utility company should include awards to verified minority/women/persons with disabilities/LGBTQ/veteran-owned business subcontractors in each report to the Commission.

§ 69.808. External outreach.

Each major jurisdictional utility company should implement an outreach program to inform, to recruit and to expand procurement activities to qualified and qualifiable businesses owned by minority/women/persons with disabilities/LGBTQ/veterans. Outreach activities may vary for each major jurisdictional utility company depending on its size, service territory and specific lines of business. Each major jurisdictional utility company should, at a minimum, consider implementation of the following:

(1) Actively seek out opportunities to identify business contractors and suppliers that are owned by minority/women/persons with disabilities/LGBTQ/veterans and to expand source pools.

(2) Actively support the efforts of organizations experienced in promoting the interest of minority/women/persons with disabilities/LGBTQ/veteran-owned businesses.

(3) Initiate business development partnerships (long-term), joint ventures or venture capital projects with minority/women/persons with disabilities/LGBTQ/veteran-owned businesses such as outsourcing agreements of noncore utility business functions when applicable to allow business expansion within the minority/women/persons with disabilities/LGBTQ/veteran-owned business community. Provide technical/management support (short-term) to ensure the success of this initiative.

(4) Work with minority/women/persons with disabilities/LGBTQ/veteran-owned business contractors to facilitate contracting relationships by explaining utility qualification requirements, bidding and contracting procedures, materials requirements, invoicing and payment schedules and other procurement practices and procedures.

§ 69.809. Filings.

(a) The major jurisdictional utility companies are encouraged to file with the Secretary of the Commission an annual report describing their diversity program activity for the prior year. The annual report should contain the following elements:

(1) A copy of any corporate policy committed to improving diversity in the workplace and in the procurement process.

(2) A description of any training implemented on diversity initiatives in employment and in the contract of goods and services.

(3) The demographic composition of the major jurisdictional utility company's workforce, reporting the number of employees by gender, race and ethnicity, persons with disabilities, and veterans on a form provided by the Commission.

(4) A description of any diversity recruiting strategies.

(5) A description of any diversity promotion efforts.

(6) A description of any diversity retention efforts.

(7) A brief description of any involvement with organizations promoting diversity.

(8) A brief summary of diverse-owned businesses the company contracts with for goods and services. Include percentage of dollars spent with diverse-owned businesses versus non-diverse businesses.

(b) Information that is otherwise unobtainable to the major jurisdictional utility company, for example, prime contractor utilization of minority/women/persons with disabilities/LGBTQ/veteran-owned businesses as subcontractors, should be reported in the annual filings.

[Pa.B. Doc. No. 21-114. Filed for public inspection January 22, 2021, 9:00 a.m.]

NOTICES

DEPARTMENT OF AGING

Pennsylvania Long-Term Care Council; Location Change for February 18, 2021, and April 8, 2021, Meetings

Due to the novel coronavirus (COVID-19) pandemic, the Pennsylvania Long-Term Care Council's February 18, 2021, and April 8, 2021, meetings will now be held remotely by means of WebEx. The start time will remain 10 a.m. Persons wishing to attend the meetings are asked to contact Sasha Santana, Executive Secretary, (717) 787-3368, ssantana@pa.gov.

Individuals in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Sasha Santana, Executive Secretary, (717) 787-3368, ssantana@pa.gov.

ROBERT TORRES,
Secretary

[Pa.B. Doc. No. 21-115. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF AGING

Pennsylvania Long-Term Care Council Meetings

The Pennsylvania Long-Term Care Council (Council) will hold meetings at 10 a.m. on February 18, 2021; April 8, 2021; June 10, 2021; August 12, 2021; October 14, 2021; and December 9, 2021.

Meetings of the Council will be held at the Pennsylvania Farm Show Complex and Expo Center, Keystone Conference Center, 2300 North Cameron Street, Harrisburg, PA. The Keystone Conference Center is located on the second floor of the Maclay Street side of the Farm Show Complex.

Persons with any questions or in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Sasha Santana, Executive Secretary, (717) 787-3368, ssantana@pa.gov.

ROBERT TORRES,
Secretary

[Pa.B. Doc. No. 21-116. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF AGRICULTURE

Commonwealth Specialty Crop Block Grant Program; 2020-2021 Program Guidelines

The Department of Agriculture (Department) announces the program requirements and application period for grants under the Commonwealth Specialty Crop Block Grant Program (Program). The Program is authorized under the act of July 1, 2019 (P.L. 279, No. 40) (3 Pa.C.S. §§ 10501—10509 (relating to Commonwealth Specialty Crop Block Grant Program)).

1. *Program objectives.*

The purpose of the Program is to enhance, but not replace, the Federal Specialty Crop Block Grant Program by establishing a Program for specialty crops that are not currently eligible for grant payments under the Federal Specialty Crop Block Grant Program, or that are otherwise designated high-priority specialty crops by the Secretary. Funding for the Program will assist the growth, certification of seed and marketing of these eligible specialty crops.

2. *Eligible applicants and projects.*

(a) *Eligibility of applicants.* State and local organizations, producer associations, academia, community-based organizations and other eligible specialty crops stakeholders are eligible to apply for grants under the Program.

(b) *Eligible projects.*

(1) Grants may not be awarded to projects that directly benefit a particular commercial product or provide a profit to a single organization, institution or individual.

(2) Grants must be for projects that are focused on an eligible specialty crop. For the Fiscal Year 2020—2021 round of grant applications, the Secretary designates the following as the high-priority specialty crops that are eligible for Program grants:

- (i) hemp;
- (ii) hardwoods;
- (iii) honey;
- (iv) hops; and
- (v) barley, rye and wheat for distilling, brewing and malting only.

(3) If a project relates to a processed eligible specialty crop, the processed product must consist of greater than 50% of the eligible specialty crop by weight, exclusive of added water.

(4) Projects must enhance the competitiveness of eligible specialty crops and benefit the eligible specialty crop industry as a whole and may include, but are not limited to, projects such as:

- (i) Increasing child and adult nutrition knowledge and consumption of specialty crops.
- (ii) Participation of industry representatives at meetings of international standard setting bodies in which the Federal government participates.
- (iii) Improving efficiency and reducing costs of distribution systems.

(iv) Assisting all entities in the specialty crop distribution chains in developing good agricultural practices, including the use of cover crops for specialty crop production; good handling practices; good manufacturing practices; and in cost-share arrangements for funding audits of such systems for small farmers, packers and processors.

(v) Investing in specialty crop research, including the use of cover crops for specialty crop production, organic research to focus on conservation and environmental outcomes and enhancing food safety.

(vi) Developing new and improved seed varieties and specialty crops.

(vii) Pest and disease control.

(viii) Sustainability.

3. Definitions.

The following words and terms have the following meanings:

Cover Crops—Grasses, legumes or forbs planted for seasonal vegetative cover to support one or more of the following purposes: a) reduce erosion from wind and water; b) maintain or increase soil health and organic matter content; c) reduce water quality degradation by utilizing excessive soil nutrients; d) suppress excessive weed pressures and break pest cycles; e) improve soil moisture use efficiency; and f) minimize soil compaction.

Crop—Plants that are cultivated for sale, production, processing or subsistence. The term does not include wild plants.

Department—The Department of Agriculture of the Commonwealth.

Eligible specialty crop—A specialty crop designated as a high-priority specialty crop by the secretary, with priority given to crops, plants and products that are not currently eligible for funding under the Federal Specialty Crop Block Grant Program. For the Fiscal Year 2020-2021 round of grant applications, these designated eligible specialty crops are hemp, hardwoods, honey, hops and the following grains if used for distilling, brewing and malting only: barley, rye and wheat.

Federal Specialty Crop Block Grant Program—The Specialty Crops Competitiveness Act of 2004 (Pub.L. No. 108-465, 118 Stat. 3882).

General evaluation criteria—The evaluation criteria established by the Department and utilized for the Federal Specialty Crop Block Grant Program.

Horticultural crop—A crop that is used by people for food, medicinal purposes and aesthetic gratification.

Population density—The total population of this Commonwealth as determined by the most recent Federal decennial census, divided by the total area of this Commonwealth in square miles.

Program—The Commonwealth Specialty Crop Block Grant Program established under Act 40 of 2019 (3 Pa.C.S. §§ 10501–10509).

Rural municipality—A municipality of this Commonwealth with a population density less than the Statewide average population density or a total population less than 2,500, unless more than 50% of the population lives in an urbanized area, as defined by the United States Census Bureau.

Secretary—The Secretary of the Department.

Silvicultural product—A product of a forest or woodland, including, but not limited to, timber.

Specialty crop—A horticultural crop or silvicultural product, a plant cultivated and utilized for fiber or biofuel purposes or an apiary product.

Urban municipality—A municipality of this Commonwealth not defined as a rural municipality.

4. Limitations on grants.

(a) *Project duration.* A project must have a completion date of no later than June 30, 2023.

(b) *Reimbursement grants.* Grant funds will be awarded as reimbursement grants.

5. Available funds; allocation of moneys.

(a) *Funds-available basis.* The sum of \$460,000 is available for grants under the Program. Grants will be awarded on a funds-available basis.

(b) *Allocation of funding.* Moneys made available by the Department for Program grants will be allocated as follows:

(1) An amount equal to 6.2% of the money will be allocated to recipients and projects located in rural municipalities where at least 20% of the population has been below the Federal poverty line since 1990, based on census data. A list of these rural municipalities can be accessed at the following internet address under the Program link at www.agriculture.pa.gov/pafarmbill.

(2) An amount equal to 3.8% of the money will be allocated to recipients and projects located in urban municipalities where at least 20% of the population has been below the Federal poverty line since 1990 based on census data. A list of these urban municipalities can be reviewed on the Department's web site at the Internet address provided in paragraph (1).

(3) The balance of the money remaining after making these allocations, and after deducting for the Department's permissible administrative costs, will be allocated to recipients and projects in a manner which seeks to distribute the money evenly among types of eligible specialty crops and, where practicable, in a manner that distributes the money across this Commonwealth.

6. Applications.

(a) *Concept paper required.* The Department will accept proposals for eligible projects as part of a two-phase competitive process. Eligible applicants must submit a concept proposal for a project which describes how the grant would be used to enhance the competitiveness of the subject eligible specialty crop through market development, technology, innovation, food safety, nutrition knowledge, sustainable practices or management, or both. Concept proposals should include, in this order: a statement of the project purpose; an estimated timeline for completion of the project; a statement of project goals, objectives and expected measurable outcomes; a work plan; and a project budget. A template for the concept proposal may be found on the Department's web site at the Internet address provided in paragraph 5(b)(1).

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

(c) *Application window.* Completed concept proposals may be electronically submitted beginning January 25, 2021. All concept proposals must be received by no later than 4:59 p.m. on March 5, 2021.

7. Review of application.

The Secretary will review and evaluate the concept proposal and supporting documentation and will consider the following factors, which are consistent with the general evaluation criteria of the Federal Specialty Crop Block Grant Program, in deciding whether to approve or reject the concept proposal:

(1) The concept proposal involves a project for an eligible specialty crop as previously defined.

(2) The proposal states the specific issue, problem or need the project will address, the timeliness and relevance to the specialty crop industry, if it will provide a

direct benefit to the specialty crop industry, and if the approach is rational and sound.

(3) The proposals will result in at least one of the eight outcomes as predetermined by the United States Department of Agriculture Specialty Crop Block Grant Program. Outcomes are measurable changes in behavior or conditions that reflect a positive impact to the specialty crop industry. Only one outcome and indicator is required. Scoring will be based on the outcome selected and the project's likelihood of success and relevance to the specialty crop industry.

(4) The predetermined indicator (as described on the application form) listed under the outcome identified, and the quantifiable results written for the indicator selected.

(5) How the data will be collected and how well the project will accomplish the outcome and indicator selected.

(6) The extent to which the budget is reasonable and consistent with the project's purpose, outcome and indicator. Are matching funds or in-kind contributions anticipated? Is it feasible that the proposed work can be accomplished given the proposed budget? Matching funds are not a requirement of the Program; however, matching funds are encouraged and may serve as evidence to demonstrate industry commitment to, or support for, the project.

(7) The extent to which the concept paper meets the requirements for an "eligible project" presented in section 2(b).

(8) Whether the subject specialty crop is not currently eligible for grant payments under the Federal Specialty Crop Block Grant Program.

8. *Notice of disposition of application.*

The Department will e-mail written notice of the acceptance or rejection of a concept proposal. This notice will be by e-mail to the e-mail address provided by the applicant in the application. Applicants of successful concept proposals will be invited to submit an application containing a full proposal for the Program. This application will be provided by the Department with instructions for submittal. Only those applicants notified by the Department will be eligible to submit a full proposal. The Department will evaluate all full proposals by applying the allocation percentages presented in section 5 and the evaluation factors presented in section 7.

9. *Grant agreement.*

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

10. *Verification of project completion.*

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

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

(1) Copies of invoices for goods or services directly related to the project, along with the written certification

of the president or treasurer of the applicant that the goods or services that are the subject of the invoices have been delivered or provided to the applicant; and

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

11. *Questions and additional information.*

Questions on this Program, including on the online application process may be directed to Morgan Sheffield, Bureau of Market Development, Department of Agriculture, 2301 North Cameron Street, Room 310, Harrisburg, PA 17110-9408, (717) 787-3568, msheffield@pa.gov.

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 21-117. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF AGRICULTURE

Program Requirements for the 2020-2021 Agriculture and Youth Organization Grant Program

The Department of Agriculture (Department) hereby provides notice of the standards and requirements for the Agriculture and Youth Organization Grant Program (Program).

The Program is established under authority of the act of July 1, 2019 (P.L. 255, No. 36) (3 Pa.C.S. §§ 10301—10307 (relating to agriculture and youth development)), referred to as the Agriculture and Youth Development Grant Program Act (act). The Program allows the Department to award direct grants and matching grants to help fund eligible projects, programs and equipment purchases conducted or made by organizations that are composed mainly of youth and are organized to promote development in the areas of agriculture, community leadership, vocational training and peer fellowship.

This notice establishes the policy guidelines for the Program. It establishes the process by which grant applications will be solicited and reviewed, and by which grants will be awarded, drawing on \$500,000 in funding available in Fiscal Year (FY) 2020-2021.

For the FY 2020-2021 Program, the Department will consider a prospective applicant organization to be composed mainly of "youth" if most of its membership is 24 years of age or younger, and will accept applications from schools or school districts to help fund eligible projects conducted by or for the benefit of agriculture and youth organizations operated under the applicant school or school district. The Department may revise these policy guidelines in subsequent years, as the Department gains experience in administering the Program.

This document has been developed in consultation with the State Agriculture and Youth Development Board (Board).

1. *Program objectives.* The Program's objective is to provide grants to eligible agriculture and youth organizations to help fund projects such as educational programs, work force development programs, eligible seminars and field trips, agricultural safety training programs, capital projects, equipment purchases and special projects, as approved by the Board.

2. *Definitions.* The following words and phrases apply to the Program:

Agriculture and youth organization. An organization composed mainly of youth and organized to promote development in the areas of agriculture, community leadership, vocational training and peer fellowship. The term includes, but is not limited to, Pennsylvania FFA, 4-H, Ag in the Classroom, the Family, Career and Community Leaders of America and vocational education programs.

Board. The State Agriculture and Youth Development Board.

Department. The Department of Agriculture of the Commonwealth.

Eligible project. One or more of the following, approved by the Board:

a. A special project conducted by an agriculture and youth organization. In consideration of the current novel coronavirus (COVID-19) presence in this Commonwealth of Pennsylvania, the Department offers that special projects may include, but are not limited to, a project addressing biosecurity and illness prevention and containment practices in agricultural and food production operations, food processing operations and charitable food distribution networks.

b. An educational or work force development program conducted by an agriculture and youth organization.

c. Educational or work force development seminars and field trips conducted by an agriculture and youth organization.

d. An agricultural safety training program conducted by an agriculture and youth organization.

e. A capital project or an equipment purchase for an agriculture and youth organization.

Program. The Agriculture and Youth Organization Grant Program.

3. *Eligibility.* An agriculture and youth organization may apply to the Department for a grant under the Program. For an organization to be eligible to apply, most of its membership must be 24 years of age or younger. A school or school district may apply to receive grant funds for an eligible project conducted by or for the benefit of an agriculture and youth organization that is operated under that school or school district.

4. *Annual allocation limit for FY 2020-2021.* The annual allocation limits for grant funds under the Program shall be as presented in section 5, on a funds-available basis.

5. *Grant types.* There are two different types of grants that can be awarded under the Program:

a. Direct, non-matching reimbursement grants of up to \$7,500 to defray the costs of an eligible project, other than a capital project; and

b. Matching reimbursement grants of up to \$25,000 to defray the costs of an eligible capital project or equipment purchase, where the grant comprises no more than 50% of the project costs.

6. *Limitations on grants.* The following shall apply:

a. The amount of reimbursement is based on actual eligible costs submitted by an approved applicant for an approved project during any fiscal year in which grants are offered.

b. Grant reimbursement money is limited as described in section 5.

c. Grant reimbursement money shall not be used to reimburse any portion of an in-kind contribution to an eligible project.

d. Grant money may not be used to pay or reimburse wages or salaries of grant recipient staff.

e. Grant money may not be used to reimburse any portion of the project costs which are being paid or reimbursed under another Federal or State grant program.

7. *Application procedure.*

a. *Online Applications Only.* An applicant for a grant under the Program shall be submitted through the Commonwealth's Single Application for Assistance online application system, at www.esa.dced.state.pa.us.

b. *Application Window.* Applications must be submitted through the Single Application for Assistance online application system between 8 a.m. on January 25, 2021, and 4:59 p.m. on March 5, 2021. Applications received outside of that application window will not be considered or reviewed.

c. *Application Requirements.* An application for a grant under the Program shall contain the following information:

i. The applicant's name, business address and contact information.

ii. A brief narrative explaining how the applicant is an agriculture and youth organization.

iii. A statement as to whether the applicant seeks a direct, nonmatching reimbursement grant or a matching reimbursement grant, as these are described in section 5.

iv. The details of the project or equipment purchase for which reimbursement grant money is sought, including the following:

A. A project budget.

B. A statement of the maximum amount of grant money sought for the project.

C. A project implementation schedule, a construction schedule or an equipment purchase plan, as appropriate for the project or purchase with respect to which the grant is sought.

D. A narrative identifying each entity that will assist in, participate in and benefit from the project.

E. A project completion date, which shall be no later than June 15, 2021.

v. An attestation signed by the applicant, verifying the accuracy of the information presented on the application.

8. *Disposition and review of grant applications.*

a. The Department will review each application, and supporting documentation submitted therewith, for completeness and accuracy, and shall determine whether the application is eligible for consideration by the Board.

b. If an application is found to be incomplete or inaccurate, the Department may request additional documentation and may discontinue further processing of the application until the requested information is received.

c. If the Department determines an application is complete, accurate and eligible for consideration by the Board, it shall submit that application for consideration by the Board at its next scheduled meeting. The Board

shall consider the project, capital project or equipment purchase that is the subject of the application and shall vote to recommend approval or disapproval of the application by the Department.

d. The Department will consider the Board’s recommendation and make the decision as to approval or disapproval of an application upon the recommendation of the Board.

9. *Notice of disposition of application.* The Department will provide the applicant e-mail notice of the disposition (approval or disapproval) of the application.

10. *Agreement Required.* If the Department approves a grant application, and as a precondition to the Department’s release of grant moneys to a successful applicant, the Department and the applicant shall execute a Grant Agreement which describes the terms and conditions subject to which the grant is made. This Grant Agreement may be done electronically, through the Pennsylvania Single Application for Assistance.

11. *Distribution of grant money.* As Program grants are reimbursement grants, the Department will not issue grant money until the successful applicant delivers the following to the Department immediately following project completion, but no later than June 30, 2021:

a. A verified statement that the eligible project has been completed or implemented, or that the subject equipment has been purchased.

b. A verified statement of the project completion date or the equipment purchase date.

c. Photos of the completed or implemented project or the equipment purchased, with a narrative explanation of each photo.

d. Bills and invoices demonstrating that expenses were incurred for which reimbursement grant funds are sought.

Documents submitted to the Department under this section shall be directed to the Department of Agriculture, Bureau of Market Development, Attn: Agriculture and Youth Organization Grant Program Coordinator, 2301 North Cameron Street, Harrisburg, PA 17110-9408.

12. *Additional information:* Additional information may be obtained from the Department by contacting Sara Gligora, (717) 798-5048, sgligora@pa.gov.

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 21-118. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending January 12, 2021.

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

BANKING INSTITUTIONS

Branch Applications

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
01-08-2021	Orrstown Bank Shippensburg Cumberland County	501 Fairmount Avenue Towson Baltimore County, MD	Closed
01-08-2021	Orrstown Bank Shippensburg Cumberland County	5600 Harford Road Baltimore Baltimore County, MD	Closed
01-08-2021	Orrstown Bank Shippensburg Cumberland County	788 Washington Boulevard Baltimore Baltimore City County, MD	Closed
01-08-2021	Orrstown Bank Shippensburg Cumberland County	22 South Hanover Street Carlisle Cumberland County, PA	Closed
01-08-2021	Orrstown Bank Shippensburg Cumberland County	2098 Spring Valley Road Lancaster Lancaster County, PA	Closed
01-08-2021	Orrstown Bank Shippensburg Cumberland County	1400 Gilbert Way Lancaster Lancaster County, PA	Closed

CREDIT UNIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
01-06-2021	First Credit Union of Scranton Scranton Lackawanna County Application for approval to merge First Credit Union of Scranton, Scranton, with and into Penn East Federal Credit Union, Scranton.	Approved

Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
01-07-2021	Bucks County Employees Credit Union Doylestown Bucks County Amendment to Article 1 of the institution's Articles of Incorporation provides for a change in principal place of business from 50 North Main Street, Doylestown, Bucks County, PA 18901 to 55 East Court Street, Doylestown, Bucks County, PA 18901. Articles of Amendment provide for the institution's Articles of Incorporation to be amended and restated in their entirety.	Filed

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

RICHARD VAGUE,
Secretary

[Pa.B. Doc. No. 21-119. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Community Conservation Partnerships Program Grants Available

The Department of Conservation and Natural Resources (Department) announces that applications are now being accepted for the 2021 round of Community Conservation Partnerships Program Grants. These grants are administered by the Bureau of Recreation and Conservation (Bureau).

The open application period began Tuesday, January 19, 2021, and will end at 4 p.m. on Wednesday, April 14, 2021. Depending on the funding source, eligible applicants include municipalities and appropriate nonprofit organizations in this Commonwealth.

Applications must be submitted electronically through the Department's Grants portal at <https://www.brcgrants.dcnr.pa.gov/>. No paper, faxed or e-mailed applications will be accepted. Grant information, project guidance documents, program policies, applications and instructions are available at the Department's Grants portal. For assistance with the portal, contact the Department's Grants Customer Service Center, (800) 326-7734, DCNR-Grants@pa.gov.

Grant assistance from the Department helps communities and organizations in this Commonwealth plan, acquire and develop recreation, park, and trail facilities, and conserve open space.

The Bureau administers the Community Conservation Partnerships Program, which combines several State and Federal funding sources including the Keystone Recreation, Park and Conservation Fund, Environmental Stewardship Fund, Snowmobile Restricted Account, All-Terrain

Vehicle Restricted Account, Heritage and Other Parks Fund, Pennsylvania Recreation Trails Program and the Land and Water Conservation Fund.

The Statewide Comprehensive Outdoor Recreation Plan 2020—2024 at <https://www.dcnr.pa.gov/Recreation/PAOutdoorRecPlan> identifies the Commonwealth's outdoor recreation priorities. Projects will be selected, in part, on how they align to these priorities. These priorities include:

Community parks and recreation: Priority projects in this category include projects that help rehabilitate existing parks and those that improve access for all.

Land conservation: Priority projects in this category include land conservation projects that protect critical habitat, climate resilient lands, forested watersheds, wetlands, and riparian corridors or create critical connections between public or conservation lands.

Watershed restoration/rivers implementation: Priority projects in this category include projects that enhance public access to this Commonwealth's waterways or projects that improve this Commonwealth's watersheds and waterways including the planting of riparian forest buffers

Trails: Priority projects in this category include projects that close priority trail gaps.

Bureau staff are available to assist applicants with developing a competitive application. Staff contact information can be found on the Bureau's web site at http://www.docs.dcnr.pa.gov/cs/groups/public/documents/document/d_001184.pdf.

CINDY ADAMS DUNN,
Secretary

[Pa.B. Doc. No. 21-120. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council WebEx Meeting

The Conservation and Natural Resources Advisory Council (Council) to the Department of Conservation and Natural Resources (Department) will hold a WebEx meeting on January 27, 2021, at 10 a.m. The WebEx meeting can be accessed through a link found on the Council's web site prior to the meeting at www.dcnr.pa.gov/cnrac.

Questions concerning this WebEx meeting or agenda items can be directed to Gretchen Leslie at (717) 772-9084. For public comment to be considered at the public meeting, follow the instructions on the Council's web site.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Aara Vinsh directly at (717) 787-9306 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

CINDY ADAMS DUNN,
Secretary

[Pa.B. Doc. No. 21-121. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Grant Funding for ATV or Snowmobile Projects and Programs

The Department of Conservation and Natural Resources (Department), Bureau of Recreation and Conservation (Bureau) has available grant funding from the all-terrain vehicle (ATV) and snowmobile management restricted accounts for projects proposing land acquisition, planning, development, rehabilitation, maintenance, equipment purchase or educational programs for ATV or snowmobile trails and facilities. Eligible applicants include for-profit organizations, nonprofit organizations and municipalities in this Commonwealth.

Grant funding will be awarded through a competitive grant application process. Applicants can apply for this funding starting Monday, February 1, 2021, and due by 4 p.m. on Wednesday, March 31, 2021, by means of the Department's online grant application portal. More information about these grant opportunities and the application process is available at <https://brgrants.dcnr.pa.gov>. For assistance with the portal, contact the Department's Grants Customer Service Center, (800) 326-7734, DCNR-Grants@pa.gov.

Bureau staff are available to assist applicants with developing a competitive application. Staff contact information can be found on the Bureau's web site at http://www.docs.dcnr.pa.gov/cs/groups/public/documents/document/d_001184.pdf.

CINDY ADAMS DUNN,
Secretary

[Pa.B. Doc. No. 21-122. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Application, Actions and Special Notices

APPLICATIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
0279202 A-4	Industrial Waste Individual WQM Permit	Amendment	Neville Chemical Co. 2800 Neville Rd. Pittsburgh, PA 15225-1496	Neville Township Allegheny County	SWRO
9138106	Joint DEP/PFBC Pesticides Permit	Renewal	Regency at Yardley Community Association 165 Regency Boulevard Yardley, PA 19067-6444	Lower Makefield Township Bucks County	SERO
1713803	Joint DEP/PFBC Pesticides Permit	Amendment	Treasure Lake Poa Inc. 13 Treasure Lk DuBois, PA 15801-9001	Sandy Township Clearfield County	NCRO
1720802	Joint DEP/PFBC Pesticides Permit	New	Treasure Lake Poa Inc. 13 Treasure Lk DuBois, PA 15801-9001	Sandy Township Clearfield County	NCRO
1720803	Joint DEP/PFBC Pesticides Permit	New	Treasure Lake Poa Inc. 13 Treasure Lk DuBois, PA 15801-9001	Sandy Township Clearfield County	NCRO
PAG034830	PAG-03 NPDES General Permit for Industrial Stormwater	Transfer	Eastern Gas Trans & Storage Inc. 925 White Oaks Boulevard Bridgeport, WV 26330-6919	Clymer Township Tioga County	NCRO
PAG036288	PAG-03 NPDES General Permit for Industrial Stormwater	New	J C Howard Concrete Supply 12 W Noblestown Road Carnegie, PA 15106	Collier Township Allegheny County	SWRO
PAR804882	PAG-03 NPDES General Permit for Industrial Stormwater	Transfer	Pvs Nolwood Chemicals Inc. 297 W Allison Street Lock Haven, PA 17745-3988	Castanea Township Clinton County	NCRO
PAG123755	PAG-12 NPDES General Permit for CAFOs	Renewal	Esbenshade Farms 220 Eby Chiques Road Mount Joy, PA 17552-8800	East Donegal Township Lancaster County	SCRO
PAG123756	PAG-12 NPDES General Permit for CAFOs	Renewal	Esbenshade Farms 220 Eby Chiques Road Mount Joy, PA 17552-8800	Rapho Township Lancaster County	SCRO
PAG123762	PAG-12 NPDES General Permit for CAFOs	Renewal	Hillandale Gettysburg LP 3910 Oxford Road Gettysburg, PA 17325-8367	Tyrone Township Adams County	SCRO
PAG123763	PAG-12 NPDES General Permit for CAFOs	Renewal	Hillandale Gettysburg LP 3910 Oxford Road Gettysburg, PA 17325-8367	Tyrone Township Adams County	SCRO
PAG123764	PAG-12 NPDES General Permit for CAFOs	Renewal	Hillandale Gettysburg LP 3910 Oxford Road Gettysburg, PA 17325-8367	Tyrone Township Adams County	SCRO
PAG124859	PAG-12 NPDES General Permit for CAFOs	Renewal	Stonewall Pork LLC 242 Alder Run Road Millerton, PA 16936-9253	Jackson Township Tioga County	SCRO
PAG124867	PAG-12 NPDES General Permit for CAFOs	Renewal	Landis Farm 2607 Klingerstown Road Herndon, PA 17830	Jordan Township Northumberland County	SCRO
PAG126107	PAG-12 NPDES General Permit for CAFOs	Renewal	David C. Vangilder 582 Rocky Lane Berlin, PA 15530-6535	Brothersvalley Township Somerset County	SCRO
1320402	Sewer Extensions and Pump Stations Individual WQM Permit	New	Mahoning Township Municipal Authority Carbon County P.O. Box 609 Lehighton, PA 18235	Mahoning Township Carbon County	NERO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
2316407	Sewer Extensions and Pump Stations Individual WQM Permit	Amendment	AQUA PA Wastewater Inc. 762 W. Lancaster Ave Bryn Mawr, PA 19010	Upper Providence Township Delaware County	SERO
1520408	Sewer Extensions and Pump Stations Individual WQM Permit	New	Oxford Borough Area Sew Auth P.O. Box 380 Oxford, PA 19363	Oxford Borough Chester County	SERO
6320406	Sewer Extensions and Pump Stations Individual WQM Permit	New	Mon Valley Sewer Authority 20 S Washington Street Donora, PA 15033-1394	Carroll Township Washington County	SWRO
6520405	Sewer Extensions and Pump Stations Individual WQM Permit	New	Westmoreland County Municipal Authority 1146 Woodward Drive Greensburg, PA 15601-6416	Hempfield Township Westmoreland County	SWRO
WQG02152015	WQG-02 WQM General Permit	New	Bk Campbell Inc. 863 West Locust Street Oxford, PA 19363	Oxford Borough Chester County	SERO
WQG02152016	WQG-02 WQM General Permit	New	Caln Township Chester County 253 Municipal Drive Thorndale, PA 19372-1015	Caln Township Chester County	SERO

II. Individual NPDES Permits—New, Renewal, and Major Amendment Applications and Draft Permits for Discharges Relating to Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides and CAFOs.

Northcentral Regional Office

PA0031852, Sewage, SIC Code 8211, **Central Columbia School District**, 4777 Old Berwick Road, Bloomsburg, PA 17815-3515. Facility Name: Central Columbia School District High Mid. This existing facility is located in South Centre Township, **Columbia 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 Susquehanna River (CWF), is located in State Water Plan watershed 5-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .028 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min Report Daily Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	16	XXX	32
May 1 - Oct 31	XXX	XXX	XXX	5.5	XXX	11

Sludge use and disposal description and location(s): Bloomsburg Municipal Authority WWTP.

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

- Standard Special Conditions

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

The EPA Waiver is in effect.

PA0033502, Sewage, SIC Code 8361, **Bradford County**, 15900 Route 6, Troy, PA 16947-9308. Facility Name: Bradford County Manor. This existing facility is located in West Burlington Township, **Bradford 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), Sugar Creek (TSF), is located in State Water Plan watershed 4-C and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .075 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Report Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	13	19	XXX	21	31	50
Biochemical Oxygen Demand (BOD ₅)	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	19	28	XXX	30	45	60
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	13	20	XXX	22	33	45
May 1 - Oct 31	4.5	6.5	XXX	7.5	11	15
Cadmium, Total (ug/L)	XXX	XXX	XXX	3.34	6.68	8.35
Copper, Total (ug/L)	XXX	XXX	XXX	48.79	97.58	121.97
Selenium, Total (ug/L)	XXX	XXX	XXX	61.75	93.61	121.97
Boron, Total (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Total Nitrogen	Report Annl Avg	XXX	XXX	Avg Qrtly Report Annl Avg	Daily Max XXX	XXX
(Total Load, lbs) (lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus	Report Annl Avg	XXX	XXX	Report Annl Avg	XXX	XXX
(Total Load, lbs) (lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX

Sludge use and disposal description and location(s): Landfill.

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

- Other Requirements
- POTW Pretreatment Program Implementation

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

The EPA Waiver is in effect.

Northwest Regional Office

PA0032905, Sewage, SIC Code 4952, 6515, **Bricar Holdings LLC**, 90 Shenango Park Road Lot 1, Transfer, PA 16154-2141. Facility Name: Sunnyview MHP. This existing facility is located in Pymatuning Township, **Mercer County**.

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

The receiving stream(s), Brush Run (WWF), is located in State Water Plan watershed 20-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .025 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
			4.0			
Total Residual Chlorine (TRC)	XXX	XXX	Daily Min	0.5	XXX	1.6
			XXX			
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
Oct 1 - Apr 30				200		
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean	XXX	1,000
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	6.0	XXX	12
May 1 - Oct 31	XXX	XXX	XXX	2.0	XXX	4.0
Total Phosphorus	XXX	XXX	XXX	1.0	XXX	2.0

Sludge use and disposal description and location(s): Sludge is aerobically digested prior to off-site disposal through a registered septic hauler.

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

The EPA Waiver is in effect.

PA0101931, Sewage, SIC Code 4952, **Jenks Township Forest County**, P.O. Box 436, Marienville, PA 16239-0436. Facility Name: Marienville STP. This existing facility is located in Jenks Township, **Forest County**.

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

The receiving stream is the West Branch Millstone Creek, located in State Water Plan watershed 17-B and is classified for High Quality Waters—Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 002 are based on a design flow of 0.583 MGD.—Interim Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Daily Max	XXX	XXX	9.0
			6.0			
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
			6.0			
Total Residual Chlorine (TRC)	XXX	XXX	Daily Min	0.25	XXX	0.82
			XXX			
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	96.0	144.0	XXX	20.0	30.0	40
May 1 - Oct 31	48.0	72.0	XXX	10.0	15.0	20
Total Suspended Solids	78.0	156.0	XXX	16.0	24.0	32
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
Oct 1 - Apr 30				200		
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean	XXX	1,000
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	29.1	XXX	XXX	6.0	XXX	12
May 1 - Oct 31	9.7	XXX	XXX	2.0	XXX	4
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of .583 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 6.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Daily Min XXX	0.1	XXX	0.4
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	96.0	144.0	XXX	20.0	30.0	40
May 1 - Oct 31	48.0	72.0	XXX	10.0	15.0	20
Total Suspended Solids	78.0	156.0	XXX	16.0	24.0	32
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Total Nitrogen	XXX	XXX	XXX	Geo Mean Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	29.1	XXX	XXX	6.0	XXX	12
May 1 - Oct 31	9.7	XXX	XXX	2.0	XXX	4
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

The proposed influent limits for Outfall 002 are based on a design flow of .583 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Biochemical Oxygen Demand (BOD ₅)	Report	Report	XXX	XXX	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	Report	Report	XXX	XXX	XXX	XXX
Raw Sewage Influent						

Final sludge disposal is at a landfill.

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

- Total residual chlorine upgrade

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

The EPA Waiver is in effect.

Southeast Regional Office

PA0026085, Sewage, SIC Code 4952, **Upper Merion Sanitary and Stormwater Authority**, 175 W Valley Forge Road, King of Prussia, PA 19406-1851. Facility Name: U Merion-Matsunk STP. This existing facility is located in Upper Merion Township, **Montgomery County**.

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

The receiving stream(s), Unnamed Tributary to Schuylkill River (WWF, MF), is located in State Water Plan watershed 3-F 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 002 are based on a design flow of 5.5 MGD.—Interim Limits.

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

The proposed effluent limits for Outfall 002 are based on a design flow of 5.5 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Copper, Total	2.05	2.71	XXX	0.045	0.059	0.112
		Daily Max		Daily Max	Daily Max	

The proposed effluent limits for Outfall 002 are based on a design flow of 5.5 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>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	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min XXX	0.5	XXX	1.2
Carbonaceous Biochemical Oxygen Demand (CBOD ₅) Nov 1 - Apr 30	1,145	1,740	XXX	25.0	38.0	50
May 1 - Oct 31	825	1,235	XXX	18.0	Wkly Avg 27.0	36
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	XXX	XXX	Report	Wkly Avg XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	1,375	2,060	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	Wkly Avg XXX	1,000
Total Nitrogen	Report	XXX	XXX	Geo Mean Report	XXX	XXX
Ammonia-Nitrogen Nov 1 - Apr 30	825	XXX	XXX	18.0	XXX	36
May 1 - Oct 31	275	XXX	XXX	6.0	XXX	12
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 5.5 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Pimephales Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Pimephales Growth (TUc)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 5.5 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Dissolved Solids	Report Avg Qrtly	XXX	XXX	1,000.0 Avg Qrtly	XXX	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 0 MGD.—Limits.

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

Sludge use and disposal description and location(s): Thickened sludge is dewatered, stabilized, and landfilled in Tullytown PA Resource Recovery Facility and GROWS North landfill in Morrisville, PA.

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

- Optimize chlorine dosages
- Notification of designation of responsible operator
- Development/implementation of facility O&M plan
- Hauled in waste restriction
- POTW pretreatment program implementation
- Solids management for non-lagoon system
- WQBEL for toxic pollutants and TRE
- WET requirements without limits
- Stormwater requirements
- Schuylkill River PCB PMP and monitoring

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

The EPA Waiver is not in effect.

PAI130045, MS4, **Horsham Township Montgomery County**, 1025 Horsham Road, Horsham, PA 19044-1326. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Horsham Township, **Montgomery County**. The receiving streams, Pennypack Creek (TSF, MF) and Little Neshaminy Creek (WWF, MF), is located in State Water Plan watershed 2-F and 3-J and is classified for Migratory Fishes, Warm Water Fishes, and Trout Stocking, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

The applicant has submitted the following plans with the application to reduce pollutant loads to impaired waters:

- A Pollutant Reduction Plan (PRP)
- A Total Maximum Daily Load (TMDL) Plan

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910 or by contacting our regional Records Management unit via e-mail at RA-SERecordsReview@pa.gov.

The EPA waiver is in effect for small MS4s and is not in effect for large MS4s.

PAI130520, MS4, **East Goshen Township Chester County**, 1580 Paoli Pike, West Chester, PA 19380-6107. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in East Goshen Township, **Chester County**. The receiving stream(s), Ridley Creek (HQ-TSF, MF) and East Branch Chester Creek (TSF, MF), is located in State Water Plan watershed 3-G and is classified for Migratory Fishes, Mi, Trout Stocking, and High Quality Waters—Trout Stocking, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

The applicant has submitted the following plan(s) with the application to reduce pollutant loads to impaired waters:

- A Pollutant Reduction Plan (PRP)

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 for small MS4s and is not in effect for large MS4s.

PA0026131, Sewage, SIC Code 4952, **Upper Merion Sanitary and Stormwater Authority**, 175 W Valley Forge Road, King of Prussia, PA 19406-1851. Facility Name: Upper Merion Municipal Authority Sewer System & STP Trout Run. This existing facility is located in Upper Merion Township, **Montgomery County**.

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

The receiving stream(s), Schuylkill River (WWF, MF) and Trout Creek (WWF, MF), is located in State Water Plan watershed 3-F 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 002 are based on a design flow of 6 MGD.—Interim Limits.

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

The proposed effluent limits for Outfall 002 are based on a design flow of 6 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum Daily</i>	
Copper, Total	1.33	1.74 Daily Max	XXX	0.0266	0.0348 Daily Max	0.0665

The proposed effluent limits for Outfall 002 are based on a design flow of 6 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Dissolved Solids	Report Avg Qrtly	XXX	XXX	1,000.0 Avg Qrtly	XXX	XXX
Toxicity, Chronic - Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Pimephales Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Pimephales Growth (TUc)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 6 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>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	5.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.2
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	1,251	2,000	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	XXX	XXX	Report	Wkly Avg XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	1,500	2,250	XXX	30.0	45.0 Wkly Avg XXX	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Total Nitrogen Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Nov 1 - Apr 30	1,000	XXX	XXX	20.0	XXX	40
May 1 - Oct 31	750	XXX	XXX	15.0	XXX	30
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 6 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 0 MGD.—Limits.

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Iron, Dissolved	XXX	XXX	XXX	Report	XXX	XXX

Sludge use and disposal description and location(s): Thickened biosolids are dewatered and stabilized before landfilled in Fairless Landfill and GROW North Landfill in Morrisville, PA.

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

- Optimize Chlorine dosages
- Notification of designation of responsible operator
- Implement O&M plan
- Hauled in waste restriction
- POTW pretreatment program implementation
- Solids management for non-lagoon system
- WQBEL for toxic pollutants and TRE
- WETT requirements without limits
- Stormwater requirements
- Schuylkill River PCB PMP and monitoring

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

The EPA Waiver is not in effect.

Southwest Regional Office

PA0255751, Sewage, SIC Code 8661, **Mountain View Mennonite Church**, 203 High Street, Salisbury, PA 15558-2203. Facility Name: Mountain View Mennonite Church Properties. This proposed facility is located in Elk Lick Township, **Somerset County**.

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

The receiving stream, an Unnamed Tributary to Casselman River (CWF), is located in State Water Plan watershed 19-F and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0012 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	0.0012	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		

Sludge use and disposal description and location(s): Sludge will be removed by a certified septic tank pumping contractor (Piles Concrete or Smith's Septic Tank Cleaning) and disposed of at a DEP certified facility.

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

The EPA Waiver is in effect.

Southeast Regional Office

PA0013323 A-1, Industrial, SIC Code 3721, **The Boeing Company**, P.O. Box 16858, MS P01-29, Philadelphia, PA 19142-0858. Facility Name: Boeing Helicopters Ridley Facility. This existing facility is located in Ridley Township, **Delaware County**.

Description of Existing Activity: The application is for an amendment of an NPDES permit for an existing discharge of treated process wastewater, cooling tower blow down, and stormwater. The amendment incorporates changes to Total Dissolved Solids limitations in accordance with the renewed DRBC Docket for this facility.

The receiving streams, Darby Creek (TSF, MF), Crum Creek (WWF), and Delaware River (WWF, MF), are located in State Water Plan watershed 3-G and is classified for Migratory Fishes, Warm Water 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 .087 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>Daily Maximum</i>	
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .087 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>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Free Available Chlorine	XXX	XXX	XXX	0.5	XXX	XXX
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Dissolved Solids	XXX	XXX	XXX	2,000	2,500	5,000
Oil and Grease	XXX	XXX	XXX	15	XXX	30

The proposed effluent limits for Outfall 002 are based on an average flow of stormwater—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>Daily Maximum</i>	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on an average flow of stormwater—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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD 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
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003 are based on an average flow of stormwater—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>Daily Maximum</i>	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003 are based on an average flow of stormwater—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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD 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
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 004 are based on an average flow of stormwater—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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	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>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 007 are based on an average flow of oil-bearing stormwater—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>Daily Maximum</i>	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 007 are based on an average flow of oil-bearing stormwater—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>Daily Maximum</i>	
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 007 are based on an average flow of oil-bearing stormwater—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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	15	XXX	30

The proposed effluent limits for Outfall 008 are based on an average flow of oil-bearing stormwater—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>Daily Maximum</i>	
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 008 are based on an average flow of oil-bearing stormwater—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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	15	XXX	30

The proposed effluent limits for Outfall 012 are based on an average flow of stormwater—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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD 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
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 016 are based on an average flow of stormwater—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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD 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
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

NOTICES

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Chromium, Hexavalent	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 016 are based on an average flow of stormwater—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>Daily Maximum</i>	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 025 are based on an average flow of stormwater—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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD 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
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Monitoring Point 101 are based on a design flow of .05 MGD as batch discharge—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>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
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Industrial Influent						
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Cadmium, Total	XXX	XXX	XXX	0.26	0.69	XXX
Chromium, Hexavalent	XXX	XXX	XXX	1.71	2.22	XXX
Copper, Total	XXX	XXX	XXX	2.07	3.38	XXX
Nickel, Total	XXX	XXX	XXX	2.38	3.98	XXX
Silver, Total	XXX	XXX	XXX	0.24	0.43	XXX
Zinc, Total	XXX	XXX	XXX	1.48	2.61	XXX

The proposed effluent limits for Monitoring Point 101 are based on a design flow of .05 MGD as batch discharge—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>Daily Maximum</i>	
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Monitoring Point 101 are based on a design flow of .05 MGD as batch discharge—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>Daily Maximum</i>	
Total Toxic Organics	XXX	XXX	XXX	XXX	2.13	XXX

The proposed effluent limits for Monitoring Point 101 are based on a design flow of .05 MGD as batch discharge—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>Daily Maximum</i>	
Cyanide, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX

Stormwater Outfalls 009—011, 013—015, 017, and 019—023 are not required to be monitored.

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

- A. Acquire Necessary Property Rights
- B. Proper Sludge Disposal
- C. WQM Permit Condition
- D. BAT/ELG Reopener
- E. TTO Definition
- F. TTO Monitoring
- G. Thermal Requirement
- H. Cooling Tower Maintenance Chemicals
- I. TMDL/WLA Data
- J. Non-Stormwater Discharges
- K. Chemical Additives Requirement
- L. Stormwater Requirement
- M. PCB PMP Requirement

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.

PA0012467, Industrial, SIC Code 4613, **Laurel Pipeline Co. LP**, 5002 Buckeye Road, P.O. Box 368, Emmaus, PA 18049-0368. Facility Name: Booth Station IWTP. This existing facility is located in Bethel Township, **Delaware County**.

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

The receiving stream, UNT to Green Creek (CWF, MF), is located in State Water Plan watershed 3-G and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on an average stormwater event.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Quarterly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Total Recoverable Petroleum Hydrocarbons	XXX	XXX	XXX	15.0	XXX	30.0

The proposed effluent limits for Outfall 201 are based on a design flow of 0.043 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	75.0
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Iron, Dissolved	XXX	XXX	XXX	XXX	XXX	7.0
Benzene	XXX	XXX	XXX	0.001	XXX	0.0025
BTEX, Total	XXX	XXX	XXX	0.1	XXX	0.25
MTBE	XXX	XXX	XXX	Report	XXX	Report

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

1. Acquire Necessary Property Rights
2. Proper Sludge Disposal
3. WQM Permit Requirement
4. BAT/BCT
5. Stormwater Requirements
6. Petroleum Transportation Facility Requirements
7. Groundwater Cleanup

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.

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

<i>Application Number</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAD390186 A-3	Renewal	Jaindl Land Co 3150 Coffeetown Rd Orefield, PA 18069	S Whitehall Twp Lehigh County	DEP NERO, Waterways & Wetlands Program 2 Public Square Wilkes-Barre, PA 18701 570.826.2511
PAD400035 A-1	Major Amendment	Hazleton Creek Properties LLC Matthew Neely 282 S Church St Hazleton, PA 18201	Hazle Twp Hazleton City Luzerne County	DEP NERO, Waterways & Wetlands Program 2 Public Square Wilkes-Barre, PA 18701 570.826.2511
PAD540021	New	Aqua Pa Wastewater Inc. Joshua Shoff 1 Aqua Way White Haven, PA 18661	N Union Twp Schuylkill County	DEP NERO, Waterways & Wetlands Program 2 Public Square Wilkes-Barre, PA 18701 570.826.2511
PAD650026	New	Ligonier Township Municipal Authority 1 Municipal Park Drive Ligonier, PA 15658	Ligonier Township Westmoreland County	DEP, SWRO, Waterways and Wetlands Program 400 Waterfront Drive Pittsburgh, PA 15222 (412) 442-4000
PAD250012	New	National Fuel Gas Distribution Corp 1100 State Street Erie, PA 16501	Fairview Township Girard Township Erie County	DEP NWRO Waterways and Wetlands Program 230 Chestnut Street Meadville, PA 16335 814-332-6984

STATE CONSERVATION COMMISSION

PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed (National Pollutant Discharge Elimination System) NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

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

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30-days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact

basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons with a disability who require an auxiliary aid, service, including TDD users or other accommodations to seek additional information should contact the SCC through the Pennsylvania 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>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
A&L Farms Linford Snyder 90 Court Street Bethel, PA 19526	Berks County	37.3	503.77	Poultry	N/A	Renewal

**LAND RECYCLING AND
ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995
PREAMBLE 1**

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

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

Under Sections 304(n)(1)(ii) and 305(c)(2) of the Act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the NOI to Remediate is published in a newspaper of general circulation in the area of the site. For the following identified site(s), proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the

remediation and reuse plans for the site if the request is made within 30-days of the following specified date. During this comment period the municipality may request that the following identified person, as the remediator of the site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of the site.

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

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

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

Former Harner Farm Property, 2191 West Whitehall Road, State College, PA 16801, Ferguson Township, **Centre County**. ECS Mid-Atlantic, LLC, 52-6 Grumbacher Road, York, PA 17406, on behalf of Aspen Whitehall Partners, LLC and Aspen Route 26 Partners, LLC, 116 Union Avenue, Altoona, PA 16602, has submitted a Notice of Intent to Remediate concerning site soil contaminated with Arsenic. The applicant proposes to remediate the site to meet the Site-Specific Standard. A summary of the Notice of Intent to Remediate was published in the *Centre Daily Times* on January 6, 2021.

Ingalls 710 Well Pad, 11759 Route 414, Ogdensburg, PA 17765, Liberty Township, **Tioga County**. Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205, on behalf of Rockdale Marcellus, LLC, 4600 J Barry Court, Suite 220, Canonsburg, PA 15317, has submitted a Notice of Intent to Remediate concerning site soil contaminated with production water. The applicant proposes to remediate the site to meet the Background and Statewide Health Standards for soil. A summary of the Notice of Intent to Remediate was published in *The Sun-Gazette* on December 24, 2020.

RESIDUAL WASTE GENERAL PERMITS

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

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412-442-4000.

General Permit No. WMGR123SW01. Appalachian Water Services, LLC, 2326 McClellandtown Road, Masontown, PA 15461. Application for a permit renewal for a residual waste processing and storage facility at the Ronco Industrial Wastewater Treatment Plant, 2326 McClellandtown Road, Masontown, PA 15461 in Masontown Borough, **Fayette County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW005. Reserved Environmental Services, LLC, 1373 Washington Pike, Suite 100, Bridgeville, PA 15017. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at RES-New Stanton, 1119 Old Route 119 South, Mount Pleasant, PA 15666 in East Huntingdon Township and Hempfield Township, **Westmoreland County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW010. Greene County Water Treatment, LLC, 401 Jefferson Road, Waynesburg, PA 15370. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Greene County Water Treatment, LLC facility, 401 Jefferson Road, Waynesburg, Franklin Township, **Greene County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW015. Range Resources Appalachia, LLC, 3000 Town Center Blvd., Canonsburg, PA 15317. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Bare Tank Pad Facility, Bavington Road, Burgettstown, PA 15021, Smith Township, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environ-

mental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW019. Hydro Recovery, LP, Washington County, 1975 Waddle Road, State College, PA 16803-1639. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Hydro Recovery Facility in Hanover Township, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW020. Range Resources Appalachia, LLC, 3000 Town Center Blvd., Canonsburg, PA 15317. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Carns Tank Pad Facility, State Route 18, Burgettstown, PA 15021, Smith Township, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW024. Mon River Dock Company, P.O. Box 400, Laughlintown, PA 15655-0400. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Karen Dock Facility, 810 Lowhill Road, Brownsville, East Bethlehem Township, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW025. Chevron Appalachia, LLC, 700 Cherrington Parkway, Coraopolis, PA 15108. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Dogbone Centralized Water Facility, Rush Run Road, Millsboro, PA Township in Luzerne Township, **Fayette County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW026. Range Resources Appalachia, LLC, 3000 Town Center Boulevard, Canonsburg, PA 15317. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Hopewell 20 Tank Pad, 621 Fox Road, Avella, PA 15312 in Hopewell Township, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW027. Range Resources-Appalachia, LLC, 3000 Town Center Boulevard, Canonsburg, PA 15317. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Hopewell 18 Tank Pad, South Buffalo Road, Hopewell, PA 15312 in Hopewell Township, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW028. CNX Gas Company LLC, 1000 Consol Energy Drive, Canonsburg, PA 15317. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the MORW1 AST Pad, 190 Newland School Road, West Finley, PA 15337 in East Finley Township, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW029. Chevron Appalachia, LLC, 700 Cherrington Parkway, Coraopolis, PA 15108. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Herminie South Centralized Water Facility, Mount Pleasant Road, West Newton, PA 15089 in South Huntingdon Township, **Westmoreland County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW031. RES Water—Greene, LLC, 1373 Washington Pike, Suite 100, Bridgeville, PA 15017. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at RES Water—Greene, 506 Lippencott Rd, Waynesburg, PA 15370 in Morgan Township, **Greene County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW032. EQT Production Company, 400 Woodcliff Drive Canonsburg, PA 15317. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial

use at the Haywood Tank Pad Facility, 257 Cracker Jack Rd., Monongahela, PA 15063, Carroll Township, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW033. Chevron Appalachia, LLC, 700 Cherrington Parkway, Coraopolis, PA 15108. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Herminie North Centralized Water Facility, Herminie West Newton Road, Herminie, PA 15637 in Sewickley Township, **Westmoreland County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW036. Range Resources Appalachia, LLC, 3000 Town Center Blvd., Canonsburg, PA 15317. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Imperial Land North Facility, Quicksilver Road, McDonald, PA 15057, Robinson Township, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW037. Range Resources Appalachia, LLC, 3000 Town Center Blvd., Canonsburg, PA 15317. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Wagers Tank Pad Facility, 790 East National Pike, Washington, PA 15301, Amwell Township, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW038. EQT Production Company, 400 Woodcliff Drive, Canonsburg, PA 15317. Application for a permit renewal for a residual waste processing and storage facility at the Christen Aboveground Storage Tank Facility, State Route 1009, Jefferson, PA 15344 in Morgan Township, **Greene County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW039. EQM Gathering OPCO, LLC, 2200 Energy Dr., Canonsburg, PA 15317. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the EQM Perch Storage Facility, 784 Miller Road, Aleppo, PA 15310, Aleppo Township, **Greene County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW040. EQT Production Company, 400 Woodcliff Drive, Canonsburg, PA 15317. Application for a permit renewal for a residual waste processing and storage facility at the Magnum Aboveground Storage Tank Facility, Maple Run Road, Waynesburg, PA 15370 in Center Township, **Greene County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW041. Range Resources-Appalachia, LLC, 3000 Town Center Blvd, Canonsburg, PA 15317. Application for a permit renewal for a residual waste processing and storage facility at the DMC East Tank Pad Reuse Water Storage Facility, McClelland Road, Claysville, PA 15323 in Buffalo and East Finley Townships, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW044. EQT Production Company, 400 Woodcliff Drive, Canonsburg, PA 15317. A residual waste general permit WMGR123 for the processing and storage of oil and gas liquids for beneficial use at the Fowler AST Pad, 474 Little Daniels Road, Scenery Hill, North Bethlehem Township, **Washington County**, was renewed in the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Application(s) Received for Registration under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412-442-4000.

General Permit No. WMGR123SW049. Range Resources, 3000 Town Center Drive, Canonsburg, PA 15317. A Registration to operate under residual waste general permit WMGR123SW049, for the Range Resources SL232 Re-Use Water Storage facility, in Blaine Township, **Washington County**, was received/deemed administratively complete in the Regional Office on January 8, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW050. Range Resources, 3000 Town Center Drive, Canonsburg, PA 15317. A Registration to operate under residual waste general permit WMGR123SW050, for the Range Resources, Bon De Inc. Re-Use Water Storage facility, in Independence Township, **Washington County**, was received/deemed administratively complete in the Regional Office on January 8, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW051. Range Resources, 3000 Town Center Drive, Canonsburg, PA 15317. A Registration to operate under residual waste general permit WMGR123SW051, for the Range Resources Hanover 32 Re-Use Water Storage facility, in Hanover Township, **Beaver County**, was received/deemed administratively complete in the Regional Office on January 8, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412-442-4000.

General Permit No. WMGR123SW042. Range Resources Appalachia, LLC, 3000 Town Center Blvd., Canonsburg, PA 15317. A permit for operation under General Permit WMGR123 for the processing and beneficial use of oil and gas liquid waste at the Bedillion Day Tank Pad Reuse Water Storage Facility, Johnson Road,

Washington, PA 15301 in Amwell Township, **Washington County**, was issued by the Regional Office on January 4, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW045. Range Resources Appalachia, LLC, 3000 Town Center Blvd., Canonsburg, PA 15317. An application for a permit for a residual waste processing and storage facility at the Huffy Tank Pad Facility, 264 Seal Rd., Eighty-Four, PA 15330, Somerset Township, **Washington County**, was issued in the Regional Office on January 5, 2021.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

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.

PLAN APPROVALS

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

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

Contact: Dave Balog, New Source Review Chief, (814) 332-6328.

16-177A: Northwestern PA Crematory Incorporated (300 Wood Street, Clarion, PA 16214), plan approval application received for the installation of one human and one animal crematory at their facility located in Monroe Township, **Clarion County**. This will be a new non-Title V facility.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

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

Contact: James Beach, New Source Review Chief, (484) 250-5920.

46-0026K: Global Packaging Inc. (209 Bower Ave, Oaks, PA 19456) to install and operate one (1) Windmoeller & Henschel (W&H) Novoflex Flexographic Printing Press, with the VOC-laden exhaust routed through a permanent total enclosure to one of the two permitted regenerative thermal oxidizers at an existing State-Only facility located in Upper Providence Township, **Montgomery County**. The project does not trigger applicability toward the Federal PSD regulation or the Department's NSR regulation. The potential emissions increase (in tons

per year) from this project will be as follows: NO_x—0.867; VOC—8.80; PM₁₀—0.066; CO—0.728; SO₂—0.005; and HAPs—0.178. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person listed in the previously listed header. Comments on the draft permit (or plan approval) can be submitted through the Air Quality resource account at RA-EPSEROPUBCOM@pa.gov.

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

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

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Department of Environmental Protection (DEP) intends to issue a **Plan Approval No. 58-00001B** to **Tennessee Gas Pipeline Company, LLC** (1001 Louisiana St., Suite 1000, Houston, TX 77002), for their facility located in Clifford Township, **Susquehanna County**. The facility currently operates under Title V Operating Permit No. 58-00001. This plan approval will be incorporated into the Title V Operating Permit through an administrative amendment at a later date, and the action will be published as a notice in the Pennsylvania Bulletin.

Plan Approval No. 58-00001B is for the installation and operation of a Solar Taurus 70 natural gas-fired compressor turbine, a natural gas-fired emergency generator, ancillary heating equipment, miscellaneous insignificant storage tank at the existing compressor station. The existing compressor station is a major source for CO emissions only. The facility will remain a minor source for other pollutants after installation of the proposed new equipment. The source will remain minor for hazardous air pollutant (HAP) emissions and will not be subject to PSD review or NNSR. New equipment will meet Pennsylvania Best Available Technology (BAT) emissions controls and NSPS requirements as applicable. Solar's SoLoNO_x technology will mitigate emissions of oxides of nitrogen (NO_x) & Oxidation Catalyst will mitigate emissions of CO and hydrocarbons from the Solar Taurus 70 combustion turbine. The combustion and control systems are designed to reduce NO_x, CO and unburned hydrocarbons to attain NO_x emission level of 9 PPM and CO emission level of 2.5 PPM, corrected to 15 % oxygen, and hydrocarbon at 5 PPM when burning natural gas. Natural gas will be the only fuel for the existing and new equipment; emissions of sulfur dioxide (SO₂), particulate matter (PM₁₀), particulate matter (PM_{2.5}) and greenhouse gases (GHG) are inherently low when compared to other commercial fuels. The company will operate turbine for 8,760 hours annually.

The company will operate the facility and maintain the sources in accordance with the good engineering practices to assure proper operation of sources. 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 DEP, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701.

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. 58-00001B and a concise statement regarding the relevancy of the information or objections to the issuance of the permit is required.

A public hearing may be held, if the DEP, 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 Raymond Kempa, P.E., Environmental Engineer Manager, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701, Phone 570-826-2511 within 30 days after publication date.

Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110.

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

28-05011C: Waste Management Disposal Services of PA, Inc. (9446 Letzburg Road, Greencastle, PA 17225-9317) for the activation of an enclosed ground flare at the existing Mountain View Reclamation Landfill facility located in Antrim and Montgomery Townships, **Franklin County**. The flare was installed as a backup control device to accommodate potential increases in landfill gas generation and will not increase the facility's current or projected emissions. Due to landfill gas generation rates, the flare was unused for a period exceeding one (1) year and must be treated as a new control device. The facility's 2019 annual emissions are estimated at 2.00 tpy CO, 20.40 tpy PM₁₀, 2.10 tpy PM_{2.5}, 2.50 tpy VOC, 1.19 tpy HAPs, and less than 1 tpy NO_x and SO_x. The facility is a Title V facility. If DEP determines that the sources are constructed and operated in compliance with the plan approval conditions and the specifications of the application for plan approval, the requirements established in the plan approval will be incorporated into an Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450. The Department of Environmental Protection's (DEP's) review of the information submitted by the company indicates that the air contamination sources will comply with all regulatory requirements, including monitoring, recordkeeping, and reporting requirements, and pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12, and the following regulations: NSPS 40 CFR Part 60: Subpart WWW—Standards of Performance for Municipal Solid Waste Landfills. MACT 40 CFR Part 63 Subpart AAAA—Nation Emission Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills. Based on this finding, DEP proposes to issue a plan approval for the proposed activation. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan ap-

proval will be incorporated into the facility's Title V Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code Chapter 127.

05-03022A: Cronimet Specialty Metals USA, Inc. (172 Friendship Village Road, Bedford, PA 15522) for the construction of four burnoff ovens and two tungsten carbide cleaning lines at the metals recovery and recycling facility located in Bedford Township, **Bedford County**. The expected increases in facility emissions as a result of the changes proposed are 3.2 tons per year of NO_x. The facility is a State Only facility. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval may be incorporated into an Operating Permit pursuant to the provisions of 25 Pa. Code Chapter 127.

Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Edward Orris, New Source Review Chief, 412.442.4168.

65-00629B: CBC Latrobe Acquisition, LLC (100 33rd Street, Latrobe, PA 15650-1477). In accordance with 25 Pa. Code §§ 127.44 and 127.45, the Pennsylvania Department of Environmental Protection (DEP) is providing notice that it intends to issue an Air Quality Plan Approval (PA-65-00629B) to CBC Latrobe Acquisition, LLC ("CBC") to authorize installation and temporary operation of a new Can Line 4 and associated back end packaging equipment including two (2) natural gas-fired heat tunnels each rated at 0.35 MMBtu/hr, five (5) inkjet date coders, five (5) new hot melt systems, and three (3) liquid batching tanks at their facility located in Latrobe Borough, **Westmoreland County**.

Emissions from brewery are controlled by previously installed four (4) baghouses and emissions from the proposed sources will be controlled by adhering to the prevailing work standard practices which include good operating practices, maintaining and operating equipment per manufacturer's recommendation schedule and specifications, storage of adhesives, inks, and waste materials in closed containers, and good housekeeping for spills at the facility.

Upon authorization of this plan approval the CBC facility's potential to emit will not exceed 49.0 tons VOC, 55.0 tons NO_x, 63.0 tons CO, 44.0 tons SO_x, 5.5 tons PM₁₀, and 2.0 tons HAPs. The CBC facility is subject to the best available technology (BAT). The emission limit restrictions, throughput limitations, monitoring, recordkeeping, reporting, and work standards practice conditions of the proposed plan approval have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145. Once compliance with the Plan Approval is demonstrated, the applicant will be required to revise the current SOOP application in accordance with 25 Pa. Code Subchapter F.

CBC's Plan Approval application, the Department's Air Quality Review Memorandum, and the Proposed Air Quality Plan Approval for this project are available for review by any interested party at the Pennsylvania

Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222.

To request a review of the Plan Approval Application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality Plan Approval for this project, a person may contact Jesse Parihar at jparihar@pa.gov or 412.442.4030.

A person may oppose the proposed Plan Approval by filing a written protest with the Department through Jesse Parihar via the U.S. Postal Service to Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222; email to jparihar@pa.gov; or fax to 412.442.4194. Additional written comments may also be submitted. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval (PA-65-00629B) and a concise statement of the objections to the plan approval issuance and the relevant facts upon which the objections are based. All comments must be received prior to the close of business 30 days after the date of this publication.

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

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

The City of Philadelphia, Air Management Services (AMS) intends to issue a Plan Approval for installation of air pollution sources at the following facility:

IP20-000231: Rhoads Navy Yard Operations, 1900 Kitty Hawk Avenue, Philadelphia, PA 19112, for the installation and operation of metal fabrication, surface coating/abrasive blasting, and maritime repair and maintenance activities at The Navy Yard, in the City of Philadelphia, **Philadelphia County**. The following significant stationary air emission sources are part of the Plan Approval:

- Marine Surface Coating and Blasting Operations and Control Devices at Pier 5 or Dry-Dock No. 2
 - o Surface Coating Operations SC-01 at Pier 5 or Dry-Dock No. 2
 - o Airless Spray Techniques at Pier 5 or Dry-Dock No. 2
 - o Abrasive Blasting Operations B-01 at Dry-Dock No. 2
 - o Control Device CD-01 for Surface Coating Operations and Abrasive Blasting Operations at Pier 5 or Dry-Dock No. 2
 - o One (1) Rental Dust Collector DC-01 for Surface Coating Operations and Abrasive Blasting Operations at Pier 5 or Dry-Dock No. 2
- Surface Coating and Blasting Operations and Control Devices at Building 57
 - o Manual Surface Coating applications SC-02 at Building 57
 - o Temporary Surface Coating Projects SC-03 at Building 57
 - o Airless Spray Techniques for the Temporary Surface Coating Projects at Building 57
 - o Laser Cutting Table and Laser Source L-01 at Building 57, Inside 1st Floor
 - o Dust Collector DC-02 for Laser Cutting Table at Building 57, Inside 1st Floor

- o Temporary Abrasive Blasting B-02 at Building 57—Three (3) larger Abrasive Blasting projects per calendar year

- o Control Device CD-02 for Temporary Surface Coating Projects and Temporary Abrasive Blasting Projects at Building 57

- o Up to Two (2) Rental Dust Collectors DC-03A and/or DC-03B for Temporary Surface Coating Projects and Temporary Abrasive Blasting Projects at Building 57

- Surface Coating and Blasting Operations and Control Devices at Building 1028

- o Abrasive Blasting Operations B-03 at Building 1028

- o Blast Booth # 1 at Building 1028 for Abrasive Blasting Operations B-03A

- o Dust Collector DC-04 for Blast Booth # 1

- o Blast Booth at Building 1028 for Abrasive Blasting B-03B and Surface Coating Operations SC-04

- o Paint Filters F-01 for Blast Booth # 2

- o Primary Particulate Filtration System PF-01 for Blast Booth # 2

- o Minor Surface Coating and Touch-up painting SC-05 at Building 1028

The facility is accepting emission limits per rolling 12-month period so that the facility-wide VOC emission is less than 24.9 tons per rolling 12-month period, and the facility-wide HAP emission is less than 10 tons per rolling 12-month period of any singular HAP and 24.9 tons per rolling 12-month period of total HAPs. The potential emission from the installation are as follows: (1) 24.9 tons per year (tpy) of Volatile Organic Compound (VOC), (2) 24.9 tpy of Hazardous Air Pollutants (HAP), and (3) 4.6636 tpy of Particulate Matter (PM). The plan approval will contain operating, monitoring, and recordkeeping requirements to ensure operation within all applicable requirements.

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

Persons wishing to file protest, comments, or request a public hearing on the previously listed plan approval must submit the protest, comments or request for a public hearing within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the plan approval 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.

OPERATING PERMITS

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

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

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

10-00027: Calumet Karns City Refining, LLC (138 Petrolia Street, Karns City, PA 16041). The Department intends to re-issue the Title V Permit to operate a high-quality specialty oils and lubricants manufacturing facility in Karns City Borough, **Butler County**. The facility's major emission sources include 3 boilers (66 million Btu/hr, 91 million Btu/hr, and 91 million Btu/hr), hydrotreater reactor furnace, hydrotreater reformer furnace, hydrotreater stripper furnace, kerosene unit furnaces, emergency diesel generators and fire pumps, emergency natural gas generator, two retort process heaters with a cyclone control, an Oleum process controlled by two venturi scrubbers, alcohol storage and handling, plant-wide fugitive emissions, wastewater treatment, small gasoline storage tank, naphtha rerun unit furnace, hydrotreater flare, kerosene/naphtha unit flare, and pumps and compressors. The facility is a major facility due to its potential to emit Volatile Organic Compounds and Carbon Monoxide. Potential HAP emissions from the facility are less than 3 tpy. Actual reported emissions for 2019 were: 29.41 tons CO; 20.93 tons NO_x; 6.25 tons PM₁₀; 3.36 tons PM_{2.5}; 14.27 tons SO_x; 32.56 tons VOC; and 0.93 ton total HAPs. The 66 million Btu/hr boiler is natural gas or oil fired. Boiler # 1 is subject to 40 CFR Part 63 Subpart JJJJJ, the NESHAPs for Industrial, Commercial, and Institutional Boilers at Area Sources. Since the other boilers only burn natural gas, they are exempt from Subpart JJJJJ based on § 63.11195(e) which indicates a gas-fired boiler is not subject to this Subpart. The stationary engines for the emergency diesel generators, emergency natural gas generator, and diesel fire pumps are subject to 40 CFR Part 63 Subpart ZZZZ for Stationary Reciprocating Internal Combustion Engines. One of the emergency generators is subject to 40 CFR Part 60 Subpart IIII, the NSPS for CI Internal Combustion Engines, and one of the emergency generators is subject to 40 CFR Part 60 Subpart JJJJ, the NSPS for SI Internal Combustion Engines. Source 109 gasoline storage tank is subject to 40 CFR 63 Subpart CCCCC pertaining to NESHAPs for Gasoline Dispensing Facilities. The only requirements applicable to this source which were incorporated into the permit are the work practice requirements of § 63.11116 pertaining to facilities with monthly throughput of less than 10,000 gallons of gasoline.

Intent to Issue Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) 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, (484) 250-5920.

09-00182: Marko Coating LLC (1105 Miller Avenue, Croydon, PA 19021) located in Bristol Township, **Bucks County** for the renewal of their State Only (Natural Minor) Operating Permit. Marko Coating operates two chromium electroplating tanks at this facility. Air emissions from the facility are hexavalent chromium and particulate matter. Chromium emissions occur from the electroplating process and are captured by a composite mesh pad (CMP) scrubber. The CMP scrubber is designed and operated to meet the EPA Maximum Available Control Technology standard of 0.015 mg/dscm for hexavalent chromium. The Operating Permit contains work practice standards, monitoring and recordkeeping requirements,

and operating restrictions designed to keep the sources and the facility operating within all applicable air quality requirements.

Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person listed in the previously listed header. Comments on the draft permit (or plan approval) can be submitted through the Air Quality resource account at RA-EPSEROPUBCOM@pa.gov.

09-00159: Colorcon Inc. No Tox Production Div. (171 New Britain Blvd., Chalfont, PA 18914) for renewal of a State-Only Operating Permit in New Britain Township, **Bucks County**. The facility produces non-toxic paste, solvent and water-based printing inks. Sources of air emissions at this facility are an emergency generator and the No-Tox Production Area which is comprised of mills and mixers. This Operating Permit contains all applicable Federal and State regulations applicable to the plant including emission limitations, monitoring and recordkeeping requirements, work practice standards designed to keep the plant operating within all applicable air quality requirements.

Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person listed in the previously listed header. Comments on the draft permit (or plan approval) can be submitted through the Air Quality resource account at RA-EPSEROPUBCOM@pa.gov.

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

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

28-05050: Strait Steel (8400 Molly Pitcher Highway, Greencastle, PA 17225) to issue a State Only Operating Permit for the Structural Steel Fabrication facility located in Antrim Township, **Franklin County**. The actual emissions from the facility in 2019 year are estimated at 4.3 tons of VOC, 3.25 tons of PM, and 0.45 ton of HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code, § 129.52—Surface coating processes; 25 Pa. Code § 129.52d—Control of VOC emissions from miscellaneous metal parts surface coating processes, miscellaneous plastic parts surface coating processes and pleasure craft surface coatings; and 40 CFR Part 63, Subpart XXXXXX—National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories.

Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.

04-00680: Georgetown Sand & Gravel, Inc. (P.O. Box 127, 3rd St. Ext., Georgetown, PA 15043-0127) natural minor operating permit for the operation of a sand and gravel processing plant located in Georgetown Borough, **Beaver County**. The facility consists of a sand and gravel processing plant that is designated as one source in the operating permit. The plant includes various crushers, screens, conveyors, and loading equipment as well as a number of miscellaneous fuel storage tanks.

The facility is controlled by the use of water sprays and an onsite water truck. The facility's potential-to-emit is estimated to be following: 49.0 TPY PM; 23.0 TPY PM₁₀; and 23.0 TPY PM_{2.5}. This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. The proposed State-Only Operating Permit includes emission restrictions, monitoring, recordkeeping, reporting, and work practice standards requirements for the site.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit 04-00680 and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Tom Joseph, Facilities Permit Chief, at the previously listed address.

All comments must be received prior to the close of business 30 days after the date of this publication.

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

65-00799: Eastern Gas Transmission and Storage, Inc. (5000 Dominion Blvd—2NW, Glen Allen, VA, 23060-3308). In accordance with 25 Pa. Code §§ 127.424, 127.425, and 127.521, the Department is providing notice that they intend to issue a renewal natural minor State Only Operating Permit for the operation of the Lincoln Heights Compressor Station in Hempfield Township, **Westmoreland County**.

Equipment at this facility includes one (1) 280 bhp natural gas-fired compressor engine, one (1) 230 bhp natural gas-fired compressor engine, and fugitive VOC plant emissions which include VOCs from the following sources: a 2,500 gallon produced fluids tank (Tank I-1), a 1,000 gallon lube oil tank (Tank A-1), a 1,000 gallon ethylene glycol tank (Tank B-1), crankcase vents, fuel gas vents, and transition section vents for the compressor engines, and engine and station blowdown events.

Annual potential emissions from this facility are estimated at: 10.78 tons of NO_x, 19.47 tons of VOC, 10.78 tons of CO, 0.92 ton of PM₁₀/PM_{2.5}, 0.08 ton of sulfur oxides, 1.49 tons of total HAPs, and 1,448 tons of CO₂e.

The facility is subject to the applicable requirements of 25 Pa. Code Article III, Chapters 121—145. The compressor engines are subject to 40 CFR Part 63, Subpart ZZZZ, NESHAPs for Stationary Reciprocating Internal Combustion

tion Engines. The proposed operating permit includes emission limitations, monitoring, work practice, reporting, and recordkeeping requirements for the facility.

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

Any person may submit comments, a request for the Department to hold a public hearing, or a protest to the proposed operating permit or a condition thereof by submitting the information to Nick Waryanka, P.E., Air Quality Engineer, at the Southwest Regional Office. A 30-day comment period from the date of publication of this notice will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit specify Operating Permit 65-00799 and concise statements regarding the relevancy of the information in the proposed permit or objections to issuance of the permit.

A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The applicant, the protestant, and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient.

COAL & NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications 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 of Environmental Protection. A copy of the application is available for inspection at the District Mining Office indicated above 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 may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the address of the District Mining Office indicated above each application within 30-days of this publication, or within 30-days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Written comments or objections related to 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.

Requests for an informal conference, or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 (relating to public hearing-informal conferences) or § 86.34 (relating to informal conferences), must 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.

Where a National Pollutant Discharge Elimination System (NPDES) number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

Coal Applications Received

Effluent Limits—The following range of effluent limits will apply to NPDES permits issued in conjunction with the associated coal mining activity permit and, in some cases, noncoal mining permits:

Table 1

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (total)	1.5 to 3.0 mg/l	3.0 to 6.0 mg/l	3.5 to 7.0 mg/l
Manganese (total)	1.0 to 2.0 mg/l	2.0 to 4.0 mg/l	2.5 to 5.0 mg/l
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Aluminum (Total)	0.75 to 2.0 mg/l	1.5 to 4.0 mg/l	2.0 to 5.0 mg/l
pH ¹		greater than 6.0; less than 9.0	
Alkalinity greater than acidity ¹			

¹ 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) from active mining areas; active areas disturbed by coal refuse disposal activities; and mined areas backfilled and revegetated; and drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

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

Permit No. 24880103 and NPDES Permit No. PA0104779. Keystone Land Resources, Inc. (46226 National Road, St. Clairsville, OH 43950), transfer of an existing bituminous surface mine from Energy Resources, Inc. in Horton Township, **Elk County**, affecting 541.0 acres. Receiving stream(s): Unnamed tributary of Mead Run and an unnamed tributary of Vineyard Run classified for the following use(s): CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: December 8, 2020.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, (Contact: Ashley Smith).

Permit No. 17050103 and NPDES PA0256196. RAMM Coal, Inc., 1092 Spruce Hill Road, Rockton, PA 15856. Permit renewal for continued operation and restoration of a bituminous surface coal mine located in Brady Township, **Clearfield County**, affecting 33.5 acres. Receiving stream(s): Unnamed Tributary to Little Anderson Creek classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: December 21, 2020.

Noncoal Applications Received

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

Table 2

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity 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.

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

Permit No. 16940308. County Landfill, Inc. (Republic Services, 11 Boggs Road, P.O. Box 47, Imperial, PA 15126), renewal of **NPDES Permit No. PA0226939** in Farmington Township, **Clarion County**. Receiving stream(s): Unnamed tributary to Toby Creek classified for the following use(s): CWF. There are no potable water surface supply intakes within 10 miles downstream. Application received: December 21, 2020.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, (Contact: Ashley Smith).

Permit No. 55210801 and PAM221002. Shrawder Builders & Excavating, LLC, 14 Lester Lane, Middleburg, PA 17842, commencement, operation, and restoration of a small noncoal (industrial minerals) operation located in Middlecreek Township, **Snyder County** affecting 4.97 acres. Receiving stream(s): Unnamed Tributary of Middlecreek classified for the following use(s): CWF. Application received: December 24, 2020.

New Stanton District Office: P.O. Box 133, New Stanton, PA 15672, (724) 925-5500, (Contact: Tracy Norbert).

Permit No. 03950301 and NPDES Permit No. PA0201359. Glacial Sand & Gravel Company, P.O. Box 1022, Kittanning, PA 16201. NPDES renewal application for continued mining to an existing large noncoal surface mine, located in East Franklin Township, **Armstrong County**, affecting 310 acres. Receiving streams: unnamed tributaries to the Allegheny River, classified for the following use: WWF. Renewal application received: January 4, 2021.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. 35030803. Andy Nesevich (225 Lower Podunk Road, New Milford, PA 18834), bond release of a quarry operation in Greenfield Township, **Lackawanna County** affecting 2.0 acres on property owned by James B. and Janet L. Corey. Application received: November 12, 2020.

Permit No. 4874SM2C4 and NPDES Permit No. PA0123544. Pennsy Supply, Inc. (2400 Thea Drive, Suite 3A, Harrisburg, PA 17110), correction to an existing NPDES permit for discharge of treated mine drainage from quarry operation to increase the NPDES discharge rate from 2.9 MGD to 10.0 MGD in Jackson Township, **York County** affecting 214.8 acres. Receiving stream: Little Conewago Creek, classified for the following use: trout stocked fishery. Application received: November 13, 2020.

Permit No. 45080801. Bruce George Paving & Excavating, Inc. (843 Kuehner Drive, Kunkletown, PA 18058), bond release of a quarry operation in Eldred Township, **Monroe County** affecting 2.0 acres on property owned by Scott Smith. Application received: December 18, 2020.

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

California District Mining Office: 25 Technology Drive, California Technology Park, Coal Center, PA 15423, (724) 769.1100.

NPDES No. PA0235628 (Mining Permit No. 17041301), Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, a renewal to the NPDES and mining activity permit for Penfield Mine in Huston Township, **Clearfield County**, affecting 62.1 surface acres and 5,370.6 underground acres. Receiving stream(s): Unnamed Tributary "S" to Wilson Run: CWF. Bennett Branch Sinnemahoning Creek Watershed TMDL. Receiving stream(s): Unnamed Tributary "B" to Wilson Run: CWF. Sinnemahoning Creek Watershed TMDL. The application was considered administratively complete: February 12, 2020. The application was received: January 13, 2020.

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.

Outfall 001 discharges to: Unnamed Tributary "S" to Wilson Run

The proposed effluent limits for *Outfall 001* (Lat: 41° 13' 59" Long: -78° 36' 31") are:

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

Parameter		Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.5	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report

Outfall 002 discharges to: Unnamed Tributary "S" to Wilson Run

The proposed effluent limits for *Outfall 002* (Lat: 41° 13' 54" Long: -78° 36' 34") are:

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

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

Outfall 003 discharges to: Unnamed Tributary "B" to Wilson Run

The proposed effluent limits for *Outfall 003* (Lat: 41° 14' 09" Long: -78° 36' 38") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from PERMIT EFFECTIVE DATE to PERMIT EXPIRATION DATE:

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

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Osmotic Pressure	(mOs/kg)	-	50	100	100
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report

The EPA Waiver is not in effect.

NPDES No. PA0213527 (Mining Permit No. 30841317), Consol Pennsylvania Coal Company, 1000 Consol Energy Drive, Suite 100, Canonsburg, PA 15317, a revision to the NPDES and CMAP for a new airshaft related to underground mining activities for Enlow Fork Mine in Morris Township, **Greene County**, affecting 1,746.25 surface acres and 45,642.89 underground acres. Receiving stream(s): Unnamed Tributary 40531 to Bates Fork: HQ-WWF. The application was considered administratively complete: August 27, 2020. The application was received: July 8, 2020.

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.

Outfall 040 discharges to: Unnamed Tributary 40531 to Bates Fork

The proposed effluent limits for *Outfall 040* (Lat: 39° 59' 22.2" Long: -80° 17' 23.5") are:

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

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
pH	(S.U.)	6.0	-	-	9.0
Suspended Solids	(mg/l)	-	35	70	90
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Iron	(mg/l)	-	1.5	3.0	3.8
Aluminum	(mg/l)	-	0.75	0.75	0.75
Manganese	(mg/l)	-	0.183	0.366	0.458
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Osmotic Pressure	(mOs/kg)	-	-	-	Report

Outfall 140 discharges to: Groundwater

The proposed effluent limits for *Outfall 140* (Lat: 39° 59' 22.2" Long: -80° 17' 23.5") are:

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

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
pH	(S.U.)	6.0	-	-	9.0
Suspended Solids	(mg/l)	-	35	70	90
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Iron	(mg/l)	-	3.0	6.0	7.0
Aluminum	(mg/l)	-	-	-	Report
Manganese	(mg/l)	-	2.0	4.0	6.0
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report

The EPA Waiver is not in effect (Monongahela River Watershed and Bailey Central Mine Complex).

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342.8200.

NPDES No. PA0116599 (Mining Permit No. 17880126), Waroquier Coal Company, P.O. Box 128, Clearfield, PA 16830, reclamation only renewal of an NPDES permit for bituminous surface coal mining in Lawrence Township, **Clearfield County**, affecting 272.0 acres. Receiving stream(s): Unnamed Tributaries to the West Branch Susquehanna River, classified for the following use(s): CWF. These receiving streams area included in the West Branch Susquehanna River TMDL. Application received: July 22, 2020.

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 two unnamed tributaries to the West Branch Susquehanna River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
SP-1	N	Sediment Pond 1
TP-M	N	Sediment Pond TP-M

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

<i>Outfalls: SP-1 (All Weather Conditions)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</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)	35.0	70.0	90.0
Sulfate (mg/L)			Monitor & Report
Flow (gpm)			Monitor & Report
Temperature (°C)			Monitor & Report
Specific Conductivity (µmhos/cm)			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.			

<i>Outfalls: TP-M (All Weather Conditions)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	1.8	3.7	4.6
Aluminum (mg/L)	1.1	2.3	2.8
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)			Monitor & Report
Flow (gpm)			Monitor & Report
Temperature (°C)			Monitor & Report
Specific Conductivity (µmhos/cm)			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.			

Noncoal NPDES Draft Permits

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342.8200.

NPDES No. PA0269638 (Mining Permit No. 53150801), Spencer L. Empet, 11164 State Route 106, Kingsley, PA 18826, renewal of an NPDES permit for discharging of water from noncoal surface mining in West Branch Township, **Potter County**, affecting 4.0 acres. Receiving stream(s): Little Kettle Creek, classified for the following use(s): High Quality—Cold Water Fishes. This receiving stream is included in the Kettle Creek TMDL. Application received: August 17, 2020.

There are no permitted outfalls, all water must be contained on site.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

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

Permit No. E2301221-002, City of Philadelphia, Division of Aviation (DOA), Philadelphia International Airport Terminal D, Third Floor, Philadelphia, PA 19153, Tincum Township, Delaware County, ACOE Philadelphia District.

The City of Philadelphia DOA is proposing to place fill in order to widen portions of Taxiway K within the 100-year floodplain of the Delaware River (WWF-MF) resulting in 55,743 square feet (1.28 acres) of permanent floodplain impact.

This project is located at the Philadelphia International Airport in Tincum Township, Delaware County (USGS PA Bridgeport; Philadelphia; Woodbury Quadrangle—Latitude 39.871522 N, Longitude 75.246811 W).

Permit No. E4601220-044, DPD-Bridgeview, LP, 740 Sansom Street, Suite 501, Philadelphia, PA 19106, Borough Bridgeport, Montgomery County, ACOE Philadelphia District.

DPD-Bridgeview, LP is proposing to perform the following water obstruction and encroachment activities within the floodway of the Schuylkill River (WWF-MF) associated with a residential build project located within the 100-year floodplain:

1. To construct and maintain a 30-inch diameter concrete outfall (Outfall # 1, HW-200) within the floodway of the Schuylkill River to facilitate the discharge of stormwater resulting in 590 square feet (.01 acre) of temporary floodway impact and 3,040 square feet (0.07 acre) of permanent floodway impact. This activity also includes the placement of riprap rock apron and grading.

2. To construct and maintain a 30-inch diameter concrete outfall (Outfall # 2, HW-300) within the floodway of the Schuylkill River to facilitate the discharge of stormwater resulting in 320 square feet (0.01 acre) of temporary floodway impact and 4,067 square feet (0.09 acre) of permanent floodway impact. This activity also includes the placement of riprap rock apron and grading.

3. To construct and maintain a 36-inch diameter concrete outfall (Outfall # 3, HW-400) within the floodway of the Schuylkill River to facilitate the discharge of stormwater resulting in 305 square feet (0.01 acre) of temporary floodway impact and 2,691 square feet (0.06 acre) of permanent floodway impact. This activity also includes the placement of riprap rock apron and grading.

4. To construct and maintain a 30-inch diameter concrete outfall (Outfall # 4, HW-500) and to place fill within a 180 linear-foot existing stormwater drainage channel associated with the pipe network extension and construction of asphalt parking area to facilitate the discharge of stormwater. This activity is considered waived under Chapter 105.12(a)(6).

5. To construct and maintain a 7-foot wide, 3,018 linear-foot asphalt walking trail within the floodway of the Schuylkill River (WWF-MF) resulting in 21,125 square feet (0.49 acre) of permanent floodway impact.

6. To place riprap scour protection within the floodway of the Schuylkill River (WWF-MF) associated with the construction of retaining wall located in the 100-year

floodplain fringe resulting in 7,980 square feet (0.18 acre) of permanent floodway impact.

7. To demolish an existing building including building foundations, asphalt, and utilities within the floodway of the Schuylkill River as part of this project resulting in 70,414 square feet (1.62 acres) of temporary floodway impact.

This project is located North of the Ford and East Front Streets intersection in Bridgeport, Montgomery County (USGS PA Norristown Quadrangle—Latitude 40.107266 N, Longitude 75.339438 W).

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

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

E4002220-032, Wyoming Valley Sanitary Authority, P.O. Box 33A, Hanover, PA 18706-1333, in Hanover Township, Luzerne County, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain the following water obstructions and encroachments associated with the 1,800-LF Spring Run and Solomon Creek Phase 2 Stream Restoration Project:

1. A channel change within a 1,200-LF section of Solomon Creek (CWF, MF) consisting of a 30-foot wide, trapezoidal channel with side slopes ranging from 2.5:1 to 4:1, longitudinal slopes ranging from 0.5% to 9.5%, a 1-foot wide “low flow” channel at the thalweg, and lined with 12-inches of natural streambed material. Other restoration measures include five (5) boulder revetment areas, four (4) log/rootwad revetment areas, twenty-three (23) randomly placed boulders, live stakes, live fascines, brush mattresses, and riparian buffer plantings.

2. A streambank retaining device within a 300-LF section of the western bank of Solomon Creek (CWF, MF) consisting of a boulder revetment wall comprised of 2-foot diameter boulders having an embedment depth ranging from 6-inches to 12-inches, brush mattresses, live stakes, and riparian buffer plantings.

3. A streambank retaining device within a 300-LF section of Spring Run (CWF, MF) consisting of one (1) log/rootwad revetment area and one (1) boulder revetment area along the western bank, seven (7) randomly placed boulders, brush mattresses, live stakes, and live fascines.

This project will result in a total of 216,000 ft³ in net cut within the stream and floodway.

The project is located approximately 0.12 mile east of the intersection of Patrick Henry Drive and Red Coat Lane (Wilkes-Barre West, PA Quadrangle Latitude: 41° 13' 25.71"; Longitude: -75° 54' 22.17") in Hanover Township, Luzerne County. (Wilkes-Barre West, PA Quadrangle, Latitude: 41° 13' 25.71"; Longitude: -75° 54' 22.17").

E6402220-023, Jim Dominick, 19 Lake Watawga Way West, Gouldsboro, PA 18424, in Gouldsboro, PA 18424, Wayne County, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain a 12-foot long by 7'-6" wide cantilevered dock in Lake Watawga (EV, MF). The project is located at 19 Lake Watawga Way West. (Tobyhanna, PA Quadrangle, Latitude: 41° 14' 12"; Longitude: -75° 26' 13").

E4502220-025, Jerry Gramaglia, 11 Knights Court, Mullica Hill, NJ 08062, in Tobyhanna Township, Monroe County, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a dock in Arrowhead Lake (EV, MF) that is approximately 20-foot long by 5-feet wide. The project is located at Lot 69, Block A-100, Section 4, Lake Shore Drive. (Thornhurst, PA Quadrangle, Latitude: 41°09'22"; Longitude: -75°34'07").

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

E6703220-026. Ridgeline Property Group, 3715 Northside Parkway, Building 200, Suite 610, Atlanta GA 30327, in Conewago Township, **York County**, U.S. Army Corps of Engineers, Baltimore District.

The applicant proposes to 1) place and maintain fill in a 0.11 acre wetland comprised of forested, scrub/shrub and emergent vegetation, and 2) place and maintain fill in 399 linear feet of an Unnamed Tributary to Little Conewago Creek (TSF-MF), all for the purpose of constructing a regional warehouse distribution facility (Latitude: 40.0773; Longitude: -76.7743). The project is located West of the intersection of Cloverleaf Road and Old Susquehanna Trail (SR297) in Conewago Township, York County. The applicant proposes to purchase credits for compensatory mitigation for 0.11 acre of wetland and 399 linear feet of stream impact from the First Pennsylvania Resource, LLC Codorus Creek Mitigation Bank (PADEP Permit # MB990367-001).

Southwest Region: Dana Drake, Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E0205220-041, CE—Gregg Station LP, P.O. Box 453, Carnegie, PA 15106, Collier Township, **Allegheny County**; Pittsburgh ACOE District.

The applicant proposes to:

1. Construct and maintain a 284-linear foot, 36" SLCPP culvert, conveying a UNT to Robinson Run (WWF), which will impact 300-linear feet of watercourse, for the purpose of road construction;
2. Place and maintain fill in 0.04-acre of Wetland 3B (PFO), for the purpose of constructing an additional residential lot;
3. Place and maintain fill in 0.03-acre of Wetland 4 (PEM), for the purpose of constructing an additional residential lot; and

4. Place and maintain fill in 0.17-acre of floodway of a UNT to Robinson Run, for the purpose of residential lot construction.

For the purpose of expanding a 68-lot residential development to 70-lots. The project will cumulatively impact 284-linear feet of watercourse and 0.07-acre of wetland. As part of the project mitigation, 0.20 acre of wetland construction is proposed.

The project site is located on Gregg Station Road off the intersection of Gregg Station Road and Nike Site Road (Oakdale, PA USGS topographic quadrangle; N: 40°, 24', 21"; W: -80°, 09', 26"; Sub-basin 20F; USACE Pittsburgh District), in Collier Township, Allegheny County.

E6305220-025, Traditions of America, 1235 Westlake Drive, Suite 300, Berwyn, PA 19312, Cecil Township, **Washington County**; Pittsburgh ACOE District.

The applicant proposes to:

1. Place and maintain fill within 29 linear feet (LF) of an unnamed tributary (UNT) to Chartiers Creek (WWF) (Stream R001A2).
2. Place and maintain fill within 142 LF of a UNT to Chartiers Creek (WWF) (Stream R001A1).
3. Place and maintain fill within 22 LF of a UNT to Chartiers Creek (WWF) (Stream R001).
4. Place and maintain fill within 154 LF of another section of UNT to Chartiers Creek (Stream R001).
5. Place and maintain fill within 64 LF of a UNT to Chartiers Creek (WWF) Stream R001A).
6. Place and maintain fill within 44 LF of a UNT to Chartiers Creek (WWF) (Stream R001B).
7. Place and maintain fill within 110 LF of a UNT to Chartiers Creek (WWF) (Stream R004).

For the purpose of constructing a residential subdivision. On site mitigation is proposed along a UNT to Chartiers Creek (Stream R001) and includes channel reconstruction through/within an existing impoundment.

The project site is located 1000 Atlas Drive, Canonsburg, PA 15317 (Canonsburg Quadrangle, PA USGS topographic quadrangle; N: 40°, 16', 52"; W: -80°, 8', 50"; Sub-basin 20F; USACE Pittsburgh District), in Cecil Township, Washington County.

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, as listed in the following tables. This notice of final action is published in accordance with 25 Pa. Code Chapters 91, 92a, and 102 and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376). The official file for each listed action can be reviewed at the DEP or delegated county conservation district (CCD) office identified in the table for the action. DEP/CCD office contact information is listed as follows for Section I and is contained within the table for Section II. Additional information for permits issued under 25 Pa. Code Chapters 91 and 92a, including links to Individual NPDES and WQM Permits, may be reviewed by generating the "Final Actions Report" on DEP's website at www.dep.pa.gov/CWPublicNotice.

DEP office contact information to review official files relating to the final actions in Section I. is as follows:

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

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

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

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

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

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

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania 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. Final Actions on NPDES and WQM Permit Applications and NOIs for Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides and CAFOs.

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0260495	CAFO Individual NPDES Permit	Issued	Steve Hershey 2024 Donegal Springs Road Mount Joy, PA 17552-8906	East Donegal Township Lancaster County	SCRO
3283201	Industrial Waste Individual WQM Permit	Issued	Keystone Conemaugh Project LLC 175 Cornell Road Suite 1 Blairsville, PA 15717	West Wheatfield Township Indiana County	NWRO
9138106	Joint DEP/PFBC Pesticides Permit	Issued	Regency at Yardley Community Association 165 Regency Boulevard Yardley, PA 19067-6444	Lower Makefield Township Bucks County	SERO
PA0034789	Minor Industrial Waste Facility without ELG Individual NPDES Permit	Issued	St Marys Area Water Authority P.O. Box 33 967 State Street Saint Marys, PA 15857-0033	Saint Marys City Elk County	NWRO
PA0113301	Minor Industrial Waste Facility without ELG Individual NPDES Permit	Issued	Mansfield Borough Municipal Authority Tioga County 14 S Main Street Mansfield, PA 16933	Richmond Township Tioga County	NCRO
PA0272710	Minor Industrial Waste Facility without ELG Individual NPDES Permit	Issued	PA DEP Northwest Regional Office 230 Chestnut Street Meadville, PA 16335-3407	Washington Township Erie County	NWRO
PA0034878	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Thomas P Buie Db Springhill Estates MHP 11822 W Lake Road East Springfield, PA 16411-9792	Spring Township Crawford County	NWRO

NOTICES

485

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0102245	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Highway 322 Realty Co. Inc. P.O. Box 1030 Franklin, PA 16323-5030	Cranberry Township Venango County	NWRO
PA0102822	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Robert & Ronald Krenitsky 385 Eagle Mill Road Butler, PA 16001-8789	Connoquenessing Township Butler County	NWRO
PA0024627	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	McClure Borough Municipal Authority Snyder County P.O. Box 138 McClure, PA 17841-0138	McClure Borough Snyder County	NCRO
PA0239445	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Sugar Grove Area Sewer Authority Warren County 195 Creek Road Sugar Grove, PA 16350-5803	Sugar Grove Borough Warren County	NWRO
PAG036286	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Michael Bros Adamsburg LLC P.O. Box 157 Bethel Park, PA 15102-0157	Hempfield Township Westmoreland County	SWRO
PAR602225	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Dean H. Klinger 107 Birds Hill Road Pine Grove, PA 17963	Pine Grove Township Schuylkill County	NERO
PAG045152	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Martin Bumbarger 64 James Lane Woodland, PA 16881-8173	Bradford Township Clearfield County	NCRO
0720403	Sewage Treatment Facilities Individual WQM Permit	Issued	Gary L. Huff 1881 Reightown Road Tyrone, PA 16686-7445	Antis Township Blair County	SCRO
1720408	Sewage Treatment Facilities Individual WQM Permit	Issued	Martin Bumbarger 64 James Lane Woodland, PA 16881-8173	Bradford Township Clearfield County	NCRO
1785403	Sewage Treatment Facilities Individual WQM Permit	Issued	Mahaffey Borough Municipal Authority Clearfield County P.O. Box 202 Mahaffey, PA 15757-0202	Mahaffey Borough Clearfield County	NCRO
2020404	Sewage Treatment Facilities Individual WQM Permit	Issued	Faron Reckhart 21602 Boyle Road Cochranton, PA 16313	Fairfield Township Crawford County	NWRO
2712401	Sewage Treatment Facilities Individual WQM Permit	Issued	Jennifer & Robert Zuck P.O. Box 46 Tionesta, PA 16353-0046	Green Township Forest County	NWRO
467S035	Sewage Treatment Facilities Individual WQM Permit	Issued	Masontown Municipal Authority 1 E Church Street Masontown, PA 15461-1841	German Township Fayette County	SWRO
PA0239461	Single Residence STP Individual NPDES Permit	Issued	Jeremy E. Weiland 887 Ekastown Road Sarver, PA 16055-1207	Clinton Township Butler County	NWRO
PA0239852	Single Residence STP Individual NPDES Permit	Issued	Andrew P. Terwilliger 2125 W Washington Street Bradford, PA 16701-2551	Bradford Township McKean County	NWRO
PA0263532	Single Residence STP Individual NPDES Permit	Issued	Matthew Supel 3329 Ivanhoe Road Sharpsville, PA 16150	South Pymatuning Township Mercer County	NWRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0264156	Single Residence STP Individual NPDES Permit	Issued	Thomas G. Covatto 8121 Route 99 Erie, PA 16509	Summit Township Erie County	NWRO
PA0264288	Single Residence STP Individual NPDES Permit	Issued	Jimmy W. Sudul Jr 4618 Hatch Run Road Warren, PA 16365-8154	Glade Township Warren County	NWRO
PA0267309	Single Residence STP Individual NPDES Permit	Issued	Gary L. Huff 1881 Reightown Road Tyrone, PA 16686-7445	Antis Township Blair County	SCRO
PA0272981	Single Residence STP Individual NPDES Permit	Issued	Ashley A. Pintado 113 Serenity Lane Renfrew, PA 16053	Forward Township Butler County	NWRO
PA0228168	Small Flow Treatment Facility Individual NPDES Permit	Issued	Joshua W. Glantz 2742 Ridge Road Windsor Mill, MD 21244-1040	Patton Township Centre County	NCRO
PA0263958	Small Flow Treatment Facility Individual NPDES Permit	Issued	Jennifer & Robert Zuck P.O. Box 46 Tionesta, PA 16353-0046	Green Township Forest County	NWRO

II. Final Actions on PAG-02 General NPDES Permit NOIs and Individual NPDES Permit Applications for Construction Stormwater.

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC460529	PAG-02	Issued	Brian Reisinger Core5 Industrial Partners LLC 1250 N Mountain Road Harrisburg, PA 17112	Towamencin Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313
PAC460128	PAG-02	Issued	Brian Grant School Lane Development LLC 2312 N Broad St Colmar, PA 18915	Souderton Borough Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313
PAC460507	PAG-02	Issued	Jerry Slipakoff Galman Group LTD 261 Old York Road Suite 110 Jenkintown, PA 19046	Abington Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313
PAD480018	Individual NPDES	Issued	Charles Chrin Estates c/o James Chrin, 400 South Greenwood Avenue Easton, PA 18045-3776	Palmer Township Northampton County	DEP NERO, Waterways & Wetlands Program 2 Public Square Wilkes-Barre, PA 18701 570.826.2511
PAD050009	Individual NPDES	Issued	Nelson Horst 7372 Chaneyville Road Clearville, PA 15335	Monroe Township Bedford County	DEP SCRO, Waterways & Wetlands Program 909 Elmerton Avenue Harrisburg, PA 17110 717.705.4802
PAC050044	PAG-02 General Permit	Issued	Weaver Sanitation, Inc. 349 East Graceville Road Breezewood, PA 15533	East Providence Bedford County	Bedford County Conservation District 702 West Pitt Street Suite 4 Bedford, PA 15522 814.623.7900, ext. 4

NOTICES

487

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC070082	PAG-02 General Permit	Issued	Freedom Township Water & Sewer Authority 131 Municipal Street East Freedom, PA 16637	Freedom Township Blair County	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814.696.0877, ext. 5
PAD360052	Individual NPDES	Issued	PA Property Investors, LLC 4753 Elizabethtown Road Manheim, PA 17545	Rapho Township Lancaster County	DEP SCRO, Waterways & Wetlands Program 909 Elmerton Avenue Harrisburg, PA 17110 717.705.4802
PAC360594	PAG-02 General Permit	Issued	Elizabethtown Brethren in Christ Church 996 East High Street Elizabethtown, PA 17022	Mount Joy Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360143	PAG-02 General Permit	Issued	Robert Gruber 48 South Market Street Elizabethtown, PA 17022	West Donegal Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360572	PAG-02 General Permit	Issued	St. Anne's Retirement Community 3952 Columbia Avenue Columbia, PA 17512	West Hempfield Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360076 A-1	PAG-02 General Permit	Issued	Carl & John Myer 292 Elm Road Lititz, PA 17543	Penn Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360486	PAG-02 General Permit	Issued	Prospect Road Associates, LLC 474 Mt. Sidney Road Lancaster, PA 17602	Strasburg Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360292 A-1	PAG-02 General Permit	Issued	Elm Tree Properties, LLC 2422 Lime Spring Way Lancaster, PA 17603	Rapho Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360505 A-2	PAG-02 General Permit	Issued	PPL Electric Utilities, Inc. 2 North 9th Street GENN4 Allentown, PA 18101	East Hempfield Township West Hempfield Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC630201	PAG-02 General Permit	Issued	Columbia Gas of PA 4000 Energy Drive Bridgeville, PA 15017	Allenport Borough Elco Borough Roscoe Borough Washington County	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 (724) 206-9446
PAD320007	Individual NPDES	Issued	Pennsylvania Electric Company (A FirstEnergy Company) 800 Cabin Hill Drive Greensburg, PA 15601	Pine Township Indiana County	DEP NWRO Waterways and Wetlands Program 230 Chestnut Street Meadville, PA 16335 814-332-6984
PAD420007	Individual NPDES	Issued	Highland Field Services LLC 51 Zents Boulevard Brookville, PA 15825	Sergeant Township McKean County	DEP NWRO Waterways and Wetlands Program 230 Chestnut Street Meadville, PA 16335 814-332-6984
PAC100208	General NPDES	Issued	Kaclk Builders LLC 1272 Mars-Evans City Road Evans City, PA 16033	Adams Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270

STATE CONSERVATION COMMISSION

NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

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

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30-days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

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

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

NUTRIENT MANAGEMENT PLAN

CAFO PUBLIC NOTICE SPREADSHEET—ACTIONS

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Westview Farm Galen Nolt 222 Little Britain Church Road Peach Bottom, PA 17563	Lancaster County	395	2.89	Dairy/ Swine/ Poultry	HQ	A

<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>Approved or Disapproved</i>
Zartman Farms, LLC 820 Hilltop Road Ephrata, PA 17522	Lancaster County	520	1.36	Swine	NA	A

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 (35 P.S. §§ 721.1—721.17).

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, 570-826-2511.

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

Permit No. 5420503 , Public Water Supply.
Applicant UMH Properties, Inc. (UMH Frieden Manor) 150 Clay Street Suite 450 Morgantown, WV 26501
Municipality Wayne Township
County Schuylkill County

Type of Facility	Public Water Supply
Consulting Engineer	Charles A. Kehew, II, P.E. James R. Holley & Associates, Inc. 18 South George Street Suite 300 York, PA 17401
Permit to Construct Issued	January 11, 2021
<i>Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Williamsport, PA 17701.</i>	
Permit No. 4920506, Minor Amendment. Public Water Supply.	
Applicant	Aqua Pennsylvania, Inc. 204 East Sunbury Street Shamokin, PA 17872
Borough or Township	East Cameron Township
County	Northumberland County
Type of Facility	Public Water Supply
Consulting Engineer	David Knapton, P.E. GHD Inc. 4068 Mt. Royal Blvd. Allison Park, PA 15101
Permit Issued	January 11, 2020

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Township</i>	<i>Township Address</i>	<i>County</i>
Frankstown Township	2122 Frankstown Road Hollidaysburg, PA 16648	Blair County

Plan Description: Approval of a revision to the official plan of Frankstown Township, Blair County. The project is known as Omer Hazlett Property SFTF. The plan provides for the installation of a small flow treatment facility with a discharge on the property into a township owned drainage pipe tributary to Oldtown Run, to replace a failing on-lot sewage disposal system for a single-family dwelling on a 0.92-acre lot. The property is located at 305 Shaw Road. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-07911-203-3s and the APS Id is 1023067. Any permits must be obtained in the name of the property owner.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

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

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

Plan Location:

Township	Township Address	County
Caernarvon	2139 Main St.	Lancaster
Township	Narvon, PA 17555	County

Plan Description: The planning module for the David K. Stoltzfus Subdivision (DEP Code No. A3-36915-237-2; APS ID No. 1029400) has been disapproved. The proposed development—to be located at 37 Skyview Drive in Honey Brook—consists of a temporary second dwelling using a temporary holding tank. This planning module has been disapproved because the submission did not include the following: a completed section D of the planning module; a General Site Suitability Plot Plan meeting the requirements; information to support the presence of marginal conditions; an Alternative Sewage Facilities Analysis; a letter of agreement with the disposal site to receive septic waste from the proposed holding tank; a properly completed module section P; the signature and date of the developer in section R of the planning module.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

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

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

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department Regional Office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office. TDD users may telephone the Department through the Pennsylvania 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, 570-826-2511.

Contact: Eric Supey, Environmental Program Manager.

Church Hill Mall (former Hazleton Custom Cleaners), 1099 North Church Street, Hazle Township, **Luzerne County**. AEI Consultants, 211 Forrest Drive, Chalfont, PA 18914, on behalf of Timmus Development Corporation, 1065 North Church Street, Hazleton, PA 18202, submitted a combined Remedial Investigation Report, Risk Assessment, and Cleanup Plan concerning soil and groundwater contaminated with TCE, PCE, and cis-1,2 DCE from a former dry-cleaning operation. The report is intended to document the remedial actions for meeting Site Specific Standards.

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

Ben Wenger Property, 2700 Willow Street Pike, Willow Street, PA 17584, West Lampeter Township, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Ben Wenger, 240 Asbury Lane, Strasburg, PA 17579, submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The Final Report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

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

Ingalls 710 Well Pad, 11759 Route 414, Ogdensburg, PA 17765, Liberty Township, **Tioga County**. Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205, on behalf of Rockdale Marcellus, LLC, 4600 J Barry Court, Suite 220, Canonsburg, PA 15317, has submitted a Final Report concerning site soil contaminated with production water. The report is intended to document remediation of the site to meet the Background and Statewide Health Standards for soil.

SWNPC-TI 19 Connolly B Well Pad, 535 Connolly Lane, Liberty, PA 16930, Liberty Township, **Tioga County**. Penn Environmental & Remediation, Inc., 13180 Route 6, Mansfield, PA 16933, on behalf of SWN Production Company, LLC, 917 State Route 92 North, Tunkhannock, PA 18657, has submitted a Final Report concerning remediation of site soil contaminated with production water. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

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

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

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department Regional Office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office. TDD users may telephone the Department through the Pennsylvania 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, 570-826-2511.

Contact: Eric Supey, Environmental Program Manager.

Aukema Well Pad, 152 Aukema Road, Meshoppen, PA 18630, Meshoppen Township, **Wyoming County**. Creston

Environmental, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia LLC, 14 Chesapeake Lane, Sayre, PA 18840, submitted a Final Report concerning remediation of soil contaminated by a release of brine from an open valve. The Final Report demonstrated attainment of a combination of Background and Statewide Health Standards and was approved by DEP on January 5, 2021.

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

Lanchester Center/Hemco, 5363 Lincoln Highway, Gap, PA 17527, Salisbury Township, **Lancaster County**. Reliance Environmental, 235 North Duke Street, Lancaster, PA 17602, on behalf of Lanchester Associates LP, 795 Chestnut Street, P.O. Box 306, Gap, PA 17527 submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on December 9, 2020.

Hershey Office Building, 14 East Chocolate Avenue, Hershey, PA 17033, Derry Township, **Dauphin County**. ARM Group, 1129 West Governor Road, Hershey, PA 17033, on behalf of The Hershey Company, 19 East Chocolate Avenue, Hershey, PA 17033 submitted a Final Report concerning remediation of site soil contaminated with levels of PCB-1260. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on December 14, 2020.

Harry and Darvene Daminski Estate, 1081 West Philadelphia Avenue, Boyertown, PA 19512, Colebrookdale Township, **Berks County**. Liberty Environmental, Inc., 505 Penn Street, Reading, PA 19601, on behalf of O'Donnell, Weis & Mattie P.C., 41 East High Street, Pottstown, PA 19464, submitted a Remedial Investigation Report, Cleanup Plan, and Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The combined Final Report demonstrated attainment of the Site-Specific and Residential Statewide Health Standard and was approved by the Department on November 18, 2020.

New Middletown Train Station, 450 West Main Street, Middletown, PA 17057, Middletown Borough, **Dauphin County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of PA Department of Transportation, 400 North Street, Fifth Floor, Harrisburg, PA 17120, submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on December 23, 2020.

17 Eshbach Lane, Bechtelsville, PA 19505, Washington Township, **Berks County**. Crawford Environmental Services, LLC, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Betty H. Moyer, 17 Eshbach Lane, Bechtelsville, PA 19505, and Spring Valley Village, LLC, 1590 Canary Road, Quakertown, PA 18951, submitted a Final Report concerning remediation of site soil contaminated with heating oil. The Final Report did not demonstrate attainment of the Residential Statewide Health Standard and was disapproved by the Department on December 24, 2020.

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

Ferraro BRA Pad, Iron Bridge Road, Wyalusing, PA 18853, Terry Township, **Bradford County**. Creston Environmental, LLC, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia, LLC, 14 Chesapeake Lane, Sayre, PA 18840, has submitted a Final Report concerning remediation of site soil contaminated with Oil Based Mud. The report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on January 6, 2021.

Repsol Oil & Gas USA, LLC—Kline (01-125) Well Site, 1777 Oak Hill Road, Troy, PA 16947, Springfield Township, **Bradford County**. Resource Environmental Management, Inc., 50 Maple Street, Montrose, PA 18801, on behalf of Repsol Oil & Gas USA, LLC, 50 Pennwood Place, Warrendale, PA 15086, submitted a Final Report concerning remediation of site soil contaminated with produced water. The report demonstrated attainment of the Residential Background and Statewide Health Standards and was approved by the Department on December 11, 2020.

COP Tract 231 Pad A, 121 Million Dollar Lane, Snow Shoe, PA 17771, Snow Shoe Township, **Centre County**. Tuscarora Geologic & Environmental Services, LLC, 1153 Center Road, Mifflintown, PA 17059, on behalf of ARD Operating, LLC, 33 West Third Street, Suite 300, Williamsport, PA 17701 submitted a Final Report concerning remediation of site soil contaminated with produced water. The report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on December 2, 2020.

Stallion MVA Produced Water Release, Truman Run Road, 1.9 miles northeast of Intersection with Route 414, Cammal, PA 17723, McHenry Township, **Lycoming County**. Penn Environmental & Remediation, Inc., 14180 Route 6, Mansfield, PA 16933, on behalf of Stallion Oilfield Services, Ltd., 950 Corbindale Road, Suite 300, Houston, TX 77024, submitted a Final report concerning remediation of soil contaminated with produced water. The report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on December 22, 2020.

PPL Truck SR 890 & Brush Valley Road Diesel Release, Intersection of SR 890 & Brush Valley Road, Sunbury, PA 17801, Rockefeller Township, **Northumberland County**. PPL Electric Utilities, 1639 Church Road, Allentown, PA 18104 submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on December 21, 2020.

Beimel Transportation MVA Produced Water Release, Proximal to 7991 Route 6, Wellsboro, PA 16901, Delmar Township, **Tioga County**. Penn Environmental & Remediation, Inc., 14180 Route 6, Mansfield, PA 16933, on behalf of Beimel Transportation, Inc., 420 Uhl Road, Kersey, PA 15846, submitted a Final Report concerning remediation of site soil contaminated with produced water. The report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on December 24, 2020.

EQT Phoenix S Gas Well, 782 Antrim Road, Wellsboro, PA 16901, Duncan Township, **Tioga County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of EQT Production Company, 625 Liberty Avenue, Suite 170, Pittsburgh, PA 15222, submitted a Final Report concerning remediation of site groundwater and soil contaminated with flowback water. The report demonstrated attainment of the Non-Residential Statewide Health Standard and was approved by the Department on January 6, 2021.

Hydro Recovery Blossburg Facility Release, 10 Boone Run Road, Blossburg, PA 16912, Blossburg Borough, **Tioga County**. Penn Environmental & Remediation, 13180 Route 6, Mansfield, PA 16933, on behalf of Hydro Recovery, LP, 34 Northeast Drive, Hershey, PA 17033, submitted a Final Report concerning remediation of site soil contaminated with Hydraulic Stimulation Fluid. The report demonstrated attainment of the site to meet the Residential Statewide Health Standard and was approved by the Department on January 7, 2021.

Ledvance LLC, 1 Jackson Street, Wellsboro, PA 16901, Wellsboro Borough, **Tioga County**. Sanborn, Head & Associates, Inc., 1015 Virginia Drive, Suite 100, Fort Washington, PA 19034, on behalf of Ledvance, LLC, 200 Ballardville Street, Wilmington, MA 01887, submitted a Remedial Investigation Report and Cleanup Plan concerning remediation of site soil contaminated with Chromium. The report and Cleanup Plan were approved by the Department on November 24, 2020.

REGISTRATION FOR GENERAL PERMIT—MUNICIPAL WASTE

Registration(s) Issued Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities.

Southcentral Region: 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4706.

General Permit Registration No. WMGM036SC001C. Denali Water Solutions, LLC, 471 Piedmont Road, Somers, PA 15501, for the Firetower Mine Site located approximately 1.4 miles south of Robertsdale, PA 16674, Wells and Wood Townships, **Fulton and Huntingdon Counties**. This Registration under WMGM036 authorizes the blending or mixing of dewatered sewage sludge generated by municipal sewage collection and treatment systems or treatment works, and lime material to produce either an exceptional quality biosolid or a lime stabilized sewage sludge for beneficial use by using a portable processing unit. The blending or mixing authorized by this general permit is limited to occur on an active or abandoned mine site approved by the Department. The registration was issued by the Southcentral Regional Office on December 30, 2020.

Persons interested in reviewing the general permit may contact John Oren, Permits Section Chief, PADEP, Southcentral Regional Office, 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.

Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Edward Orris, New Source Review Chief—412.442.4168.

GP19-63-00927A: Perryman Company (213 Vandale Dr., Houston, PA 15342-1250) on January 8, 2021, to authorize the construction and operation of a Pangborn Rotoblast® shot blaster for processing of titanium revert including billets, blooms, and crops for re-melting. Emissions will be controlled by a Pangborn PCO baghouse, Model No. PCO 3-12, rated at 6,130 ACFM at ambient temp. at their California Technology Park located in Coal Center Borough, **Washington County**.

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

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

AG5-25-00001B: Pin Oak Midstream, LLC Union City Compressor Station (Glade Run Road, Union City, PA 16438) on January 8, 2021, for the authority to assume ownership by Pin Oak Midstream LLC (BAQ-GPA/GP5) located at their facility in Union Township, **Erie County**.

AG5-43-00002B: Pin Oak Midstream LLC, Hurtt Compressor Station (57 Drake Road, Mercer, PA 16137) on January 4, 2021, for the authority to assume ownership by Pin Oak Midstream LLC (BAQ-GPA/GP5) located at their facility in Lackawannock Township, **Mercer County**.

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

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

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

54-00092A: Vamtec Reading Carbon, LLC (200 Mahantongo Street, Pottsville, PA 17901-3011) issued on January 11, 2021 for the installation and operation of calcining operations to convert anthracite coal to calcined anthracite product at the facility to be located in Mahanoy Township, **Schuylkill County**.

40-00145A: UTZ Quality Foods LLC (200 Stewart Road, Wilkes-Barre, PA 18706) issued on January 11, 2021 for installation of an additional Kibble Line with baghouse at their facility located in Hanover Twp., **Luzerne County**.

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

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

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

15-0077A: Hanson Aggregates PA, LLC (Quarry Rd., P.O. Box 152, Downingtown, PA 19335), on January 6, 2021, an extension for the removal of an Aeropulse Fabric Filter (Source ID CO4) from current operating permit and installation of wet suppression on an existing tertiary crusher, downstream screen and associated transfer points at their facility in East Caln Township, **Chester County**.

09-0197A: Hiossen, Inc. (85 Ben Fairless Dr., Fairless Hills, PA 19030), on January 6, 2021, an extension for the temporary operation and shakedown of an acid etching machine using hydrochloric, sulfuric, and hydrofluoric acids, with two (2) Balestri Technologies SRL counter-current packed towers (in parallel) and having a co-current spray column to control and neutralize the acid fumes at their location in Falls Township, **Bucks County**.

09-0240: Mazza Iron & Steel, LLC (60 Solar Dr., Fairless Hills, PA 19030), on January 5, 2021, an extension for the temporary operation and shakedown of an Electric Powered Metal Shredder and Ferrous and Non-Ferrous metal recovery operations at an existing facility at their facility located in Falls Township, **Bucks County**.

23-0003AC: Monroe Energy, LLC (4101 Post Rd., Trainer, PA 19061), on January 6, 2021, an extension for the temporary operation and shakedown of an Ultra-Low Sulfur Gasoline (ULSG) unit and for a crude rate throughout increase at the Trainer Refinery located in Trainer Borough, **Delaware County**.

23-0003Z: Monroe Energy, LLC (4101 Post Rd., Trainer, PA 19061), on January 7, 2021, an extension for the construction of 3 new cooling towers at the Trainer Refinery in Trainer Borough, **Delaware County**.

46-0289A: Scott Contractors, Inc. (2939 Felton Rd., Norristown, PA 19401), on January 6, 2021, an extension for temporary operation and shakedown of a portable non-metallic mineral processing plant with a portable crusher powered by a non-road diesel engine at their facility located in East Norriton Township, **Montgomery County**.

23-0009K: The Boeing Company (Stewart Ave. & Rte. 291, Ridley Township, PA 19078), on January 5, 2021, an extension for the construction of the equipment to support the Common Configuration Readiness and Modernization (CCRAM) program at their facility in Ridley Township, **Delaware County**.

46-0221B: Upper Moreland Hatboro Joint Sewer Authority (2875 Terwood Rd., Willow Grove, PA 19090), on January 5, 2021, an extension for a modification to remove three odor control scrubbers (C04, C05 and C06) and replace with like kind scrubber (C04) and biological oxidation (C08, C09) at their location in Upper Moreland Township, **Montgomery County**.

15-0157: USSC Acquisition Corp. (101 Gordon Dr., Exton, PA 19341), on January 5, 2021, an extension for

temporary operation and shakedown of existing sources at their new facility at 101 Gordon Drive, in Uwchlan Township, **Chester County**.

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

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

21-05028C: Fry Communications, Inc., Building 3 (800 West Church Road, Mechanicsburg, PA 17055) on January 5, 2021, for the installation of a new 75" Manroland Lithoman IV 4-80 745 lithographic printing press at the Building 3 printing facility located in Mechanicsburg Borough, **Cumberland County**. The printing press includes an integral dryer and afterburner for the control of VOC emissions. The plan approval was extended.

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

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

03-0975D: Armstrong Power, LLC (2313 State Route 156, Shelocta, PA 15774) on December 31, 2020, effective December 31, 2020, has issued a plan approval extension for the increase in the total combined natural gas consumption limit for all turbines to 16.688×10^9 standard cubic feet per consecutive 12-month rolling total, an increase in the turbine Volatile Organic Compound (VOC) emission rate (lb/hr) to 3.2 lb/hr, and a request for decreasing the Particulate Matter less than 2.5 micrometers ($PM_{2.5}$) emission rate (lb/hr) to 14 lb/hr located at their Armstrong Power Electric Generating Station in South Bend Township, **Armstrong County**. This is a Title V facility. This will expire on June 30, 2021.

24-131U: SGL Carbon LLC (900 Theresia Street, Saint Mary's, PA 15857) on December 31, 2020, effective December 31, 2020, has issued a plan approval extension to allow time for compliance evaluation for the construction and operation of a replacement scrubber control device in Saint Mary's City, **Elk County**. This is a State Only facility. This will expire on June 30, 2021.

37-371A: R.G. Coating, LLC (8325 Mercer Street, Pulaski, PA 16143) on December 31, 2020, effective December 31, 2020, has issued an 18-month construction related plan approval extension for a proposed new hot dip zinc galvanizing facility in Pulaski Township, **Lawrence County**. This is a State Only facility. This will expire on June 30, 2022.

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

Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.

TVOP-56-00167: North American Hoganas, Inc. (111 Hoganas Way, Hollsopple, PA 15935-6416) on January 7, 2021 a Title V Operating Permit renewal to North American Hoganas Inc. (NAH) for their continued operation of Stony Creek Plant located in Quemahoning Township, **Somerset County**.

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

Northwest Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Contact: Norman Frederick, Facility Permitting Chief—Telephone: 570-826-2409.

48-00050: Bethlehem City Wastewater Treatment Plant (144 Shimersville Road, Bethlehem, PA 18015-9528). The Department issued, on January 6, 2021, a State-Only Operating Permit renewal for the operation of a wastewater treatment facility in Bethlehem Township, **Northampton County**. The sources consist of two (2) boilers, five (5) digesters, one (1) diesel-fired emergency generator, and one (1) parts washer. The digesters emissions are controlled by a waste gas flare. This is a renewal of a State-Only Operating Permit. The operating 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.

Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.

65-00661: Derry Construction Co., Inc./Delmont Plant (527 Rt. 217, Latrobe, PA 15650-9624). On January 11, 2021, the Department issued a Synthetic Minor Operating Permit renewal for the operation of the facility's air contamination sources consisting of one HMA plant at a maximum production rate of 400 tons HMA/year, one parts washer, and two large storage tanks containing asphalt cement. The asphalt plant, Source 101, is limited to 4.0 tons PM, 8.5 tons VOCs, 14.0 tons NO_x , 33 tons CO, and 12 tons SO_x in any 12-consecutive month period (12-cmp). The facility will be limited to 400,000 tons HMA/yr and 492,000 gallons of WDLF/yr. The facility is limited to 0.02 gr/dscf particulate matter and 500 ppmv sulfur oxides. The proposed operating permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements for each unit located at the facility in Salem Township, **Westmoreland County**.

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

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

37-00287: Ed & Don DeCarbo Funeral Home & Crematory, Inc. (3000 Wilmington Road, New Castle, PA 16105). On January 7, 2021, the Department issued the renewal State-Only Operating Permit of a funeral home located in Neshannock Township, **Lawrence County**. Permitted air contamination sources at the facility are a natural gas-fired human crematory and a natural gas-fired furnace. The crematory is subject to requirements established through PA 37-301-021. In this renewal, no major permit changes are made. The facility is Natural Minor for permitting purposes.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to such applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

Coal Permits Issued

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

Permit No. 11070201 and NPDES No. PA0262391. Ridge Energy Company, 265 Swamp Road, Clymer, PA 15728, permit transfer (formerly Fuel Recovery, Inc., 254 Interpower Drive, Colver, PA 15927) of a coal refuse reprocessing surface mine and a land use change on a portion of an old railroad bed to recreational use for a proposed walking trail 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: July 1, 2020. Permit issued: January 4, 2021.

Permit No. 32130103 and NPDES No. PA0269301. Alverda Enterprises, Inc., P.O. Box 245, Alverda, PA 15710, permit renewal of a bituminous surface & auger mine, along with a land use change from forestland to unmanaged natural habitat in Grant Township, **Indiana County**, affecting 38.8 acres. Receiving streams: unnamed tributary to 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: July 9, 2020. Permit issued: January 6, 2021.

Permit No. 32150101 and NPDES No. PA0279421. Amerikohl Mining Inc., 202 Sunset Drive, Butler, PA 16001, permit revision of a bituminous surface mine to change the land use from forestland to wildlife habitat in West Wheatfield Township, **Indiana County**, affecting 58.4 acres. Receiving streams: unnamed tributary to/and Roaring Run to Conemaugh River, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: October 6, 2020. Permit issued: January 7, 2021.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200, (Contact: Ashley Smith).

Permit No. 17100103. Swisher Contracting, Inc., P.O. Box 1223, Clearfield, PA 16830, permit renewal for

reclamation only of a bituminous surface and auger mine located in Bradford Township, **Clearfield County** affecting 219.8 acres. Receiving stream(s): Unnamed Tributaries to Sulphur Run and Abes Run classified for the following use(s): CWF. There are no potable water supply intakes within 120 miles downstream. Application received: August 10, 2020. Permit issued: December 30, 2020.

New Stanton District Office: P.O. Box 133, New Stanton, PA 15672, 724-925-5500, (Contact: Tracy Norbert).

Permit No. 63130102. Amerikohl Mining, Inc., 1384 State Route 711, Stahlstown, PA 15687, revision application for land use change from forestland to unmanaged natural habitat to an existing bituminous surface mine, located in Nottingham Township, **Washington County**, affecting 65.9 acres. Receiving streams: unnamed tributaries to Mingo Creek to Monongahela River and Sugar Run to Mingo Creek to Monongahela River, classified for the following use: WWF, HQ-TSF. Application received: August 19, 2020. Permit revision issued: December 23, 2020.

Permit No. 63090101. Amerikohl Mining, Inc., 1384 State Route 711, Stahlstown, PA 15687, revision application for land use change from forestland to unmanaged natural habitat to an existing bituminous surface mine, located in Nottingham Township, **Washington County**, affecting 399.3 acres. Receiving streams: unnamed tributaries to Mingo Creek to Lower Section Mingo Creek to Monongahela River and Sugar Run to Mingo Creek to Lower Section Mingo Creek to Monongahela River, classified for the following use: WWF, HQ-TSF. Application received: August 14, 2020. Permit revision issued: December 23, 2020.

Noncoal Permits Issued

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

Permit No. 37200302. Three Rivers Aggregates, LLC (1807 Shenango Road, New Galilee, PA 16141), commencement, operation, and restoration of a large industrial minerals surface mine in North Beaver Township and New Beaver Borough, **Lawrence County**, affecting 50.5 acres. Receiving stream(s): Unnamed tributaries to Jenkins Run. Application received: June 8, 2020. Permit issued: December 21, 2020.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200, (Contact: Ashley Smith).

Permit No. 59090301 and NPDES PA0257249. Signor Brothers Contracting, LLC, 30 Poplar Street, P.O. Box 98, Arnot, PA 16911, renewal for an existing NPDES on a large noncoal surface mining site located in Bloss Township, **Tioga County** affecting 26.8 acres. Receiving stream(s): Unnamed Tributary to Johnson Creek and Johnson Creek classified for the following use(s): CWF. Application received: August 31, 2020. Permit issued: December 30, 2020.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

Blasting Permits Issued

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. 39204111. American Rock Mechanics, Inc. (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Brinley Court in Upper Saucon & Springfield Townships, **Lehigh and Bucks Counties** with an expiration date of December 25, 2021. Permit issued: January 5, 2021.

Permit No. 39204112. Maine Drilling & Blasting, Inc. (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Lehigh Hills Phase 2 in Upper Macungie Township, **Lehigh County** with an expiration date of December 31, 2021. Permit issued: January 5, 2021.

Permit No. 67214101. M & J Explosives, LLC (P.O. Box 1248, Carlisle, PA 17013), construction blasting for Sparrows Way in Dover Township, **York County** with an expiration date of January 4, 2022. Permit issued: January 5, 2021.

Permit No. 482041112. American Rock Mechanics, Inc. (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for LVIP Lot 7 in the City of Bethlehem, **Northampton County** with an expiration date of December 27, 2021. Permit issued: January 6, 2021.

Permit No. 482041113. Valley Rock Solutions, LLC (P.O. Box 246, Macungie, PA 18062), construction blasting for Bridge Development Warehouse in Bushkill Township, **Northampton County** with an expiration date of December 29, 2021. Permit issued: January 6, 2021.

Permit No. 482041114. Valley Rock Solutions, LLC (P.O. Box 246, Macungie, PA 18062), construction blasting for NBC Project in Allen Township, **Northampton County** with an expiration date of December 29, 2021. Permit issued: January 6, 2021.

Permit No. 482041115. Valley Rock Solutions, LLC (P.O. Box 246, Macungie, PA 18062), construction blasting for Werner Trucking in Palmer Township, **Northampton County** with an expiration date of December 29, 2021. Permit issued: January 6, 2021.

Permit No. 61204125. J Roy's, Inc. (P.O. Box 125, Bowmansville, PA 17507), construction blasting for Hudson Ridge Phases 1 & 2 in York Township, **York County** with an expiration date of January 5, 2022. Permit issued: January 7, 2021.

Permit No. 48204001. Maurer & Scott Sales, Inc. (122 Thomas Street, Coopersburg, PA 18036), construction blasting for Chrin Landfill Development in Williams Township, **Northampton County** with an expiration date of December 31, 2025. Permit issued: January 8, 2021.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with the applicable provisions of Sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317),

and that the construction will not violate applicable Federal and State Water Quality Standards.

Any person aggrieved by these actions may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30-days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

Southcentral Region: Waterways and Wetlands Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

E2203219-012. Wilsbach Distributors, Inc., 905 Katie Court, Harrisburg, PA 17109, Lower Swatara Township, **Dauphin County**, U.S. Army Corps of Engineers, Baltimore District.

To 1.) place and maintain fill in 0.15 acre of palustrine forested wetlands; 2.) excavate palustrine forested wetlands, impacting 0.07 acre of wetland; and 3.) excavate the floodway of an unnamed tributary to Laurel Run (WWF, MF) impacting 0.31 acre of floodway, all for the purpose of constructing a distribution facility. The project is located at the intersection of Oberlin Road and Longview Drive (Latitude: 40° 14' 10.04" N; Longitude: 76° 47' 8.23" W) in Lower Swatara Township, Dauphin County. To compensate for the wetland impacts, 0.31 acre of wetlands will be created onsite. Permit issued December 24, 2020.

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

E1404220-022: Haines-Woodward Municipal Authority, P.O. Box 147, Woodward, PA 16882, Haines Township, **Centre County**, U.S. Army Corps of Engineers Baltimore District (Woodward Quadrangle; Latitude 40° 53' 33" N; 77° 20' 59" W).

Permittee will install three 3-inch conduits for a new HDPE waterline along an unnamed tributary to Pine Creek to connect a new public water well to the existing water treatment system in Haines Township, Centre County. The waterline will be located beside an existing six-inch cast iron main line. Permanent impacts will be 24 square feet of stream and 2,269 square feet of floodway. Temporary impacts will be 80 square feet of stream and 7,330 square feet of floodway. No wetlands are within the limit of disturbance, and there are no known threatened or endangered species within the project area.

E1904220-021. Town of Bloomsburg, 301 E Second St., Bloomsburg, PA 17815, Town of Bloomsburg Town Park Restoration Improvements, in Town of Bloomsburg, **Columbia County**, ACOE Baltimore District (Bloomsburg, PA Quadrangle; Latitude: 40° 59' 24.71"; Longitude: -76° 27' 4.78").

To construct, operate and maintain Bloomsburg Town Park improvements and grading to construct parking areas, walking trails, two baseball fields, one 10 ft by 8 ft maintenance shed, two 8 ft by 32 ft dugouts, two 8 ft by 20 ft dugouts, two stormwater infiltration basins and associated protective and safety fencing within the flood fringe of the Susquehanna River, Warm Water Fishery. This project is located along the north side of Fort McClure Blvd, Town of Bloomsburg, Columbia County.

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

E2506220-023, Millcreek Community Hospital, 5515 Peach Street, Erie, PA 16509, Millcreek Community Hospital Bridge, in Millcreek Township, **Erie County**, ACOE Pittsburgh District (Erie South, PA Quadrangle N: 42°, 4', 29.9"; W: -80°, 5', 29.1").

To construct and maintain a new single span precast concrete arch structure with a span of 36 feet, rise of 8 feet, and length of 36 feet to carry a private commercial driveway over Beaver Run between existing parking lots associated with Millcreek Community Hospital facility and LECOM Center east of Peach Street (Erie South, PA Quadrangle N: 42°, 4', 29.9"; W: -80°, 5', 29.1") in Millcreek Township, Erie County.

E0306220-021, Peoples Natural Gas Company, LLC, 375 North Shore Drive, Pittsburgh, PA 15212, Valley Pump Station Stream Restoration, in Cowanshannock Township, **Armstrong County**, ACOE Pittsburgh District (Rural Valley, PA Quadrangle N: 40°, 47', 31.13"; W: -79°, 21', 50.16").

To reconstruct and stabilize a total reach of approximately 1,013 feet of the channel of Huskins Run as protection for Peoples Natural Gas Company's existing Valley Pump Station, a natural gas compressor station, located within the FMEA Mapped 100-year floodplain along the east side of Margaret Road approximately 0.8 mile south of S.R. 85 (Rural Valley, PA Quadrangle N: 40°, 47', 31.13"; W: -79°, 21', 50.16") in Cowanshannock Township, Armstrong County including the following:

- Removal of an existing pipe bridge
- Realignment of two sections of the channel of Huskins Run away from the compressor station totaling 360 feet and resulting in a loss of approximately 82 feet of channel length
- Installation of 4 rock cross vanes
- Installation of 10 log vanes

- Installation of 6 areas of branch layering
- Installation of 2 areas of rock toe armoring

The project results in a total earth disturbance of 1.9 acres including 0.02 acre temporary and 0.46-acre permanent impacts to stream channel and 0.62 acre temporary and 0.43-acre permanent impacts to the assumed floodway.

ENVIRONMENTAL ASSESSMENTS

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

EA6703220-021. York County Conservation District, 118 Pleasant Acres Road, York, PA 17042. Manheim Township and Codorus Township, **York County**, U.S. Army Corps of Engineers, Baltimore District.

To restore and maintain 614 linear feet of Codorus Creek (TSF, MF) and 294 linear feet of an unnamed tributary to Codorus Creek (TSF, MF) by use of minor channel realignment, constructed riffles, bioengineered stream banks, toe wood and log vanes, all for the purpose of restored an entrenched stream section with unstable banks. The project is located at the White Rose Motorcycle Club in Manheim and Codorus Townships, York County (latitude: 39° 48' 1.16", Longitude: -76° 51' 41.52"). Review and approval of this project also includes the Erosion and Sediment Control plan pursuant to 25 Pa. Code Chapter 102. Permit issued January 5, 2021.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

ESCGP-3 # ESG082420004-00 Pad G11 G
Applicant Name Seneca Resources Co LLC
Contact Person Ben Williams
Address 51 Zents Blvd
City, State, Zip Brookville, PA 16825-2701
County Elk County

Township(s) City of Saint Marys and Ridgway Township
Receiving Stream(s) and Classification(s) UNT to Powers
Run (CWF), Seventy-One (CWF), UNT to Clarion River
(CWF), UNT to Seventy-One (CWF) and Water Tank
Run

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

ESCGP-3 # ESG294120017-00

Applicant Name ARD Operating, LLC
Contact Person Stephen Barondeau
Address 33 West Third Street, Ste 300
City, State, Zip Williamsport, PA 17701
County Lycoming County
Township(s) Cogan House

Receiving Stream(s) and Classification(s) Bear Run
(HQ, EV), Wendell Run (HQ, HQ), UNT to Wolf Run
(HQ, HQ), Buck Run (HQ, HQ)
Secondary: Little Pine Creek (CWF, EV), Larrys Creek
(HQ-CWF, EV), Wolf Run (HQ, EV), Larrys Creek
(HQ-CWF, EV)

ESCGP-3 # ESG2912220004-00

Applicant Name NFG Midstream Clermont, LLC
Contact Person Michael Kasprzak
Address 1100 State Street
City, State, Zip Erie, PA 16501
County Cameron County
Township(s) Shippen

Receiving Stream(s) and Classification(s) Cooks Run (EV),
Right Branch to Cooks Run (EV), North Creek
(HQ-CWF, EV), Johns Run (HQ-CWF)
Secondary: Driftwood Branch Sinnemahoning Creek
(TSF, EV), Cooks Run (EV), Driftwood Branch
Sinnemahoning Creek (TSF, EV), Driftwood Branch
Sinnemahoning Creek (TSF, EV)

ESCGP-3 # ESG294120018-00

Applicant Name ARD Operating, LLC
Contact Person Stephen Barondeau
Address 33 West Third Street, Suite 300
City, State, Zip Williamsport, PA 17701
County Lycoming County
Township(s) Cogan House

Receiving Stream(s) and Classification(s) Hoagland Run
(HQ, HQ), UNT Hoagland Run (HQ, HQ), Dibber
Hollow Run (HQ, HQ)
Secondary: Lycoming Creek (CWF, EV), Lycoming
Creek (CWF, EV), Larrys Creek (HQ, HQ)

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 2

**The Following Plans and Reports Were Submitted
Under the Storage Tank and Spill Prevention Act
(35 P.S. §§ 6021.101—6021.2104).**

Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A reme-

dial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

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

DEP has received the following plans and reports:

Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110, 717-705-4705.

Contact: Gregory Bowman, Environmental Group Manager.

Hutters, Storage Tank Facility ID # 38-60248, 1041 Maple Street, Lebanon, PA 17046, Lebanon City, **Lebanon County**. EnviroTrac, Ltd., 176 Thorn Hill Road, Warrendale, PA 16365 on behalf of Mahi Enterprises, Inc., 1041 Maple Street, Lebanon, PA 17046, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum contaminants. The plan is intended to document remediation of the site to meet the Site-Specific Standard.

Harrisburg Travel Center, Storage Tank Facility ID # 22-12100, 7848 Linglestown Road, Harrisburg, PA 17112, West Hanover Township, **Dauphin County**. Hydro-Terra Group, 7420 Derry Street, Harrisburg, PA 17111 on behalf of TA Operating, LLC, 24601 Center Ridge Road, West Lake, OH 44145, submitted a Remedial Action Plan concerning remediation of groundwater contaminated with petroleum contaminants. The plan is intended to document remediation of the site to meet the Statewide Health Standard.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 3

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

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

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care

requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

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

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

DEP has received the following plans and reports:

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

Contact: Eric Supey, Environmental Program Manager.

Losch Building, Storage Tank ID # 54-52708, 400 West Columbia Street, Schuylkill Haven Borough, **Schuylkill County**. United Environmental Services, P.O. Box 701, Schuylkill Haven, PA 17972 on behalf of Losch Boiler Sales and Service Company, 3023 Sequoia Drive, Macungie, PA 18062 has submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The Remedial Action Completion Report demonstrated attainment of a combination of Site-Specific and Statewide Health Standards and was approved by DEP on January 7, 2021.

Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110, 717-705-4705.

Contact: Michael Stefanic, P.G., Licensed Professional Geologist.

Suburban Temple, Storage Tank Facility ID # 06-26252, 5365 Allentown Pike, Route 222, Temple, PA 19560, Muhlenberg Township, **Berks County**. Groundwater Sciences Corporation, 2601 Market Street, Suite 310, Harrisburg, PA 17110, on behalf of Suburban Propane, 240 Route 10 West, Whippany, NY 07981, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report demonstrated attainment of the Site-Specific Standard and was approved by DEP on December 29, 2020.

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

Contact: Randy Farmerie, Environmental Program Manager.

Coudersport Service Center, Storage Tank Facility ID # 53-18399, 200 South Main Street, Coudersport, PA 16915, Coudersport Borough, **Potter County**. Mobile Environmental Analytical, Inc., 1365 Ackermanville Road,

Bangor, PA 18103, on behalf Coudersport Service Center, 200 South Main Street, Coudersport, PA 16915, submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with petroleum. The Remedial Action Completion Report demonstrated attainment of the Site-Specific Standard for groundwater and was approved by DEP on January 6, 2021.

Tressler's Midway Gulf, Storage Tank Facility ID # 18-03809, 5817 Nittany Valley Road, Lamar, PA 16848, Porter Township, **Clinton County**. Keystone Environmental Health and Safety Services, Inc., 1111 12th Ave, Altoona, PA 16601, on behalf of Tressler's Midway Gulf, 5817 Nittany Valley Road, Lamar, PA 16848, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The Remedial Action Completion Report demonstrated attainment of the Site-Specific Standard for groundwater and was approved by DEP on December 28, 2020.

SPECIAL NOTICES

WASTE MANAGEMENT

Notice of Plan Revision Approval Under the Municipal Waste Planning Recycling and Waste Reduction Act of 1988, Act 101

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

The Department of Environmental Protection (DEP) approved a revision to the **Cameron County Municipal Waste Management Plan** on January 8, 2021.

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of 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 itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

The plan revision is a public document and may be viewed at the [office name & address], or at the DEP Regional Office previously noted.

Questions concerning this approval should be directed to Joseph L. DelGrippe, Regional Planning and Recycling Coordinator, Waste Management Program, at the Northcentral Regional Office at 570-916-8648.

The Department of Environmental Protection (DEP) approved a revision to the **Clinton County Municipal Waste Management Plan** on January 8, 2021.

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of 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 itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

The plan revision is a public document and may be viewed at the [office name & address], or at the DEP Regional Office previously noted.

Questions concerning this approval should be directed to Joseph L. DelGrippe, Regional Planning and Recycling Coordinator, Waste Management Program, at the Northcentral Regional Office at 570-916-8648.

[Pa.B. Doc. No. 21-123. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Agricultural Advisory Board 2021 Virtual Meeting Schedule

The Agricultural Advisory Board (Board) will meet virtually at 9 a.m. on the following days: March 18, 2021; June 10, 2021; August 26, 2021 (joint meeting with the Nutrient Management Advisory Board); October 21, 2021; and December 9, 2021.

Individuals who wish to join the meetings may do so remotely. Information will be provided on the Board's webpage. Individuals interested in providing public comments during a meeting must sign up prior to the start of that meeting by contacting Jay Braund at jbraund@pa.gov or (717) 772-5636.

Information on how to join the meetings, as well as agenda and meeting materials, will be available on the Board's webpage, found through the Public Participation tab on the Department of Environmental Protection's (Department) web site at www.dep.pa.gov (select "Public Participation," then "Advisory Committees," then "Water Advisory Committees," then "Agricultural Advisory Board," then "Agendas and Handouts").

Individuals are encouraged to visit the Board's webpage to confirm meeting date, time and location prior to each meeting. Questions can be directed to Jay Braund at jbraund@pa.gov or (717) 772-5636.

Persons in need of accommodations, as provided for in the Americans with Disabilities Act of 1990, should contact the Department at (717) 772-5636 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.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 21-124. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Availability of Technical Guidance

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

Ordering Paper Copies of Department Technical Guidance

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

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

Changes to TGDs

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

Final Technical Guidance; Minor Revision

DEP ID: 263-0900-011. **Title:** Storage Tank Modification and Maintenance Issues. **Description:** This guidance specifies the classification of various storage tank system modification and maintenance activities and when certified installers/inspectors are required. The following statement was removed under major modification activities to underground storage tank systems, "The following activities performed on field-constructed underground storage tanks require modification inspections by third-party inspectors appropriately certified by DEP." The following statement was also removed from the guidance as an example of a minor modification activity on an underground storage tank system, "Replacement or removal of primary piping through extraction from the secondary piping or double walled piping systems or double wall piping from a tertiary conduit when accessible from aboveground or through manholes (not involving an excavation)." The picture in Figure 3 was also updated.

Contact: Questions regarding this TGD can be directed to Danielle Mattive at dmattive@pa.gov or (717) 772-5830.

Effective Date: January 23, 2021

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 21-125. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Bid Opportunity

OSM 11(2464)103.1, Abandoned Mine Reclamation Project, Vintondale Refuse Pile Reclamation, Vintondale Borough, Cambria County. The principal items of work and approximate quantities include: preparation and implementation of the erosion and sediment pollution control plan and highway occupancy permit, 1 lump sum; coal refuse removal and grading—coal refuse removal, 215,000 cubic yards; coal refuse removal and grading—coal refuse grading, 10 acres; equipment storage area, 278 square yards; and seeding—mulching, 10 acres.

This bid issues on January 8, 2021, and bids will be opened on February 4, 2021, at 2 p.m. Bid documents, including drawings in PDF format and AutoCAD Map 3D format, may be downloaded for free beginning on the issue date from the Department of Environmental Protection by going to www.BidExpress.com. This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1328) and is subject to the act and to the Federal grant for this project. Small Diverse Business/Veteran Business Enterprise goals have been set for this project. 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. 21-126. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Bid Opportunity

OSM 17(0111)101.1, Abandoned Mine Reclamation Project, Madera North Side, Bigler Township, Clearfield County. The principal items of work and approximate quantities include: mobilization and demobilization, 1 lump sum; diversion and care of water, 1 lump sum; trench excavation, 600 cubic yards; subsurface drain—pipe, 500 linear feet; subsurface drain—AASHTO No. 1 coarse aggregate, 500 cubic yards; repaving—base course, 77 tons; repaving—binder course, 40 tons; traffic control, 1 lump sum; and office facility, 1 lump sum.

This bid issues on January 8, 2021, and bids will be opened on February 4, 2021, at 2 p.m. Bid documents, including drawings in PDF format and AutoCAD Map 3D

format, may be downloaded for free beginning on the issue date from the Department of Environmental Protection by going to www.BidExpress.com. This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1328) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or RA-ConstructionContr@pa.gov for more information on this bid. Note this is a Small Construction Business Program bid opportunity.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 21-127. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Rescission of Grant Round for Recycling Program Development and Implementation Grants under Section 902 of Act 101, Municipal Waste Planning, Recycling and Waste Reduction Act of 1988

The Department of Environmental Protection (Department) announces the rescission of the grant round under section 902 of the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988 (53 P.S. § 4000.902), due to a lack of available moneys in the Recycling Fund. The opening of the grant round was published at 50 Pa.B. 6718 (November 21, 2020).

Inquiries concerning this notice should be directed to the Department of Environmental Protection, Rachel Carson State Office Building, Bureau of Waste Management, Division of Waste Minimization and Planning, P.O. Box 8472, Harrisburg, PA 17105-8472, at ra-eprecyclepa@pa.gov or (717) 787-7382.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 21-128. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF HEALTH

Emergency Medical Services Operating Fund Funding Priorities for Fiscal Year 2020-2021

Under 28 Pa. Code §§ 1021.24 and 1021.25 (relating to use of EMSOF funding by a regional EMS council; and allocation of EMSOF funds to regional EMS councils), the Department of Health (Department) gives notice of priorities for the distribution by the regional emergency medical services (EMS) councils of funding from the Emergency Medical Services Operating Fund (EMSOF) for the fiscal year beginning July 1, 2020, and ending June 30, 2021.

EMSOF moneys are to be used to provide funding to maintain, improve and develop the quality of the EMS system within this Commonwealth. The Department finds that EMSOF is not sufficient to fully fund the EMS

system. Therefore, it gives notice, under § 1021.24(e), that recipients of EMSOF funding from regional EMS councils may be required to provide matching funds toward all purchases, acquisitions and projects for which the Department permits the use of EMSOF moneys.

Each regional EMS council shall prioritize the distribution of its EMSOF moneys allocated for the established priorities if available in. These allocations shall be based upon the Statewide EMS Development Plan and its regional EMS development plan, subject to the funding priorities set forth in this notice. By October 30, 2020, the regional EMS councils shall notify the providers and other appropriate entities of the established funding priorities, the application process, acquisition documentation requirements and processing deadlines. Each regional EMS council must complete all documents required for the distribution of EMSOF funding by June 30, 2021.

The Department may increase the amount of the initial payment or reimbursement from EMSOF based upon the EMS development plans (State and regional) or documented financial hardship of a provider of EMS. A provider of EMS that seeks additional funds due to financial hardship shall be required to submit a financial disclosure statement and other documentation deemed necessary by the Department.

A provider of EMS applying for EMSOF funding must be in full compliance with all regulations, policies and priorities of the State and regional EMS systems.

Funds for purchases, acquisitions and projects for the fiscal year beginning July 1, 2020, and ending June 30, 2021, must have been expended or encumbered by the regional EMS council by June 30, 2021.

Funding Priorities

The following funding priorities are listed in order of current State priority. These priorities must be considered before there is any regional distribution of EMSOF moneys for initiatives that are not listed. All funding must be distributed in a manner consistent with the regional and Statewide EMS development plans. Consequently, if the priorities in this notice have been met and additional funding is available, the request to use EMSOF money towards lower-priority items must still be supported by the Statewide and regional EMS development plans.

1. Recruitment and retention programs, including scholarships or tuition reimbursement for emergency medical responder (EMR), emergency medical technician (EMT), advanced emergency medical technician (AEMT) and paramedic (P) education in areas with higher than average prehospital personnel vacancy rates or other challenges associated with the provision of EMS primary education, or both, as determined by the regional EMS council and approved by the Department.

2. Costs associated with investigating a potential merger or consolidation of services. These costs include, but are not limited to, consulting fees, studies, legal fees and statistical analysis.

3. Costs associated with the actual merger or consolidation of services.

4. Development or improvement of an organizational risk management program (safety measures, hazard recognition or mitigation and the necessary organizational structure and support processes) proposed by an ambulance service. Proposals for funding must be comprehensive and include safe vehicle operations. Approval by the Department is required prior to funding. Equipment that

is required to meet basic life support (BLS), intermediate advanced life support (IALS), and advanced life support (ALS) ambulance service licensure.

5. Capnography equipment (especially wave-form end-tidal CO₂ monitors).

6. Software or computer equipment to enable services to collect and transmit EMS patient care reports electronically.

7. Bariatric equipment to equip ambulances.

8. Replacement of an ambulance, for ambulance services, that is older than 10 years or has more than 200,000 miles on it. This allowance is limited to one per fiscal year.

When two or more ambulance companies have consolidated to create one entity, for the first 5 years after the ambulance companies completed consolidation, the entity may be deemed eligible to receive funding not to exceed the amount of the combined total for which the individual companies would have been eligible had they not consolidated.

Emergency Preparedness and Response Funding Requests

Emergency preparedness and response funding requests must be based on local and response roles of services, regional needs and needs identified by threat vulnerability analysis. Purchases must be coordinated with county emergency, fire service, hazmat and hospital organizations in the applicant's service area to assure interoperability and to prevent duplication. Funding requests related to respond to all hazard and emergency preparedness must have a clear connection to the regional EMS catastrophic plan and the regional EMS development plan. Priority will be given to fund the ambulance services in each region that have committed to participating in the EMS strike team capability project and respond to requests for EMS, both interstate and intrastate, as identified in the State and regional mass casualty plans.

Provider Equipment

Purchases by providers of EMS are not limited to equipment. If a provider of EMS requests EMSOF moneys to purchase equipment, the Eligible Provider Equipment List included with this announcement identifies equipment for which EMSOF funds will be made available to purchase. This list provides the types of providers of EMS eligible for equipment purchases supported by EMSOF funding and the maximum allowable cost upon which the EMSOF contribution will be calculated.

EMSOF funds may be fund up to the maximum allowable cost of an equipment item. Providers of EMS that receive funding are responsible for the balance of the purchase price. The provider may purchase an item for an amount that exceeds the maximum allowable cost, but the provider will be responsible for any amount exceeding that figure.

Examinations

Funding may be provided to EMS agencies to cover the cost of the State written test for P, prehospital physician extender (PHPE), prehospital registered nurse (PHRN), AEMT, EMT and EMR certification taken by their personnel at 100% of the cost as established by the National Registry of EMTs (NREMT). Funding utilizing this method is limited to two testing attempts by the individual seeking certification.

Medical Director

The maximum allowable cost for an EMS agency to contract for medical director oversight is \$12,000 for Fiscal Year 2020-2021.

Eligible Provider Equipment List

Equipment Description	Life Expectancy	ALS	ALS/SQ	Eligible Purchase for:				BLS/SQ	QRS	Allowable Costs ¹
				IALS	IALS/SQ	BLS	BLS/SQ			
EKG Monitor/Defibrillator with Pacer	5 years	Y	Y	N	N	N	N	N	12,000	
12 Lead EKG ²	5 years	Y	Y	Y	Y	N	N	N	20,000	
Automated External Defibrillator (AED)	5 years	N	N	N	N	Y ³	Y ³	Y ³	1,500	
Automated External Defibrillator Trainer	5 years	N	N	N	N	Y	Y	Y	400	
Oxygen Equipment (any combination) Cylinder Demand Valve w/Hose and Mask Regulator (combination or constant flow—25 lpm capable) Case	5 years	Y	Y	Y	Y	Y	Y	Y	500	
Capnography Equipment	3 years	Y	Y	Y	Y	N	N	N	3,000	
CPAP Ventilation Portable Equipment	5 years	Y	Y	Y	Y	Y	Y	Y	1,500	
Pulse Oximeter	5 years	Y	Y	Y	Y	Y	Y	Y	700	
Nitrous Oxide Delivery System	5 years	Y	Y	N	N	N	N	N	2,000	
Intravenous Infusion Pumps	5 years	Y	Y	N	N	N	N	N	2,000	
Adult/Pediatric Intubation Kits	5 years	Y ⁴	Y ⁴	N	N	N	N	N	600	
Transtacheal Jet Insufflators (TTJ)	5 years	Y	Y	N	N	N	N	N	200	
Splinting/Immobilization Devices (any combination) Backboard Cervical Immobilization Device Splints (rigid, traction, and the like)	3 years	Y	Y	Y	Y	Y	Y	Y	500	
Stairchair	5 years	Y	N	Y	N	Y	N	N	Up to 5,000	
Stretcher	5 years	Y	N	Y	N	Y	N	N	Up to 10,000	
Stair Stretcher 500 lb. Capacity	5 years	Y	N	Y	Y	Y	N	N	2,700	
Suction (Portable)	3 years	Y	Y	Y	Y	Y	Y	Y	900	
Ventilator, Automatic (per Department of Health Guidelines)	5 years	Y ⁵	Y ⁵	Y ⁶	Y ⁶	Y ⁶	Y ⁶	Y ⁶	3,000	
Ambulance with Chevron Marking on Back of Unit	—	Y	N	Y	N	Y	N	N	-	
Chevron	—	Y	Y	Y	Y	Y	Y	Y	1,500	
Squad/Response Vehicle with Chevron Marking on Back of Unit	—	N	Y	N	Y	N	Y	Y	-	
Data Collection Software/Technology ⁷	—	Y	Y	Y	Y	Y	Y	Y	1,700	
Data Collection Hardware ⁸	3 years	Y	Y	Y	Y	Y	Y	Y	2,000	
Radio, Mobile (two per vehicle)	5 years	Y ⁹	Y ⁹	Y ⁹	Y ⁹	Y ⁹	Y ⁹	Y ⁹	5,000	
Radio, Portable (two per vehicle per year)	5 years	Y ⁹	Y ⁹	Y ⁹	Y ⁹	Y ⁹	Y ⁹	Y ⁹	5,000	
Triage Vest with Reflection Stripes Meeting ANSI National Standards	5 years	Y	Y	Y	Y	Y	Y	Y	150	
Triage System	5 years	Y	Y	Y	Y	Y	Y	Y	750	
Alerting Equipment (5 per service at \$400 each)	5 years	Y ⁹	Y ⁹	Y ⁹	Y ⁹	Y ⁹	Y ⁹	Y ⁹	2,000	
Vehicle Safety Monitoring Systems	5 years	Y	Y	Y	Y	Y	Y	Y	3,500	
Personal Protective Equipment/Turnout Gear: Helmet, Coat, Pants, Boots Protection, Respiratory Protection from Communicable Diseases	5 years	Y	Y	Y	Y	Y	Y	Y	1,200	

Equipment Description	Life Expectancy	Eligible Purchase for:							Allowable Costs ¹
		ALS	ALS/SQ	IALS	IALS/SQ	BLS	BLS/SQ	QRS	
Protective Ballistic Vest	5 years	Y	Y	Y	Y	Y	Y	Y	1,000
Global Positioning System Receiver 1 per licensed Ambulance or Recognized QRS Vehicle	5 years	Y	Y	Y	Y	Y	Y	Y	500
Traffic Safety Equipment	5 years	Y	Y	Y	Y	Y	Y	Y	2,500
Large Patient Moving/Carrying Device	10 years	Y	Y	Y	Y	Y	Y	Y	3,000
Self-Contained Breathing Apparatus (2 per licensed vehicle)	10 years	Y	Y	Y	Y	Y	Y	Y	3,000
P/PHPE/PHRN Testing (Written)	—								Current rate established by NREMT
AEMT—Testing (Written)	—								Current rate established by NREMT
EMT Testing (Written)	—								Current rate established by NREMT
EMR Testing (Written)	—								Current rate established by NREMT
CO Detectors (Monitors)	5 Years	Y	Y	Y	Y	Y	Y	Y	200
12 Lead EKG Transmitter System	5 Years	Y	Y	Y	Y	N	N	N	1,000
IO Drills or Bone Injection Systems	5 Years	Y	Y	Y	Y	N	N	N	300
Narcotics Security Systems	5 Years	Y	Y	Y	Y	N	N	N	900
Refrigerators (mini)	10 Years	Y	Y	Y	Y	N	N	N	1,200
Pediatric Safe Transport Device	10 Years	Y	N	Y	Y	Y	N	N	Up to 400
Tourniquet (tactical)	5 Years	Y	Y	Y	Y	Y	Y	Y	25
Bariatric equipment	5 Years	Y	Y	Y	Y	Y	Y	Y	27,000

ALS—Advanced Life Support ambulance service; ALS\SQ—Advanced Life Support Squad service; IALS—Intermediate Advanced Life Support ambulance service; IALS\SQ—Intermediate Advanced Life Support Squad service; BLS—Basic Life Support ambulance service; BLS\SQ—Basic Life Support Squad service; QRS—Quick Response Service

- ¹ All figures are dollar amounts for each item of equipment.
 - ² Amount includes \$1,000 for communications package. Receiving facility must have appropriate communications capabilities.
 - ³ Must be an approved AED service or part of regional planning and AED medical director required.
 - ⁴ Must be durable equipment, not disposable equipment.
 - ⁵ Completion of approved training program required.
 - ⁶ Completion of approved training program required and BLS service medical director approval required.
 - ⁷ Must be a Department-approved software program, version and vendor.
 - ⁸ Data collection hardware may include computer, modem, printer, backup device and battery system.
 - ⁹ Must be compatible with regional and State EMS communications plan.
- Questions regarding this notice should be directed to Aaron M. Rhone, PhD, EMS Program Manager, Bureau of Emergency Medical Services, Department of Health, 1310 Elmerton Avenue, Harrisburg, PA 17110, (717) 787-8740.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Aaron M. Rhone, PhD at the previously listed address or telephone number or for speech or hearing impaired persons may use VTT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 21-129. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF HEALTH

Home Health Agencies; Requests for Exception

The following home health agencies are seeking exceptions to 28 Pa. Code § 601.31 (relating to acceptance of patients, plan of treatment and medical supervision):

Wellspring VNA Home Care
540 South George Street
York, PA 17401
LIC # 700405

Wellspring VNA Home Care
300 West Chestnut Street
Ephrata, PA 17522
LIC # 747105

Wellspring VNA Home Care
1503 Quentin Road
Lebanon, PA 17042
LIC # 702605

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Home Health, Forum Place, Suite 701, 555 Walnut Street, Harrisburg, PA 17101, (717) 783-1379, fax (717) 787-3188, ra-communityprogramlicensure@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed 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. 21-130. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF HEALTH

Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee; Virtual Public Meetings

The Statewide HIV Planning Group, established by the Department of Health (Department) under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold virtual meetings on Wednesday, February 10, 2021, from 9 a.m. to 4:45 p.m. and on Thursday, February 11, 2021, from 9 a.m. to 12 p.m.

Participants can access the meeting through the following options:

1. To join by computer, access the link for one of the following meetings. Individuals who have a camera and

microphone on their computer need to do nothing further. However, note that many cellphones and tablets may have limited functionality on this platform and are not recommended.

2. Individuals who need to connect by phone should dial (866) 588-4789 (toll free) and enter the meeting ID which is listed following the meeting link.

Wednesday, February 10th—Day 1: Main Meeting

To join by means of computer:

<https://teams.microsoft.com/l/meetup-join/19%3a24e603cb5c9d469c8e37b3c07c3eb93b%40thread.tacv2/1610389972641?context=%7b%22Tid%22%3a%229ef9f489-e0a0-4eeb-87cc-3a526112fd0d%22%2c%22Oid%22%3a%2205f70234-b567-4830-8150-e92eec649d7a%22%7d>

Call-in code 902204797#

Wednesday, February 10th—Day 1: Evaluation Subcommittee

To join by means of computer:

<https://teams.microsoft.com/l/meetup-join/19%3a24e603cb5c9d469c8e37b3c07c3eb93b%40thread.tacv2/1610401348601?context=%7b%22Tid%22%3a%229ef9f489-e0a0-4eeb-87cc-3a526112fd0d%22%2c%22Oid%22%3a%2205f70234-b567-4830-8150-e92eec649d7a%22%7d>

Call-in code 682569264#

Wednesday, February 10th—Day 1: Assessment Subcommittee

To join by means of computer:

<https://teams.microsoft.com/l/meetup-join/19%3a24e603cb5c9d469c8e37b3c07c3eb93b%40thread.tacv2/1610401464515?context=%7b%22Tid%22%3a%229ef9f489-e0a0-4eeb-87cc-3a526112fd0d%22%2c%22Oid%22%3a%2205f70234-b567-4830-8150-e92eec649d7a%22%7d>

Call-in code 628304019#

Thursday, February 11th—Day 2: Main Meeting

To join via computer

<https://teams.microsoft.com/l/meetup-join/19%3a24e603cb5c9d469c8e37b3c07c3eb93b%40thread.tacv2/1610401545982?context=%7b%22Tid%22%3a%229ef9f489-e0a0-4eeb-87cc-3a526112fd0d%22%2c%22Oid%22%3a%2205f70234-b567-4830-8150-e92eec649d7a%22%7d>

Call-in code 168782506#

Jurisdictional HIV prevention planning is a required activity of the Department's Centers for Disease Control and Prevention Integrated HIV Surveillance and Prevention Programs for Health Departments grant. Additionally, the Ryan White HIV/AIDS Treatment Extension Act of 2009 (Pub.L. No. 111-87), previously known as the Ryan White Comprehensive AIDS Resources Emergency Act of 1990 (42 U.S.C.A. §§ 300ff-21—300ff-38), requires that the Department engage in a public advisory planning process in developing a comprehensive plan. The purpose of these meetings is to conduct an integrated prevention and care HIV planning process by which the Department works in partnership with the community and stakeholders to enhance access to HIV prevention, care and treatment services.

For additional information or persons with a disability who wish to attend the meeting who require an auxiliary aid, service or other accommodation to do so should contact Kyle Fait, Planning Coordinator, Department of Health, Bureau of Communicable Diseases, 625 Forster Street, Health and Welfare Building, Harrisburg, PA 17120, (717) 260-8929, or for speech and/or hearing

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

The Department reserves the right to cancel these meetings without prior notice.

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 21-131. Filed for public inspection January 22, 2021, 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 § 211.9(g) (relating to pharmacy services):

Oil City Healthcare and Rehabilitation Center
1293 Grandview Road
Oil City, PA 16301
FAC ID # 331502

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

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the 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. 21-132. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Additional Class of Disproportionate Share Hospital Payments

The Department of Human Services (Department) is providing final notice of its funding allocation for Fiscal Year (FY) 2019-2020 disproportionate share hospital payments to qualifying Medical Assistance (MA) enrolled acute care general hospitals that promote access to comprehensive inpatient services for MA eligible persons by providing an adequate supply of health care profes-

sionals who have been trained in high volume MA enrolled hospital settings. The Department is not otherwise changing the qualifying criteria or payment methodology for these payments.

The Department published notice of its intent to allocate funding for these payments at 50 Pa.B. 1472 (March 7, 2020). The Department received no comments during the 30-day comment period. The Department will implement the total payment set forth in the notice of intent but because of a temporary increase in the Federal MA Percentage available under section 6008 of the Families First Coronavirus Response Act of 2020 (Pub.L. No. 116-127), the breakdown of the State and Federal share is different than what was set forth in the notice of intent.

Fiscal Impact

The FY 2019-2020 impact, as a result of the funding allocation for these payments, is \$93.274 million in total funds.

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1415. (1) General Fund;

(7) MA—Academic Medical Centers; (2) Implementing Year 2019-20 is \$870,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$0; (4) 2018-19 Program—\$24,681,000; 2017-18 Program—\$24,681,000; 2016-17 Program—\$21,181,000;

(7) MA—Fee-for-Service; (2) Implementing Year 2019-20 is \$36,580,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$0; (4) 2018-19 Program—\$342,544,000; 2017-18 Program—\$477,690,000; 2016-17 Program—\$450,970,000;

(7) MA—Physician Practice Plans; (2) Implementing Year 2019-20 is \$1,305,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$0; (4) 2018-19 Program—\$10,071,000; 2017-18 Program—\$10,071,000; 2016-17 Program—\$10,071,000;

(8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 21-133. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Disproportionate Share Payments and Supplemental Hospital Payments to Qualifying Hospitals

The Department of Human Services (Department) is providing final notice of its funding allocation for Fiscal Year (FY) 2019-2020 for several classes of inpatient disproportionate share hospital (DSH) and supplemental payments to Medical Assistance enrolled and qualifying inpatient acute care general hospitals. The Department is not otherwise changing the qualifying criteria or payment methodology for these payments.

The Department published notice of its intent to allocate funding for these payments at 49 Pa.B. 7541 (December 21, 2019). The Department increased the funding allocation for one payment that was announced in its notice of intent. DSH payments to acute care general hospitals that, in partnership with an independent facility listed as a Cleft and Craniofacial Team by the American Cleft Palate-Craniofacial Association, provide surgical services to patients with cleft palate and

craniofacial abnormalities were increased to an allocation of \$0.691 million in total funds, and this corrected funding allocation did appear on the State Plan page submitted to the Centers for Medicare & Medicaid Services and approved on February 28, 2020.

The Department received no comments during the 30-day comment period. The Department will implement the total payment set forth in the notice of intent but because of a temporary increase in the Federal Medical Assistance Percentage available under section 6008 of the Families First Coronavirus Response Act of 2020 (Pub.L. No. 116-127), the breakdown of the State and Federal share is different than what was set forth in the notice of intent.

Fiscal Impact

The updated FY 2019-2020 impact, as a result of the funding allocation for these payments, is \$131.583 million in total funds.

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1416; (1) General Fund;

(7) Medical Assistance—Fee-for-Service; (2) Implementing Year 2019-20 is \$9,990,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$0; (4) 2018-19 Program—\$342,544,000; 2017-18 Program—\$477,690,000; 2016-17 Program—\$450,970,000;

(7) Medical Assistance—Critical Access Hospitals; (2) Implementing Year 2019-20 is \$12,269,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$0; (4) 2018-19 Program—\$10,400,000; 2017-18 Program—\$6,997,000; 2016-17 Program—\$6,997,000;

(7) Medical Assistance—Hospital-Based Burn Centers; (2) Implementing Year 2019-20 is \$3,861,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$0; (4) 2018-19 Program—\$3,782,000; 2017-18 Program—\$3,782,000; 2016-17 Program—\$3,782,000;

(7) Medical Assistance—Obstetric and Neonatal Services; (2) Implementing Year 2019-20 is \$5,814,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$0; (4) 2018-19 Program—\$3,681,000; 2017-18 Program—\$3,681,000; 2016-17 Program—\$3,681,000;

(7) Medical Assistance—Academic Medical Centers; (2) Implementing Year 2019-20 is \$20,607,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$0; (4) 2018-19 Program—\$24,681,000; 2017-18 Program—\$24,681,000; 2016-17 Program—\$21,181,000;

(7) Medical Assistance—Physician Practice Plans; (2) Implementing Year 2019-20 is \$1,741,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$0; (4) 2018-19 Program—\$10,071,000; 2017-18 Program—\$10,071,000; 2016-17 Program—\$10,071,000;

(7) Autism Intervention; (2) Implementing Year 2019-20 is \$391,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$0; (4) 2018-19 Program—\$30,842,000; 2017-18 Program—\$27,669,000; 2016-17 Program—\$22,496,000;

(8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 21-134. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Disproportionate Share Payments for Trauma Services

The Department of Human Services (Department) is providing final notice of its funding allocation for Fiscal Year (FY) 2019-2020 disproportionate share hospital payments to qualifying Medical Assistance (MA) enrolled acute care general hospitals qualifying as trauma centers, as well as qualifying criteria and payment methodology changes due to the act of July 2, 2019 (P.L. 359, No. 54).

The Department published notice of its intent to allocate funding for these payments at 50 Pa.B. 2141 (April 18, 2020). The Department received no comments during the 30-day comment period. The Department will implement the total payment set forth in the notice of intent but because of a temporary increase in the Federal Medical Assistance Percentage available under section 6008 of the Families First Coronavirus Response Act of 2020 (Pub.L. No. 116-127), the breakdown of the State and Federal share is different than what was set forth in the notice of intent.

Fiscal Impact

The FY 2019-2020 impact, as a result of the funding allocation for these payments, is \$18.128 million in total funds.

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1407. (1) General Fund; (2) Implementing Year 2019-20 is \$7,397,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$0; (4) 2018-19 Program—\$8,656,000; 2017-18 Program—\$8,656,000; 2016-17 Program—\$8,656,000; (7) Trauma Centers; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 21-135. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Payment for Nursing Facility Services Provided by Nonpublic Nursing Facilities; Medical Assistance Day One Incentive Payments to Nonpublic Nursing Facilities for Fiscal Year 2020-2021

This announcement provides advance notice that the Department of Human Services (Department) intends to continue to make Medical Assistance Day One Incentive (MDOI) payments to qualified nonpublic nursing facilities for Fiscal Year (FY) 2020-2021. The MDOI payments to nonpublic nursing facilities will provide incentives to nonpublic nursing facilities to provide services to individuals who are Medical Assistance (MA) eligible on the day of admission. The MDOI payments are intended to encourage nonpublic nursing facilities to increase access to care for the poor and indigent citizens of this Commonwealth.

Nonpublic Medical Assistance Day One Incentive Payments

The Department will use the Total Pennsylvania Medical Assistance (PA MA) days and Total Resident Days as reported by nonpublic nursing facilities under Article VIII-A of the Human Services Code (62 P.S. §§ 801-A—815-A), regarding nursing facility assessments, to determine eligibility and calculate payments.

To qualify for MDOI payments, the nursing facility must be a nonpublic nursing facility for the full Resident Day quarter prior to the applicable quarterly reporting due dates of October 31, 2020, and January 31, 2021, and have submitted the required resident day reports for those due dates. In addition, the nonpublic nursing facility shall have an overall occupancy rate of at least 85% and an MA occupancy rate of at least 65% during the applicable Resident Day quarter. A nursing facility's overall occupancy rate for these payments will be determined as follows: Overall occupancy rate = (Total Resident Days ÷ (licensed bed capacity at the end of the quarter × the number of calendar days in the quarter)). A nursing facility's MA occupancy rate for these payments will be determined as follows: MA occupancy rate = Total PA MA days ÷ Total Resident Days.

Each nursing facility may qualify for a maximum of two MDOI payments. For qualifying nursing facilities in the southwest Community HealthChoices (CHC) zone, the Department will use the nursing facility assessment quarterly resident day reporting forms available on October 31, 2020, for the July 1, 2017—September 30, 2017, Resident Day Quarter for the first payment and will use the nursing facility assessment quarterly resident day reporting forms available on January 31, 2021, for the October 1, 2017—December 31, 2017, Resident Day Quarter for the second payment. For qualifying nursing facilities in the southeast CHC zone, the Department will use the nursing facility assessment quarterly resident day reporting forms available on October 31, 2020, for the July 1, 2018—September 30, 2018, Resident Day Quarter for the first payment and will use the nursing facility assessment quarterly resident day reporting forms available on January 31, 2021, for the October 1, 2018—December 31, 2018, Resident Day Quarter for the second payment. For qualifying nursing facilities in the Lehigh/Capital, northwest and northeast CHC zone, the Department will use the nursing facility assessment quarterly resident day reporting forms available on October 31, 2020, for the July 1, 2019—September 30, 2019, Resident Day Quarter for the first payment and will use the nursing facility assessment quarterly resident day reporting forms available on January 31, 2021, for the October 1, 2019—December 31, 2019, Resident Day Quarter for the second payment. The Department will calculate each qualified nonpublic nursing facility's MDOI payments based on the following formula:

(i) A MDOI per diem for each of the two MDOI payments will be 1/2 of the total funds appropriated for the fiscal year divided by the Total PA MA days as reported by all qualifying nursing facilities for the applicable Resident Day Quarter.

(ii) Each MDOI per diem will then be multiplied by each qualified nursing facility's Total PA MA days, as reported, for the applicable Resident Day Quarter to determine its MDOI payment.

(iii) The State funds allocated for FY 2020-2021 are \$16 million.

The Department will not retroactively revise an MDOI payment amount based on a nursing facility's late sub-

mission or revision of its report related to the previously listed dates. The Department may recoup payments based on an audit of a nursing facility's report.

The Department will submit a Medicaid State Plan Amendment (SPA) to the Centers for Medicare & Medicaid Services (CMS), which is a condition for the availability of the payment. If CMS approves the SPA, the Department will have the authority to make MDOI payments to nonpublic nursing facilities for FY 2020-2021.

Fiscal Impact

The fiscal impact of this change is estimated at \$33.472 million (\$16 million in State funds) for FY 2020-2021.

Public Comment

Interested persons are invited to submit written comments regarding these payments to the Department of Human Services, Office of Long-Term Living, Bureau of Policy Development and Communications Management, Attention: Montrell Fletcher, P.O. Box 8025, Harrisburg, PA 17105-8025, RA-PWOLTLNFPUBLICCOM@pa.gov. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

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

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1417. (1) General Fund; (2) Implementing Year 2020-21 is \$16,000,000; (3) 1st Succeeding Year 2021-22 through 5th Succeeding Year 2025-26 are \$0; (4) 2019-20 Program—\$470,244,000; 2018-19 Program—\$850,149,000; 2017-18 Program—\$1,099,000,000; (7) Long-Term Living; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 21-136. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania CLOVER ALL OVER™ Instant Lottery Game 1504

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania CLOVER ALL OVER™ (hereafter "CLOVER ALL OVER™"). The game number is PA-1504.

2. *Price:* The price of a CLOVER ALL OVER™ instant lottery game ticket is \$1.

3. *Play symbols:* Each CLOVER ALL OVER™ instant lottery game ticket will contain one play area. The play symbols and their captions, located in the play area, are: Pot of Gold (POTGLD) symbol, Horseshoe (SHOE) symbol, Rainbow (RAINBW) symbol, Cane (CANE) symbol, Coin (COIN) symbol, Star (STAR) symbol, Wishbone (WSHBON) symbol, Money Bag (MNYBAG) symbol, Crown (CROWN) symbol, Gold Bar (GOLD) symbol,

Balloon (BALLOON) symbol, Clover (CLOVER) symbol and a Leprechaun Hat (WIN5) symbol.

4. *Prize symbols:* The prize symbols and their captions, located in the play area, are: FREE (TICKET), \$1^{.00} (ONE DOL), \$2^{.00} (TWO DOL), \$5^{.00} (FIV DOL), \$10^{.00} (TEN DOL), \$15^{.00} (FIFTEEN), \$20^{.00} (TWENTY), \$40^{.00} (FORTY), \$100 (ONE HUN), \$500 (FIV HUN) and \$2,500 (TWYFIVHUN).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$5, \$10, \$15, \$20, \$40, \$100, \$500 and \$2,500. A player can win up to four times on a ticket.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct an End of the Rainbow Second-Chance Drawing for which non-winning CLOVER ALL OVER™ instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate number of tickets printed for the game:* Approximately 5,400,000 tickets will be printed for the CLOVER ALL OVER™ instant lottery game.

8. *Determination of prize winners:*

(a) Holders of tickets upon which a Clover (CLOVER) symbol appears in the play area and a prize symbol of \$2,500 (TWYFIVHUN) appears in the “prize” area under that Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$2,500.

(b) Holders of tickets upon which a Clover (CLOVER) symbol appears in the play area and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$500.

(c) Holders of tickets upon which a Clover (CLOVER) symbol appears in the play area and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets upon which a Clover (CLOVER) symbol appears in the play area and a prize symbol of \$40^{.00} (FORTY) appears in the “prize” area under that Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$40.

(e) Holders of tickets upon which a Clover (CLOVER) symbol appears in the play area and a prize symbol of

\$20^{.00} (TWENTY) appears in the “prize” area under that Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$20.

(f) Holders of tickets upon which a Clover (CLOVER) symbol appears in the play area and a prize symbol of \$15^{.00} (FIFTEEN) appears in the “prize” area under that Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$15.

(g) Holders of tickets upon which a Clover (CLOVER) symbol appears in the play area and a prize symbol of \$10^{.00} (TEN DOL) appears in the “prize” area under that Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$10.

(h) Holders of tickets upon which a Clover (CLOVER) symbol appears in the play area and a prize symbol of \$5^{.00} (FIV DOL) appears in the “prize” area under that Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$5.

(i) Holders of tickets upon which a Leprechaun Hat (WIN5) symbol appears in the play area, and a prize symbol of \$5^{.00} (FIV DOL) appears in the “prize” area under that Leprechaun Hat (WIN5) symbol, on a single ticket, shall be entitled to a prize of \$5.

(j) Holders of tickets upon which a Clover (CLOVER) symbol appears in the play area and a prize symbol of \$2^{.00} (TWO DOL) appears in the “prize” area under that Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$2.

(k) Holders of tickets upon which a Clover (CLOVER) symbol appears in the play area and a prize symbol of \$1^{.00} (ONE DOL) appears in the “prize” area under that Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$1.

(l) Holders of tickets upon which a Clover (CLOVER) symbol appears in the play area and a prize symbol of FREE (TICKET) appears in the “prize” area under that Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of one CLOVER ALL OVER™ instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

9. *Number and description of prizes and approximate odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>Reveal A “Clover” (CLOVER) Symbol, Win Prize Shown Under That Symbol. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
FREE	FREE \$1 TICKET	9.09	594,000
\$1 × 2	\$2	33.33	162,000
\$2	\$2	40	135,000
(\$2 × 2) + \$1	\$5	1,000	5,400
\$5 w/ LEPRECHAUN HAT	\$5	26.32	205,200
\$5	\$5	1,000	5,400
\$5 × 2	\$10	1,000	5,400
(\$2 × 2) + \$5 + \$1	\$10	1,000	5,400
(\$5 w/ LEPRECHAUN HAT) + \$5	\$10	333.33	16,200
(\$5 w/ LEPRECHAUN HAT) × 2	\$10	250	21,600
\$10	\$10	1,000	5,400
\$5 × 3	\$15	1,000	5,400

<i>Reveal A "Clover" (CLOVER) Symbol, Win Prize Shown Under That Symbol. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
(\$5 w/ LEPRECHAUN HAT) + \$10	\$15	1,000	5,400
(\$5 w/ LEPRECHAUN HAT) × 3	\$15	1,000	5,400
\$15	\$15	1,000	5,400
\$5 × 4	\$20	4,000	1,350
(((\$5 w/ LEPRECHAUN HAT) × 2) + (\$5 × 2))	\$20	1,846	2,925
(((\$5 w/ LEPRECHAUN HAT) × 2) + \$10)	\$20	1,714	3,150
(\$5 w/ LEPRECHAUN HAT) × 4	\$20	800	6,750
\$20	\$20	6,000	900
\$10 × 4	\$40	120,000	45
(\$15 × 2) + (\$5 × 2)	\$40	120,000	45
(((\$5 w/ LEPRECHAUN HAT) × 2) + \$20 + \$10)	\$40	12,000	450
\$40	\$40	120,000	45
(\$20 × 3) + \$40	\$100	120,000	45
(\$40 × 2) + (\$10 × 2)	\$100	120,000	45
(\$5 w/ LEPRECHAUN HAT) + (\$40 × 2) + \$15	\$100	120,000	45
\$100	\$100	120,000	45
\$500	\$500	540,000	10
\$2,500	\$2,500	540,000	10

Reveal a "Leprechaun Hat" (WIN5) symbol, win \$5 instantly!

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing*: Pennsylvania Lottery's End of the Rainbow Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the "Drawing"):

(a) *Qualifying Tickets*: Non-winning PA-1502 Find the Leprechaun (\$5), PA-1503 O'Luckey Coin (\$2) and PA-1504 CLOVER ALL OVER™ (\$1) instant lottery game tickets are eligible for entry into the Drawing.

(b) *Participation and entry*:

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application, during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted. Entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be submitted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description*:

(1) The Lottery will conduct one End of the Rainbow Second-Chance Drawing for qualifying instant lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. January 24, 2021, through 11:59:59 p.m. March 25, 2021, will be entered into the Drawing to be held between March 29, 2021 and April 6, 2021.

(3) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(4) When a Qualifying Ticket is entered into the Drawing, the entry has a chance to be multiplied by 3 (hereafter the "Entry Multiplier Prize"). Each Qualifying Ticket will have a predetermined ticket file assigned at the time the ticket is printed that will determine

whether an entry will be multiplied. If an entry is multiplied, the entrant will be notified during the entry process.

(5) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered and the Entry Multiplier Prize, if applicable. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-1502 Find the Leprechaun (\$5) = five entries, PA-1503 O’Lucky Coin (\$2) = two entries and PA-1504 CLOVER ALL OVER™ (\$1) = one entry.

<i>Qualifying Tickets:</i>	<i>Approximate Number of Entry Multiplier Prizes:</i>	<i>Approximate Odds of Winning a 3X Multiplier Are 1 In:</i>
PA-1502 Find the Leprechaun	900,620	5
PA-1503 O’Lucky Coin	1,550,260	3
PA-1504 CLOVER ALL OVER™	1,400,513	3

(3) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c)(2).

(i) The first through the fifth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$17,000, less required income tax withholding.

(ii) The sixth through the fifteenth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$7,000, less required income tax withholding.

(iii) The sixteenth through the thirty-fifth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$700.

(iv) The thirty-sixth through the eighty-fifth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(4) All prizes will be paid as a lump-sum cash payment or uploaded to a winning player’s lottery account.

(5) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their lottery account and will receive an email notifying them that they won a prize.

(6) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery’s publicly accessible web site.

(7) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(8) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered

(6) Players may review prizes won and their entries for the Drawing via the Drawing’s promotional web site.

(d) *Prizes available to be won, determination of winners, and odds of winning:*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or those mentioned anywhere else in these rules.

(2) The following table sets forth the approximate number of Entry Multiplier Prizes and the approximate odds of winning an Entry Multiplier Prize:

into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. If a Drawing entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, 9Rooftops, LLC (formerly known as MARC USA), MUSL, Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery’s sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the same Drawing will be disqualified and a replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 10(d)(5). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

11. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell CLOVER ALL OVER™ instant lottery game tickets.

12. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed prize money:* For a period of 1 year from the announced close of CLOVER ALL OVER™, prize money from winning CLOVER ALL OVER™ instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the CLOVER ALL OVER™ instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *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 CLOVER ALL OVER™ or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 21-137. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Find the Leprechaun Instant Lottery Game 1502

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Find the Leprechaun (hereafter “Find the Leprechaun”). The game number is PA-1502.

2. *Price:* The price of a Find the Leprechaun instant lottery game ticket is \$5.

3. *Play symbols:* Each Find the Leprechaun instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions, located in the “WINNING NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The play symbols and their captions, located in the “YOUR NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT), Leprechaun (LPCHN) symbol and a Rainbow (5TIMES) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the “YOUR NUMBERS” area, are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$25⁰⁰ (TWY FIV), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$25, \$50, \$100, \$200, \$250, \$500, \$1,000, \$5,000 and \$100,000. Find the Leprechaun contains a feature that can multiply the prize won. For a complete list of prizes, including multiplied prizes, see section 9 (relating

to Number and description of prizes and approximate odds). A player can win up to 12 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 6,000,000 tickets will be printed for the Find the Leprechaun instant lottery game.

7. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct an End of the Rainbow Second-Chance Drawing for which non-winning Find the Leprechaun instant lottery game tickets may be eligible as provided for in section 10.

8. *Determination of prize winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$100,000 (ONEHUNTHO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$5,000 (FIV THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(c) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$5,000 (FIV THO) appears in the "prize" area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(d) Holders of tickets upon which a Rainbow (5TIMES) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under that Rainbow (5TIMES) symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which a Rainbow (5TIMES) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$200 (TWO HUN) appears in the "prize" area under that Rainbow (5TIMES) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which a Rainbow (5TIMES) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that Rainbow (5TIMES) symbol, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250.

(l) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$250.

(m) Holders of tickets upon which a Rainbow (5TIMES) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "prize" area under that Rainbow (5TIMES) symbol, on a single ticket, shall be entitled to a prize of \$250.

(n) Holders of tickets upon which a Rainbow (5TIMES) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the "prize" area under that Rainbow (5TIMES) symbol, on a single ticket, shall be entitled to a prize of \$125.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(p) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(r) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "prize" area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$50.

(s) Holders of tickets upon which a Rainbow (5TIMES) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "prize" area under that Rainbow (5TIMES) symbol, on a single ticket, shall be entitled to a prize of \$50.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(u) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the "prize" area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$25.

(v) Holders of tickets upon which a Rainbow (5TIMES) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "prize" area under that Rainbow (5TIMES) symbol, on a single ticket, shall be entitled to a prize of \$25.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$10^{.00} (TEN DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(x) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$10^{.00} (TEN DOL) appears in the "prize" area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$10.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the

"WINNING NUMBERS" play symbols, and a prize symbol of \$5^{.00} (FIV DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(z) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$5^{.00} (FIV DOL) appears in the "prize" area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$5.

9. *Number and description of prizes and approximate odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 6,000,000 Tickets:</i>
\$5 w/ LEPRECHAUN	\$5	15	400,000
\$5	\$5	20	300,000
\$5 × 2	\$10	60	100,000
(\$5 w/ LEPRECHAUN) + \$5	\$10	120	50,000
(\$5 w/ LEPRECHAUN) × 2	\$10	60	100,000
\$10 w/ LEPRECHAUN	\$10	60	100,000
\$10	\$10	60	100,000
\$5 × 5	\$25	600	10,000
(((\$5 w/ LEPRECHAUN) × 3) + \$10	\$25	600	10,000
(((\$10 w/ LEPRECHAUN) × 2) + (\$5 w/ LEPRECHAUN)	\$25	600	10,000
(\$5 w/ LEPRECHAUN) × 5	\$25	600	10,000
\$5 w/ RAINBOW	\$25	30	200,000
\$25 w/ LEPRECHAUN	\$25	600	10,000
\$25	\$25	600	10,000
\$5 × 10	\$50	600	10,000
(((\$5 w/ LEPRECHAUN) × 5) + (\$5 w/ RAINBOW)	\$50	600	10,000
(\$5 w/ RAINBOW) × 2	\$50	300	20,000
\$10 w/ RAINBOW	\$50	600	10,000
\$50 w/ LEPRECHAUN	\$50	600	10,000
\$50	\$50	600	10,000
\$10 × 10	\$100	12,000	500
(((\$5 w/ RAINBOW) × 2) + (\$5 × 10)	\$100	4,000	1,500
(((\$5 w/ LEPRECHAUN) × 5) + (\$10 × 5) + \$25	\$100	12,000	500
(((\$5 w/ LEPRECHAUN) × 10) + (((\$5 w/ RAINBOW) × 2)	\$100	2,400	2,500
(\$5 w/ RAINBOW) × 4	\$100	1,714	3,500
(\$10 w/ RAINBOW) × 2	\$100	1,714	3,500
(\$10 w/ LEPRECHAUN) × 10	\$100	4,000	1,500
\$100 w/ LEPRECHAUN	\$100	12,000	500
\$100	\$100	12,000	500
\$50 × 5	\$250	24,000	250

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 6,000,000 Tickets:</i>
$(\$50 \times 2) + (\$25 \times 4) + (\$10 \times 4) + (\$5 \times 2)$	\$250	24,000	250
$(\$25 \text{ w/ RAINBOW}) + (\$10 \text{ w/ RAINBOW}) + (\$5 \times 8) + \$25 + \10	\$250	24,000	250
$((\$25 \text{ w/ LEPRECHAUN}) \times 4) + ((\$10 \text{ w/ RAINBOW}) \times 2) + (\$10 \times 4) + (\$5 \times 2)$	\$250	24,000	250
$(\$50 \text{ w/ LEPRECHAUN}) \times 5$	\$250	24,000	250
\$50 w/ RAINBOW	\$250	12,000	500
\$250 w/ LEPRECHAUN	\$250	24,000	250
\$250	\$250	60,000	100
$\$50 \times 10$	\$500	120,000	50
$((\$100 \text{ w/ LEPRECHAUN}) \times 4) + ((\$10 \text{ w/ RAINBOW}) \times 2)$	\$500	120,000	50
\$100 w/ RAINBOW	\$500	120,000	50
\$500 w/ LEPRECHAUN	\$500	120,000	50
\$500	\$500	120,000	50
$\$100 \times 10$	\$1,000	1,200,000	5
$((\$100 \text{ w/ LEPRECHAUN}) \times 5) + (\$100 \text{ w/ RAINBOW})$	\$1,000	1,200,000	5
\$200 w/ RAINBOW	\$1,000	1,200,000	5
\$1,000 w/ LEPRECHAUN	\$1,000	1,200,000	5
\$1,000	\$1,000	1,200,000	5
\$1,000 w/ RAINBOW	\$5,000	1,200,000	5
\$5,000 w/ LEPRECHAUN	\$5,000	1,200,000	5
\$5,000	\$5,000	1,200,000	5
\$100,000	\$100,000	600,000	10

Reveal a "Leprechaun" (LPCHN) symbol, win prize shown under that symbol automatically.

Reveal a "Rainbow" (5TIMES) symbol, win 5 times the prize shown under that symbol!

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing:* Pennsylvania Lottery's End of the Rainbow Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the "Drawing"):

(a) *Qualifying Tickets:* Non-winning PA-1502 Find the Leprechaun (\$5), PA-1503 O'Lucky Coin (\$2) and PA-1504 CLOVER ALL OVER™ (\$1) instant lottery game tickets are eligible for entry into the Drawing.

(b) *Participation and entry:*

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available

at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application, during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted. Entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be submitted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description:*

(1) The Lottery will conduct one End of the Rainbow Second-Chance Drawing for qualifying instant lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. January 24, 2021, through 11:59:59 p.m. March 25, 2021, will be entered into the Drawing to be held between March 29, 2021 and April 6, 2021.

(3) The entry period for the Drawing will be posted to the Pennsylvania Lottery’s publicly accessible web site.

(4) When a Qualifying Ticket is entered into the Drawing, the entry has a chance to be multiplied by 3 (hereafter the “Entry Multiplier Prize”). Each Qualifying Ticket will have a predetermined ticket file assigned at the time the ticket is printed that will determine whether an entry will be multiplied. If an entry is multiplied, the entrant will be notified during the entry process.

(5) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered and the Entry Multiplier Prize, if applicable. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-1502 Find the Leprechaun (\$5) = five entries, PA-1503 O’Lucky Coin (\$2) = two entries and PA-1504 CLOVER ALL OVER™ (\$1) = one entry.

(6) Players may review prizes won and their entries for the Drawing via the Drawing’s promotional web site.

(d) *Prizes available to be won, determination of winners, and odds of winning:*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or those mentioned anywhere else in these rules.

(2) The following table sets forth the approximate number of Entry Multiplier Prizes and the approximate odds of winning an Entry Multiplier Prize:

<i>Qualifying Tickets:</i>	<i>Approximate Number of Entry Multiplier Prizes:</i>	<i>Approximate Odds of Winning a 3X Multiplier Are 1 In:</i>
PA-1502 Find the Leprechaun	900,620	5
PA-1503 O’Lucky Coin	1,550,260	3
PA-1504 CLOVER ALL OVER™	1,400,513	3

(3) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c)(2).

(i) The first through the fifth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$17,000, less required income tax withholding.

(ii) The sixth through the fifteenth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$7,000, less required income tax withholding.

(iii) The sixteenth through the thirty-fifth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$700.

(iv) The thirty-sixth through the eighty-fifth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(4) All prizes will be paid as a lump-sum cash payment or uploaded to a winning player’s lottery account.

(5) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their lottery account and will receive an email notifying them that they won a prize.

(6) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery’s publicly accessible web site.

(7) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(8) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. If a Drawing entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, 9Rooftops, LLC (formerly known as MARC USA), MUSL, Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery’s sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the same Drawing will be disqualified and a replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 10(d)(5). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

11. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Find the Leprechaun instant lottery game tickets.

12. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a

winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed prize money:* For a period of 1 year from the announced close of Find the Leprechaun, prize money from winning Find the Leprechaun instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Find the Leprechaun instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *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 Find the Leprechaun or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 21-138. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania O'Lucky Coin Instant Lottery Game 1503

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania O'Lucky Coin (hereafter "O'Lucky Coin"). The game number is PA-1503.

2. *Price:* The price of a O'Lucky Coin instant lottery game ticket is \$2.

3. *Play symbols:* Each O'Lucky Coin instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions, located in the "WINNING NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and 25 (TWYFIV). The play symbols and their captions, located in the "YOUR NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19

(NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV) and a Stack of Coins (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$2.⁰⁰ (TWO DOL), \$4.⁰⁰ (FOR DOL), \$5.⁰⁰ (FIV DOL), \$10.⁰⁰ (TEN DOL), \$20.⁰⁰ (TWENTY), \$30.⁰⁰ (THIRTY), \$50.⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$10,000 (TEN THO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$20, \$30, \$50, \$100, \$200, \$500, \$1,000 and \$10,000. A player can win up to ten times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 6,000,000 tickets will be printed for the O'Lucky Coin instant lottery game.

7. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct an End of the Rainbow Second-Chance Drawing for which non-winning O'Lucky Coin instant lottery game tickets may be eligible as provided for in section 10.

8. *Determination of prize winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$10,000 (TEN THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$100 (ONE HUN) appears in all ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$100 (ONE HUN) appears in three of the "Prize" areas, a prize symbol of \$50.⁰⁰ (FIFTY) appears in two of the "Prize" areas and a prize symbol of \$20.⁰⁰ (TWENTY) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$50 (FIFTY) appears in all ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$200 (TWO HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(h) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS"

area, and a prize symbol of \$50.⁰⁰ (FIFTY) appears in two of the "Prize" areas, a prize symbol of \$20.⁰⁰ (TWENTY) appears in two of the "Prize" areas and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in six of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(i) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$20.⁰⁰ (TWENTY) appears in all ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$20.⁰⁰ (TWENTY) appears in two of the "Prize" areas, a prize symbol of \$10.⁰⁰ (TEN DOL) appears in four of the "Prize" areas and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in four of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(l) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in all ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$50.⁰⁰ (FIFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(n) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in two of the "Prize" areas, a prize symbol of \$5.⁰⁰ (FIV DOL) appears in two of the "Prize" areas, a prize symbol of \$4.⁰⁰ (FOR DOL) appears in four of the "Prize" areas and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in two of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$50.

(o) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in all ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$30.⁰⁰ (THIRTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(q) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in two of the "Prize" areas, a prize symbol of \$4.⁰⁰ (FOR DOL) appears in two of the "Prize" areas and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in six of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$30.

(r) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$4.⁰⁰ (FOR DOL) appears in

five of the "Prize" areas and a prize symbol of \$2⁰⁰ (TWO DOL) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$30.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(t) Holders of tickets upon which a Stack of Coins (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in all ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$20.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

9. *Number and description of prizes and approximate odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of YOUR NUMBERS Match Either WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 6,000,000 Tickets:</i>
\$2	\$2	9.38	640,000
\$2 × 2	\$4	75	80,000
\$4	\$4	75	80,000
\$5	\$5	20.83	288,000
\$2 × 5	\$10	150	40,000
\$5 × 2	\$10	150	40,000
(\$4 × 2) + \$2	\$10	150	40,000
\$10	\$10	150	40,000
STACK OF COINS w/ (\$2 × 10)	\$20	93.75	64,000
\$5 × 4	\$20	1,500	4,000
\$10 × 2	\$20	1,500	4,000
\$20	\$20	1,500	4,000
STACK OF COINS w/ ((\$4 × 5) + (\$2 × 5))	\$30	923.08	6,500
STACK OF COINS w/ ((\$5 × 2) + (\$4 × 2) + (\$2 × 6))	\$30	923.08	6,500
\$10 × 3	\$30	12,000	500
(\$2 × 5) + \$20	\$30	12,000	500
(\$5 × 4) + \$10	\$30	12,000	500
\$30	\$30	24,000	250
STACK OF COINS w/ (\$5 × 10)	\$50	3,000	2,000
STACK OF COINS w/ ((\$10 × 2) + (\$5 × 2) + (\$4 × 4) + (\$2 × 2))	\$50	3,000	2,000
\$10 × 5	\$50	12,000	500
(\$10 × 2) + (\$5 × 2) + \$20	\$50	12,000	500
(\$20 × 2) + \$10	\$50	12,000	500
\$50	\$50	24,000	250
STACK OF COINS w/ (\$10 × 10)	\$100	4,000	1,500

<i>When Any Of YOUR NUMBERS Match Either WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 6,000,000 Tickets:</i>
STACK OF COINS w/ ((\$20 × 2) + (\$10 × 4) + (\$5 × 4))	\$100	4,000	1,500
\$20 × 5	\$100	24,000	250
\$50 × 2	\$100	24,000	250
(\$30 × 2) + (\$10 × 4)	\$100	24,000	250
\$100	\$100	24,000	250
STACK OF COINS w/ (\$20 × 10)	\$200	24,000	250
STACK OF COINS w/ ((\$50 × 2) + (\$20 × 2) + (\$10 × 6))	\$200	24,000	250
\$50 × 4	\$200	120,000	50
\$100 × 2	\$200	120,000	50
\$200	\$200	120,000	50
STACK OF COINS w/ (\$50 × 10)	\$500	600,000	10
STACK OF COINS w/ ((\$100 × 3) + (\$50 × 2) + (\$20 × 5))	\$500	600,000	10
\$100 × 5	\$500	600,000	10
\$500	\$500	600,000	10
STACK OF COINS w/ (\$100 × 10)	\$1,000	600,000	10
\$1,000	\$1,000	600,000	10
\$10,000	\$10,000	600,000	10

Reveal a "Stack of Coins" (WINALL) symbol, win ALL 10 PRIZES shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing:* Pennsylvania Lottery's End of the Rainbow Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the "Drawing"):

(a) *Qualifying Tickets:* Non-winning PA-1502 Find the Leprechaun (\$5), PA-1503 O'Lucky Coin (\$2) and PA-1504 CLOVER ALL OVER™ (\$1) instant lottery game tickets are eligible for entry into the Drawing.

(b) *Participation and entry:*

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application, during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted. Entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be submitted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description:*

(1) The Lottery will conduct one End of the Rainbow Second-Chance Drawing for qualifying instant lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. January 24, 2021, through 11:59:59 p.m. March 25, 2021, will be entered into the Drawing to be held between March 29, 2021 and April 6, 2021.

(3) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(4) When a Qualifying Ticket is entered into the Drawing, the entry has a chance to be multiplied by 3 (hereafter the "Entry Multiplier Prize"). Each Qualifying Ticket will have a predetermined ticket file assigned at the time the ticket is printed that will determine whether an entry will be multiplied. If an entry is multiplied, the entrant will be notified during the entry process.

(5) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered and the Entry Multiplier Prize, if applicable. The respective purchase price and corre-

sponding number of entries for the Qualifying Ticket is as follows: PA-1502 Find the Leprechaun (\$5) = five entries, PA-1503 O’Lucky Coin (\$2) = two entries and PA-1504 CLOVER ALL OVER™ (\$1) = one entry.

(6) Players may review prizes won and their entries for the Drawing via the Drawing’s promotional web site.

(d) *Prizes available to be won, determination of winners, and odds of winning:*

<i>Qualifying Tickets:</i>	<i>Approximate Number of Entry Multiplier Prizes:</i>	<i>Approximate Odds of Winning a 3X Multiplier Are 1 In:</i>
PA-1502 Find the Leprechaun	900,620	5
PA-1503 O’Lucky Coin	1,550,260	3
PA-1504 CLOVER ALL OVER™	1,400,513	3

(3) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c)(2).

(i) The first through the fifth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$17,000, less required income tax withholding.

(ii) The sixth through the fifteenth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$7,000, less required income tax withholding.

(iii) The sixteenth through the thirty-fifth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$700.

(iv) The thirty-sixth through the eighty-fifth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(4) All prizes will be paid as a lump-sum cash payment or uploaded to a winning player’s lottery account.

(5) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their lottery account and will receive an email notifying them that they won a prize.

(6) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery’s publicly accessible web site.

(7) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(8) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. If a Drawing entry is selected as a winner and rejected or otherwise disqualified during or following the

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or those mentioned anywhere else in these rules.

(2) The following table sets forth the approximate number of Entry Multiplier Prizes and the approximate odds of winning an Entry Multiplier Prize:

Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, 9Rooftops, LLC (formerly known as MARC USA), MUSL, Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery’s sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the same Drawing will be disqualified and a replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 10(d)(5). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

11. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell O'Lucky Coin instant lottery game tickets.

12. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed prize money:* For a period of 1 year from the announced close of O'Lucky Coin, prize money from winning O'Lucky Coin instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the O'Lucky Coin instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *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 O'Lucky Coin or through normal communications methods.

C. DANIEL HASSELL,
Secretary

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DEPARTMENT OF REVENUE

Pennsylvania Win Win Win Instant Lottery Game 1501

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Win Win Win (hereafter "Win Win Win"). The game number is PA-1501.

2. *Price:* The price of a Win Win Win instant lottery game ticket is \$10.

3. *Play symbols:* Each Win Win Win instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions, located in the "WINNING NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTHR), 23 (TWYFIV), 24 (TWYFOR), 25 (TWYSIX), 26 (TWYSVN), 27 (TWYEGT), 28 (TWYNIN), 29 (THIRT), 30 (THYONE), 31 (THYTWO), 32 (THYTHR), 33 (THYFOR), 34 (THYFIV), 35 (THYSIX), 36 (THYSVN), 37 (THYEGT), 38 (THYNIN) and 40 (FORT). The play symbols and their captions, located in the "YOUR NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTHR), 23 (TWYFIV), 24 (TWYFOR), 25 (TWYSIX), 26 (TWYSVN), 27 (TWYEGT), 28 (TWYNIN), 29 (THIRT), 30 (THYONE), 31 (THYTWO), 32 (THYTHR), 33 (THYFOR), 34 (THYFIV), 35 (THYSIX), 36 (THYSVN), 37 (THYEGT), 38 (THYNIN), 40 (FORT), WIN+\$100 (ADD100) symbol, WIN+\$200 (ADD200) symbol and a WIN WIN WIN (WINALL) symbol.

4. *Prize symbols:* The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$500,000 (FIVHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$20, \$30, \$50, \$100, \$200, \$400, \$500, \$1,000, \$10,000 and \$500,000. WIN WIN WIN contains a feature that can add \$100 or \$200 to certain prizes. For a complete list of prizes, and how those prizes can be won, see section 8 (relating to Number and description of prizes and approximate odds). A player can win up to 15 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 13,200,000 tickets will be printed for the Win Win Win instant lottery game.

7. *Determination of prize winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$500,000 (FIVHUNTHO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$10,000 (TEN THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which a WIN WIN WIN (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$100 (ONE HUN) appears in five of the "Prize" areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a WIN+\$100 (ADD100) symbol, and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under that WIN+\$100 (ADD100) symbol, on a single ticket, shall be entitled to a prize of \$600.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a WIN+\$100 (ADD100) symbol, and a prize symbol of \$400 (FOR HUN) appears in the "Prize" area under that WIN+\$100 (ADD100) symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which a WIN WIN WIN (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$100 (ONE HUN) appears in two of the "Prize" areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in three of the "Prize" areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the "Prize" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which a WIN WIN WIN (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in four of the "Prize" areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in ten of the "Prize" areas and a prize symbol of \$100 (ONE HUN) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING

NUMBERS" play symbols, and a prize symbol of \$400 (FOR HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(k) Holders of tickets upon which a WIN WIN WIN (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in two of the "Prize" areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in four of the "Prize" areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in nine of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(l) Holders of tickets upon which a WIN WIN WIN (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$30⁰⁰ (THIRTY) appears in ten of the "Prize" areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a WIN+\$200 (ADD200) symbol, and a prize symbol of \$200 (TWO HUN) appears in the "Prize" area under that WIN+\$200 (ADD200) symbol, on a single ticket, shall be entitled to a prize of \$400.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a WIN+\$100 (ADD100) symbol, and a prize symbol of \$200 (TWO HUN) appears in the "Prize" area under that WIN+\$100 (ADD100) symbol, on a single ticket, shall be entitled to a prize of \$300.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a WIN+\$200 (ADD200) symbol, and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under that WIN+\$200 (ADD200) symbol, on a single ticket, shall be entitled to a prize of \$300.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a WIN+\$200 (ADD200) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "Prize" area under that WIN+\$200 (ADD200) symbol, on a single ticket, shall be entitled to a prize of \$250.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a WIN+\$200 (ADD200) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "Prize" area under that WIN+\$200 (ADD200) symbol, on a single ticket, shall be entitled to a prize of \$220.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a WIN+\$200 (ADD200) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under that WIN+\$200 (ADD200) symbol, on a single ticket, shall be entitled to a prize of \$210.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$200 (TWO HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(t) Holders of tickets upon which a WIN WIN WIN (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the "Prize" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(u) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a WIN+\$100 (ADD100), and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area under that WIN+\$100 (ADD100) symbol, on a single ticket, shall be entitled to a prize of \$200.

(v) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a WIN+\$100 (ADD100) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “Prize” area under that WIN+\$100 (ADD100) symbol, on a single ticket, shall be entitled to a prize of \$150.

(w) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a WIN+\$100 (ADD100), and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “Prize” area under that WIN+\$100 (ADD100) symbol, on a single ticket, shall be entitled to a prize of \$130.

(x) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a WIN+\$100 (ADD100) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “Prize” area under that WIN+\$100 (ADD100) symbol, on a single ticket, shall be entitled to a prize of \$120.

(y) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a WIN+\$100 (ADD100) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “Prize” area under that WIN+\$100 (ADD100) symbol, on a single ticket, shall be entitled to a prize of \$110.

(z) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the

“WINNING NUMBERS” play symbols, and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(aa) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(bb) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$30.

(cc) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(dd) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

8. *Number and description of prizes and approximate odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 13,200,000 Tickets:</i>
\$10	\$10	8.57	1,540,000
\$10 × 2	\$20	30	440,000
\$20	\$20	20	660,000
\$10 × 3	\$30	120	110,000
\$20 + \$10	\$30	120	110,000
\$30	\$30	60	220,000
\$10 × 5	\$50	150	88,000
(\$10 × 3) + \$20	\$50	150	88,000
(\$20 × 2) + \$10	\$50	300	44,000
\$30 + \$20	\$50	600	22,000
\$50	\$50	200	66,000
\$10 × 10	\$100	600	22,000
(\$10 × 5) + \$30 + \$20	\$100	600	22,000
(\$20 × 2) + (\$10 × 6)	\$100	600	22,000
(\$20 × 2) + \$50 + \$10	\$100	600	22,000
\$50 × 2	\$100	600	22,000
\$100	\$100	600	22,000
WIN WIN WIN SYMBOL w/ ((\$20 × 5) + (\$10 × 10))	\$200	1,200	11,000
\$50 × 4	\$200	24,000	550

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 13,200,000 Tickets:</i>
(\$10 w/ WIN+\$100 SYMBOL) + (\$10 × 9)	\$200	6,000	2,200
(\$20 w/ WIN+\$100 SYMBOL) + (\$20 × 4)	\$200	6,000	2,200
(\$30 w/ WIN+\$100 SYMBOL) + (\$10 × 5) + \$20	\$200	2,000	6,600
(\$50 w/ WIN+\$100 SYMBOL) + \$50	\$200	2,000	6,600
\$200	\$200	24,000	550
WIN WIN WIN SYMBOL w/ ((\$30 × 10) + (\$20 × 5))	\$400	24,000	550
WIN WIN WIN SYMBOL w/ ((\$50 × 2) + (\$30 × 4) + (\$20 × 9))	\$400	24,000	550
\$100 × 4	\$400	60,000	220
(\$10 w/ WIN+\$200 SYMBOL) + (\$10 w/ WIN+\$100 SYMBOL) + (\$10 × 8)	\$400	6,000	2,200
(\$50 w/ WIN+\$100 SYMBOL) + (\$100 × 2) + (\$10 × 5)	\$400	24,000	550
(\$50 w/ WIN+\$200 SYMBOL) + (\$50 × 3)	\$400	8,000	1,650
(\$100 w/ WIN+\$100 SYMBOL) + (\$50 × 2) + (\$20 × 5)	\$400	24,000	550
(\$100 w/ WIN+\$200 SYMBOL) + (\$10 × 10)	\$400	12,000	1,100
\$400	\$400	60,000	220
WIN WIN WIN SYMBOL w/ ((\$50 × 4) + (\$20 × 10) + \$100)	\$500	24,000	550
WIN WIN WIN SYMBOL w/ ((\$100 × 2) + (\$50 × 3) + (\$20 × 5) + (\$10 × 5))	\$500	24,000	550
\$50 × 10	\$500	120,000	110
(\$20 w/ WIN+\$200 SYMBOL) + ((\$20 w/ WIN+\$100 SYMBOL) × 2) + (\$10 × 4)	\$500	24,000	550
(\$50 w/ WIN+\$200 SYMBOL) + (\$50 w/ WIN+\$100 SYMBOL) + (\$20 × 5)	\$500	24,000	550
(\$100 w/ WIN+\$200 SYMBOL) + (\$100 w/ WIN+\$100 SYMBOL)	\$500	30,000	440
(\$200 w/ WIN+\$200 SYMBOL) + (\$10 × 10)	\$500	24,000	550
\$400 w/ WIN+\$100 SYMBOL	\$500	120,000	110
\$500	\$500	120,000	110
WIN WIN WIN SYMBOL w/ ((\$100 × 5) + (\$50 × 10))	\$1,000	24,000	550
\$100 × 10	\$1,000	60,000	220
(((\$100 w/ WIN+\$200 SYMBOL) × 2) + ((\$100 w/ WIN+\$100 SYMBOL) × 2))	\$1,000	120,000	110
(\$200 w/ WIN+\$200 SYMBOL) + ((\$200 w/ WIN+\$100 SYMBOL) × 2)	\$1,000	120,000	110
(\$500 w/ WIN+\$100 SYMBOL) + ((\$100 w/ WIN+\$100 SYMBOL) × 2)	\$1,000	120,000	110

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 13,200,000 Tickets:</i>
(\$50 w/ WIN+\$200 SYMBOL) × 4	\$1,000	60,000	220
(\$400 w/ WIN+\$100 SYMBOL) × 2	\$1,000	120,000	110
\$1,000	\$1,000	120,000	110
\$1,000 × 10	\$10,000	1,320,000	10
\$10,000	\$10,000	1,320,000	10
\$500,000	\$500,000	1,320,000	10

Reveal a "WIN+\$100" (ADD100) symbol, add \$100 to the prize shown under that symbol and win that amount.

Reveal a "WIN+\$200" (ADD200) symbol, add \$200 to the prize shown under that symbol and win that amount.

Reveal a "WIN WIN WIN" (WINALL) symbol, win ALL 15 PRIZES shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Win Win Win instant lottery game tickets.

10. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed prize money:* For a period of 1 year from the announced close of Win Win Win, prize money from winning Win Win Win instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Win Win Win instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *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 Win Win Win or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 21-140. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Application for Lease of Right-of-Way

Under 67 Pa. Code § 495.4(d) (relating to application procedure), an application to lease highway right-of-way has been submitted to the Department of Transportation by Hanson Aggregates Pennsylvania, LLC, 7660 Imperial Way, Allentown, PA 18195-1040, seeking to lease highway right-of-way located along SR 376 beneath SR 2085 Birmingham Bridge, City of Pittsburgh, Allegheny County, containing 105,720.33 ± square feet or 2.427 acres for the purpose of stockpiling, storage and supply of aggregate materials.

Interested persons are invited to submit, within 30 days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions or objections regarding the approval of this application to Cheryl Moon-Sirianni, PE, District Executive, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017.

Questions regarding this application or the proposed use may be directed to Jeff Powell, District Property Manager, 45 Thoms Run Road, Bridgeville, PA 15017, (412) 429-4835.

YASSMIN GRAMIAN,
Secretary

[Pa.B. Doc. No. 21-141. Filed for public inspection January 22, 2021, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Transportation Advisory Commission Virtual Conference Call Meeting

The Transportation Advisory Commission will hold a conference call meeting on Monday, February 1, 2021. Due to the circumstances surrounding the novel coronavirus (COVID-19), this meeting will be held by means of a conference call starting at 10 a.m. For more information, including call-in information, contact the Office of the State Transportation Commission at (717) 787-2913 or RA-PennDOTSTC@pa.gov.

YASSMIN GRAMIAN,
Secretary

[Pa.B. Doc. No. 21-142. Filed for public inspection January 22, 2021, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

Meeting Cancellation

The February 16, 2021, meeting of the Environmental Quality Board (Board) is cancelled. The next regular meeting of the Board is tentatively scheduled for Tuesday, March 16, 2021. In accordance with Governor Tom Wolf's emergency disaster declaration and based on advice from the Department of Health regarding the mitigation of the spread of the novel coronavirus (COVID-19), the Board's March meeting will be held as a virtual meeting and will begin at 9 a.m. Individuals who wish to join the meeting may do so remotely.

Information on how to join the meeting, as well as agenda and meeting materials, will be available on the Board's webpage, found through the Public Participation tab on the Department of Environmental Protection's (Department) web site at www.dep.pa.gov (select "Public Participation," then "Environmental Quality Board," then "2021 Meetings").

Individuals are encouraged to visit the Board's webpage to confirm meeting date, time and location prior to each meeting. Questions concerning the March 16, 2021, meeting can be directed to Laura Griffin at laurgriffin@pa.gov or (717) 783-8727.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-8727 or through the Pennsylvania 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.

PATRICK McDONNELL,
Chairperson

[Pa.B. Doc. No. 21-143. Filed for public inspection January 22, 2021, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule for All Milk Marketing Areas; Over-Order Premium; Teleconference

Under the provisions of the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302), the Milk Marketing

Board (Board) will conduct a public hearing by means of teleconference for Milk Marketing Areas 1—6 on March 3, 2021, at 10 a.m. The dial in number is (267) 332-8737. The conference ID is 143 213 350.

The purpose of the hearing is to receive testimony and exhibits concerning the level and duration of the Class I over-order premium.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 1 p.m. on January 23, 2021, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 1 p.m. on January 23, 2021, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@pa.gov.

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 2 p.m. on February 5, 2021, petitioner shall file with the Board, in person or electronically, one original and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 2 p.m. on February 19, 2021, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 2 p.m. on February 25, 2021, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents, or records in other proceedings before the Board, or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167, or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing directed to chardbarga@pa.gov and received by 1 p.m. on February 22, 2021.

Electronic filings should be made to deberly@pa.gov. The filing address for the Board is Milk Marketing Board,

Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

CAROL HARDBARGER,
Secretary

[Pa.B. Doc. No. 21-144. Filed for public inspection January 22, 2021, 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 if 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, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by February 8, 2021. 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.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-2020-3023125. Nastech, LLC (1031 Knorr Street, 1st Floor, Philadelphia, Philadelphia County, PA 19111) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, between points in the City and County of Philadelphia. *Attorney:* Mark Feinman, Esquire, 8171 Castor Avenue, Philadelphia, PA 19152.

A-2021-3023614. TPC Transportation, LLC (3037 North Broad Street, Philadelphia, PA 19132) in paratransit service, from points in the Counties of Bucks, Chester, Delaware and Montgomery, and the City and County of Philadelphia, to points in Pennsylvania, and return.

A-2021-3023626. KOP Transportations, LLC, t/a KOP Limousine (560 American Avenue, Apartment AT9, King of Prussia, PA 19406) in limousine service, between points in the Counties of Bucks, Chester, Delaware and Montgomery.

A-2020-3023632. John V. and Michele M. Washburn (165 Draper Lane, Lincoln University, Chester County, PA 19352) for the right to begin to transport persons, by motor vehicle, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Chester County, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 21-145. Filed for public inspection January 22, 2021, 9:00 a.m.]

PROFESSIONAL STANDARDS AND PRACTICES COMMISSION

Application of Eric F. Jackson for Reinstatement of Teaching Certificates; Doc. No. RE-20-004

Notice of Hearing

Under the Educator Discipline Act (act) (24 P.S. §§ 2070.1a—2070.18c), the Professional Standards and Practices Commission (Commission) has initiated hearing procedures to consider the application of Eric F. Jackson for reinstatement of his teaching certificates.

On or about September 21, 2020, Eric F. Jackson filed an application for reinstatement of his teaching certificates under section 16 of the act (24 P.S. § 2070.16), 1 Pa. Code §§ 35.1 and 35.2 (relating to applications) and 22 Pa. Code § 233.123 (relating to reinstatements). In accordance with the act, 1 Pa. Code Part II (relating to General Rules of Administrative Practices and Procedure), the Commission has appointed a hearing examiner to serve as presiding officer to conduct the proceedings and hearings as might be necessary, and to prepare a proposed report to the Commission containing findings of fact, conclusions of law and a recommended decision on the application.

Any interested party wishing to participate in these hearing procedures must file a notice of intervention or a petition to intervene in accordance with 1 Pa. Code §§ 35.27—35.32 (relating to intervention) within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Any person objecting to the approval of the application may also, within 30 days after publication of this notice in the *Pennsylvania Bulletin*, file a protest in accordance with 1 Pa. Code § 35.23 (relating to protest generally).

All notices and petitions to intervene and protests shall be filed with Shane F. Crosby, Executive Director, Professional Standards and Practices Commission, 333 Market Street, Harrisburg, PA 17126-0333 on or before 4 p.m. on the due date prescribed by this notice. Persons with a disability who wish to attend the hearings and require an auxiliary aid, service or other accommodation to participate should contact Kyle Shemory at (717) 787-6576 to discuss how the Commission may best accommodate their needs.

SHANE F. CROSBY,
Executive Director

[Pa.B. Doc. No. 21-146. Filed for public inspection January 22, 2021, 9:00 a.m.]

PROFESSIONAL STANDARDS AND PRACTICES COMMISSION

Application of Sarah Martini for Reinstatement of Teaching Certificates; Doc. No. RE-20-006

Notice of Hearing

Under the Educator Discipline Act (act) (24 P.S. §§ 2070.1a—2070.18c), the Professional Standards and Practices Commission (Commission) has initiated hearing procedures to consider the application of Sarah Martini for reinstatement of her teaching certificates.

On or about November 12, 2020, Sarah Martini filed an application for reinstatement of her teaching certificates under section 16 of the act (24 P.S. § 2070.16), 1 Pa. Code §§ 35.1 and 35.2 (relating to applications) and 22 Pa. Code § 233.123 (relating to reinstatements). In accordance with the act, 1 Pa. Code Part II (relating to General Rules of Administrative Practices and Procedure), the Commission has appointed a hearing examiner to serve as presiding officer to conduct the proceedings and hearings as might be necessary, and to prepare a proposed report to the Commission containing findings of fact, conclusions of law and a recommended decision on the application.

Any interested party wishing to participate in these hearing procedures must file a notice of intervention or a petition to intervene in accordance with 1 Pa. Code §§ 35.27—35.32 (relating to intervention) within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Any person objecting to the approval of the application may also, within 30 days after publication of this notice in the *Pennsylvania Bulletin*, file a protest in accordance with 1 Pa. Code § 35.23 (relating to protest generally).

All notices and petitions to intervene and protests shall be filed with Shane F. Crosby, Executive Director, Professional Standards and Practices Commission, 333 Market Street, Harrisburg, PA 17126-0333 on or before 4 p.m. on the due date prescribed by this notice. Persons with a disability who wish to attend the hearings and require an auxiliary aid, service or other accommodation to participate should contact Kyle Shemory at (717) 787-6576 to discuss how the Commission may best accommodate their needs.

SHANE F. CROSBY,
Executive Director

[Pa.B. Doc. No. 21-147. Filed for public inspection January 22, 2021, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Grandfathering Registration Notice

The Susquehanna River Basin Commission lists the following Grandfathering (GF) Registration for projects under 18 CFR 806, Subpart E (relating to grandfathered projects) from December 1, 2020, through December 31, 2020.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

Supplementary Information

This notice lists GF Registration for projects, described as follows, under 18 CFR 806, Subpart E for the time period previously specified:

GF Registration Under 18 CFR Part 806, Subpart E:

1. First Investors General, Inc.—Cool Creek Golf Club, GF Certificate No. GF-202012136, Hellam Township, York County, PA; Kreutz Creek; Issue Date: December 4, 2020.

2. Jersey Shore Area Joint Water Authority—Public Water Supply System, GF Certificate No. GF-202012137, Pine Creek Township, Clinton County, PA; Pine Creek Well 1; Issue Date: December 4, 2020.

3. Lycoming County Recreation Authority—White Deer Golf Courses, GF Certificate No. GF-202012138, Brady Township, Lycoming County, PA; Well 2 and Irrigation Pond; Issue Date: December 11, 2020.

4. South Middleton Township Municipal Authority—Public Water Supply System, GF Certificate No. GF-202012139, South Middleton Township, Cumberland County, PA; Wells 1 and 2; Issue Date: December 14, 2020.

5. Beech Creek Borough Authority—Public Water Supply System, GF Certificate No. GF-202012140, Beech Creek Borough, Clinton County, PA; Well 1; Issue Date: December 21, 2020.

6. Borough of Lititz—Public Water Supply System, GF Certificate No. GF-202012141, Lititz Borough, Lancaster County, PA; Wells 1—6; Issue Date: December 21, 2020.

7. Arendtsville Municipal Authority—Public Water Supply System, GF Certificate No. GF-202012142, Arendtsville Borough and Menallen Township, Adams County, PA; Wells 1 and 2; Issue Date: December 21, 2020.

8. Elmira Water Board, GF Certificate No. GF-202012143, City of Elmira, Town of Elmira, Town of Southport and Town of Horseheads, Chemung County, NY; Chemung River, Hoffman Reservoir, Hudson Street Wellfield (Wells 1A and 2) and Sullivan Street Wellfield (Wells 1 and 2); Issue Date: December 22, 2020.

9. Lake Meade Municipal Authority—Public Water Supply System, GF Certificate No. GF-202012144, Reading Township, Adams County, PA; Wells 1 and 2; Issue Date: December 30, 2020.

10. Village of Painted Post—Public Water Supply System, GF Certificate No. GF-202012145, Village of Painted Post, Steuben County, NY; Wells 2—4; Issue Date: December 30, 2020.

11. Walden Oaks Country Club, Inc., GF Certificate No. GF-202012146, Town of Cortlandville, Cortland County, NY; Spring-fed Irrigation Ponds; Issue Date: December 30, 2020.

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

Dated: January 6, 2021

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 21-148. Filed for public inspection January 22, 2021, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has approved by rule the following list of projects from December 1, 2020, through December 31, 2020.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax

(717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

Supplementary Information

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period previously specified:

Water Source Approval—Issued Under 18 CFR 806.22(e):

1. The Hershey Company; Hazleton Plant; ABR-202012002; Hazle Township, Luzerne County, PA; Consumptive Use of Up to 0.0990 mgd; Approval Date: December 11, 2020.

Water Source Approval—Issued Under 18 CFR 806.22(f):

1. Chesapeake Appalachia, LLC; Pad ID: Burkmont Farms; ABR-201012007.R2; Wilmot Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 11, 2020.

2. Seneca Resources Company, LLC; Pad ID: Byrnes 510; ABR-201009059.R2; Rutland Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 11, 2020.

3. Cabot Oil & Gas Corporation; Pad ID: Black P1; ABR-20080708.R2; Springville Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 11, 2020.

4. Cabot Oil & Gas Corporation; Pad ID: Costello P1; ABR-20080707.R2; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 11, 2020.

5. Cabot Oil & Gas Corporation; Pad ID: Costello P2; ABR-20080804.R2; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 11, 2020.

6. Cabot Oil & Gas Corporation; Pad ID: Lewis P2; ABR-20080802.R2; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 11, 2020.

7. Inflection Energy (PA), LLC; Pad ID: Hensler Well Pad; ABR-201506004.R1; Hepburn Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 11, 2020.

8. Tilden Bradford, LLC; Pad ID: JENKINS 1H; ABR-20100426.R2; Springfield Township, Bradford County, PA; Consumptive Use of Up to 3.0000 mgd; Approval Date: December 13, 2020.

9. Tilden Bradford, LLC; Pad ID: BEARDSLEE 2H; ABR-201008085.R2; Springfield Township, Bradford County, PA; Consumptive Use of Up to 3.0000 mgd; Approval Date: December 13, 2020.

10. Tilden Bradford, LLC; Pad ID: Olsyn 1H; ABR-201509004.R1; Springfield Township, Bradford County, PA; Consumptive Use of Up to 3.0000 mgd; Approval Date: December 13, 2020.

11. Seneca Resources Company, LLC; Pad ID: PHC Pad S; ABR-201009023.R2; Lawrence Township, Clearfield County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 13, 2020.

12. Chief Oil & Gas, LLC; Pad ID: B & B Investment Group Drilling Pad # 1; ABR-201010068.R2; Asylum

Township, Bradford County, PA; Consumptive Use of Up to 2.0000 mgd; Approval Date: December 13, 2020.

13. Chief Oil & Gas, LLC; Pad ID: Bahl Drilling Pad; ABR-201510007.R1; Forks Township, Sullivan County, PA; Consumptive Use of Up to 2.5000 mgd; Approval Date: December 13, 2020.

14. Chesapeake Appalachia, LLC; Pad ID: Baltzley; ABR-201012020.R2; Rush Township, Susquehanna County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 13, 2020.

15. ARD Operating, LLC; Pad ID: Gayla D Loch Pad A; ABR-201009083.R2; Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 13, 2020.

16. EXCO Resources (PA), LLC; Pad ID: Wistar-Shaffer Tracts Drilling Pad # 1; ABR-201009071.R2; Shrewsbury Township, Sullivan County, PA; Consumptive Use of Up to 8.0000 mgd; Approval Date: December 13, 2020.

17. Cabot Oil & Gas Corporation; Pad ID: Lewis P1; ABR-20080803.R2; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 13, 2020.

18. Cabot Oil & Gas Corporation; Pad ID: Teel P4; ABR-20080701.R2; Springville Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 13, 2020.

19. XTO Energy, Inc.; Pad ID: Lucella 8564H; ABR-201009074.R2; Moreland Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 14, 2020.

20. Chesapeake Appalachia, LLC; Pad ID: DGSM; ABR-201012038.R2; Smithfield Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 24, 2020.

21. Seneca Resources Company, LLC; Pad ID: SGL 90A Pad; ABR-201008049.R2; Lawrence Township, Clearfield County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: December 24, 2020.

22. Seneca Resources Company, LLC; Pad ID: Appold 493; ABR-201008126.R2; Sullivan Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 24, 2020.

23. Pennsylvania General Energy Company, LLC; Pad ID: SUSQ Huckleberry—Pad D; ABR-202012001; Union Township, Tioga County, PA; Consumptive Use of Up to 4.5000 mgd; Approval Date: December 24, 2020.

24. Rockdale Marcellus, LLC; Pad ID: Heuer 701; ABR-201010010.R2; Union Township, Tioga County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: December 27, 2020.

25. Rockdale Marcellus, LLC; Pad ID: East Point Fish & Game Club 726; ABR-201010014.R2; Liberty Township, Tioga County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: December 27, 2020.

26. Chief Oil & Gas, LLC; Pad ID: Hart North Drilling Pad; ABR-201510006.R1; Elkland Township, Sullivan County, PA; Consumptive Use of Up to 2.5000 mgd; Approval Date: December 27, 2020.

27. BKV Operating, LLC; Pad ID: Shaskas South; ABR-201011022.R2; Jessup Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 27, 2020.

28. BKV Operating, LLC; Pad ID: Baker North; ABR-201012040.R2; Forest Lake Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 27, 2020.

29. Chief Oil & Gas, LLC; Pad ID: M & M Estates; ABR-201011013.R2; Fox Township, Sullivan County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 27, 2020.

30. Chief Oil & Gas, LLC; Pad ID: PMG God Drilling Pad # 1; ABR-201011068.R2; Asylum Township, Bradford County, PA; Consumptive Use of Up to 2.0000 mgd; Approval Date: December 27, 2020.

31. Chesapeake Appalachia, LLC; Pad ID: Comstock; ABR-201011053.R2; Rome Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 27, 2020.

32. Chesapeake Appalachia, LLC; Pad ID: Gregory; ABR-201011004.R2; Wysox Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 27, 2020.

33. Chesapeake Appalachia, LLC; Pad ID: Primrose; ABR-201011035.R2; Standing Stone Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 27, 2020.

34. SWN Production Company, LLC; Pad ID: Ross Pad; ABR-201009086.R1; Herrick Township, Bradford County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: December 27, 2020.

35. SWN Production Company, LLC; Pad ID: GU-S ROEHRIG SMITH Pad; ABR-201009085.R1; Herrick Township, Bradford County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: December 27, 2020.

36. XPR Resources, LLC; Pad ID: Alder Run LP # 5H; ABR-201512001.R1; Cooper Township, Clearfield County, PA; Consumptive Use of Up to 0.9990 mgd; Approval Date: December 27, 2020.

37. Seneca Resources Company, LLC; Pad ID: Burke 285; ABR-201009096.R2; Charleston Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 27, 2020.

38. SWN Production Company, LLC; Pad ID: WR-68 Depue Pad; ABR-201009098.R1; Franklin Township, Susquehanna County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 30, 2020.

39. SWN Production Company, LLC; Pad ID: Behrend Pad; ABR-201010031.R1; Herrick Township, Bradford County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: December 30, 2020.

40. SWN Production Company, LLC; Pad ID: Hollenbeck ABR; ABR-201010017.R1; Franklin Township, Susquehanna County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 30, 2020.

41. Seneca Resources Company, LLC; Pad ID: Patterson 570; ABR-201009097.R2; Charleston Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 30, 2020.

42. Seneca Resources Company, LLC; Pad ID: Redl 600; ABR-201010013.R2; Sullivan Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 30, 2020.

43. Cabot Oil & Gas Corporation; Pad ID: Daniels Pad; ABR-201010018.R2; Gibson Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 30, 2020.

44. ARD Operating, LLC; Pad ID: Kenneth T. Schriener Pad A; ABR-201009107.R2; Gamble Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 30, 2020.

45. Repsol Oil & Gas USA, LLC; Pad ID: DECRISTO (05 022) D; ABR-201010026.R2; Warren Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: December 30, 2020.

46. Rockdale Marcellus, LLC; Pad ID: Guindon 706; ABR-201009029.R2; Union Township, Tioga County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: December 31, 2020.

47. Cabot Oil & Gas Corporation; Pad ID: MyersR P1; ABR-201511004.R1; Lathrop Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 31, 2020.

48. Cabot Oil & Gas Corporation; Pad ID: StalterD P1; ABR-201011030.R2; Lenox Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 31, 2020.

49. Cabot Oil & Gas Corporation; Pad ID: RomeikaJ P1; ABR-201511005.R1; Gibson Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 31, 2020.

50. Cabot Oil & Gas Corporation; Pad ID: JHHC P1; ABR-201511009.R1; Jessup Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 31, 2020.

51. Seneca Resources Company, LLC; Pad ID: Smithgall 293; ABR-201010055.R2; Charleston Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 31, 2020.

52. Seneca Resources Company, LLC; Pad ID: Hudson 575; ABR-201010029.R2; Charleston Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 31, 2020.

53. Seneca Resources Company, LLC; Pad ID: Westbrook 487; ABR-201010040.R2; Richmond Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 31, 2020.

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

Dated: January 6, 2021

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 21-149. Filed for public inspection January 22, 2021, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Telephonic Public Hearing

The Susquehanna River Basin Commission (Commission) will hold a telephonic public hearing on February 4, 2021, at 2:30 p.m. Due to the novel coronavirus (COVID-19) situation and the relevant orders in place in the Commission's member jurisdictions, the Commission will hold this hearing telephonically. The conference call number is (888) 387-8686. The conference room code number is 9179686050. The telephonic public hearing will

end at 5 p.m. or at the conclusion of public testimony, whichever is sooner. At this telephonic public hearing, the Commission will hear testimony on the projects listed in the Supplementary Information section of this notice. The projects and proposals are intended to be scheduled for Commission action at its next business meeting, tentatively scheduled for March 12, 2021, which will be noticed separately. The public should take note that this telephonic public hearing will be the only opportunity to offer oral comment to the Commission for the listed projects and proposals. The Commission will also hear testimony on its draft Comprehensive Plan during this hearing. The deadline for the submission of written comments on the list of projects subject to action and the Comprehensive Plan is February 19, 2021.

For further information contact Jason Oyler, General Counsel and Secretary, (717) 238-0423, fax (717) 238-2436.

Information concerning the applications for these projects is available at the Commission's Water Application and Approval Viewer at <https://www.srbc.net/waav>. Additional supporting documents and the draft Comprehensive Plan are available to inspect and copy in accordance with the Commission's Access to Records Policy at www.srbc.net/regulatory/policies-guidance/docs/access-to-records-policy-2009-02.pdf.

Supplementary Information

On December 16, 2020, the Commission released for public review and comment a proposed 2021 Update of the Comprehensive Plan for the Water Resources of the Susquehanna River Basin. As part of the public comment process, the Commission will receive testimony on the updated Comprehensive Plan. The public hearing will be held on February 4, 2021, at 2:30 pm. This telephonic public hearing will be held by telephone rather than at a physical location. The conference call number is (888) 387-8686, and the conference room code is 9179686050. Written comments may also be submitted at any time during the public comment period, which ends on February 19, 2021.

The telephonic public hearing will also cover the following projects.

Projects Scheduled for Action:

1. Project Sponsor and Facility: Beech Resources, LLC (Lycoming Creek), Lycoming Township, Lycoming County, PA. Application for surface water withdrawal of up to 1.500 mgd (peak day).
2. Project Sponsor and Facility: Geneva Farm Golf Course, Inc., Dublin District, Harford County, MD. Application for renewal of consumptive use of up to 0.099 mgd (30-day average).
3. Project Sponsor and Facility: Greenfield Township Municipal Authority, Greenfield Township, Blair County, PA. Application for groundwater withdrawal of up to 0.499 mgd (30-day average) from Well PW-4.
4. Project Sponsor and Facility: Hastings Municipal Authority, Elder Township, Cambria County, PA. Application for groundwater withdrawal of up to 0.260 mgd (30-day average) from Mine Spring Well 1.
5. Project Sponsor and Facility: Montgomery Water Authority, Clinton Township, Lycoming County, PA. Application for renewal of groundwater withdrawal of up to 0.220 mgd (30-day average) from Well 3.

6. Project Sponsor and Facility: Renovo Energy Center, LLC, Renovo Borough, Clinton County, PA. Modification to extend the project commencement date of the approval.

7. Project Sponsor and Facility: Village of Sidney, Town of Sidney, Delaware County, NY. Modification to extend the approval term of the groundwater withdrawal approval (Docket No. 19860201) to provide time for development of a replacement source for existing Well 2-88.

8. Project Sponsor: SUEZ Water Pennsylvania, Inc. Project Facility: Dallas Operation, Dallas Township, Luzerne County, PA. Application for renewal of groundwater withdrawal of up to 0.168 mgd (30-day average) from the Schooley Well.

9. Project Sponsor and Facility: Upstate Niagara Cooperative, Inc., Town of Campbell, Steuben County, NY. Applications for groundwater withdrawals (30-day averages) of up to 0.510 mgd from Well 1 and renewal of up to 1.100 mgd from Well 4.

10. Project Sponsor: Weaverland Valley Authority. Project Facility: Blue Ball Water System, East Earl Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.144 mgd (30-day average) from Well 4.

Commission-Initiated Project Approval Modification:

1. Project Sponsor and Facility: Empire Kosher Poultry, Inc., Walker Township, Juniata County, PA. Conforming the grandfathered amount with the forthcoming determination for consumptive use of up to 0.049 mgd (30-day average).

Opportunity to Appear and Comment:

Interested parties may call into the hearing to offer comments to the Commission on any business previously listed required to be subject of a public hearing. Given the telephonic nature of the meeting, the Commission strongly encourages those members of the public wishing to provide oral comments to pre-register with the Commission by e-mailing Jason Oyler at joyler@srbc.net prior to the hearing date. The presiding officer reserves the right to limit oral statements in the interest of time and to otherwise control the course of the hearing. Access to the hearing by means of telephone will begin at 2:15 p.m. Guidelines for the public hearing are posted on the Commission's web site, www.srbc.net, prior to the hearing for review. The presiding officer reserves the right to modify or supplement the guidelines at the hearing. Written comments on any business previously listed required to be subject of a public hearing may also be mailed to Jason Oyler, Secretary, Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788, or submitted electronically through <https://www.srbc.net/regulatory/public-comment/>. Comments mailed or electronically submitted on the list of projects and the draft Comprehensive Plan must be received by the Commission on or before February 19, 2021, to be considered.

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

Dated: January 6, 2021

ANDREW D. DEHOFF,
Executive Director

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