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# PENNSYLVANIA BULLETIN

Volume 44

Number 10

Saturday, March 8, 2014 • Harrisburg, PA

Pages 1301—1410

## Agencies in this issue

The Courts

Commission on Crime and Delinquency

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Department of Banking and Securities

Department of Community and Economic  
Development

Department of Conservation and Natural  
Resources

Department of Drug and Alcohol Programs

Department of Environmental Protection

Department of General Services

Department of Health

Department of State

Environmental Quality Board

Independent Regulatory Review Commission

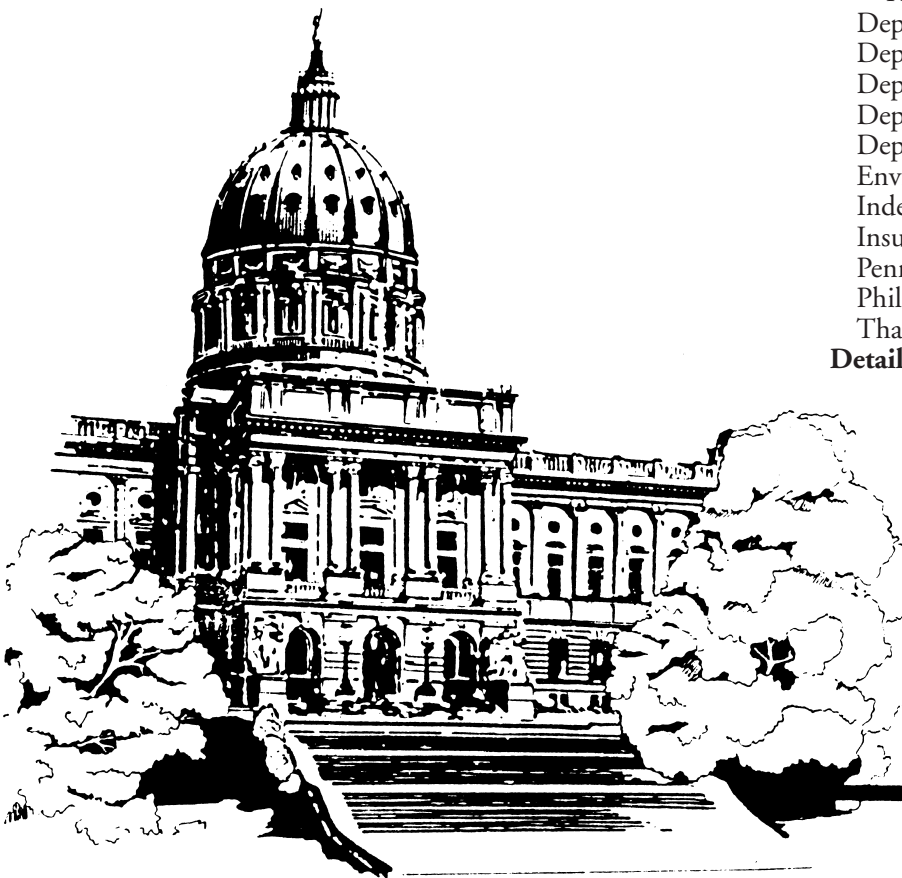
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Pennsylvania Public Utility Commission

Philadelphia Parking Authority

Thaddeus Stevens College of Technology

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**Latest Pennsylvania Code Reporters  
(Master Transmittal Sheets):**

**No. 472, March 2014**

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

## *Pennsylvania Bulletin*

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; 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 repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances when the agency may omit the proposal step; it still must publish the adopted version.

The Notice of 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. An adopted proposal must be published in the *Pennsylvania Bulletin* before it can take effect. If the agency

wishes to adopt changes to the Notice of 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 and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. 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. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

### **How to Find Documents**

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

Source Notes give you the history of the documents. 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](http://www.legis.state.pa.us).

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which 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.pabulletin.com](http://www.pabulletin.com).

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Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [ ] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

### Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide 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 five 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 five 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; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; 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; in that order, 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 that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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## List of Pa. Code Chapters Affected

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# THE COURTS

## Title 225—RULES OF EVIDENCE

[ 225 PA. CODE ART. VIII ]

Order Approving the Revision to the Comment to Rule of Evidence 802; No. 631 Supreme Court Rules Doc.

### Order

*Per Curiam*

And Now, this 19th day of February, 2014, upon the recommendation of the Committee on Rules of Evidence; the proposal having been published for public comment at 43 Pa.B. 210 (January 12, 2013):

*It Is Ordered* pursuant to Article V, Section 10 of the Constitution of Pennsylvania that the Comment to Pennsylvania Rule of Evidence 802 is revised in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective April 1, 2014.

### Annex A

#### TITLE 225. RULES OF EVIDENCE

#### ARTICLE VIII. HEARSAY

#### Rule 802. The Rule Against Hearsay.

\* \* \* \* \*

#### Comment

\* \* \* \* \*

On occasion, hearsay may be admitted pursuant to another rule promulgated by the Pennsylvania Supreme Court. For example, in civil cases, all or part of a deposition may be admitted pursuant to Pa.R.C.P. No. 4020, or a video deposition of an expert witness may be admitted pursuant to Pa.R.C.P. No. 4017.1(g). In preliminary hearings in criminal cases, the court may consider hearsay evidence pursuant to Pa.R.Crim.P. 542(E) and 1003(E). **In criminal trials, Pa.R.Crim.P. 574 provides a procedure for the admission of forensic laboratory reports supported by a certification.**

\* \* \* \* \*

#### *Hearsay Exceptions and the Right of Confrontation of a Defendant in a Criminal Case*

\* \* \* \* \*

In short, when hearsay is offered against a defendant in a criminal case, the defendant may interpose three separate objections: (1) admission of the evidence would violate the hearsay rule, (2) admission of the evidence would violate defendant's right to confront the witnesses against him under the Sixth Amendment of the United States Constitution, and (3) admission of the evidence would violate defendant's right "to be confronted with the witnesses against him" under Article I, § 9 of the Pennsylvania Constitution.

**Pennsylvania Rule of Criminal Procedure 574 provides a mechanism for the admission of a forensic laboratory report supported by a certification. This Rule provides a defendant an opportunity to exercise the right of confrontation and to object**

to the report on hearsay grounds. Following pre-trial notice by the prosecution, and in the absence of a demand by defendant for declarant's live testimony, the Rule permits the admission of a properly certified forensic laboratory report at trial and the accompanying certification at trial. See Pa.R.Crim.P. 574.

**Official Note:** Adopted May 8, 1998, effective October 1, 1998; Comment revised March 23, 1999, effective immediately; Comment revised March 10, 2000, effective immediately; Comment revised March 29, 2001, effective April 1, 2001; rescinded and replaced January 17, 2013, effective March 18, 2013.

*Committee Explanatory Reports:*

\* \* \* \* \*

**Final Report explaining the February 19, 2014 revision of the Comment published with the Court's Order at 44 Pa.B. 1309 (March 8, 2014).**

### FINAL REPORT<sup>1</sup>

#### Revision of the Comment to Rule of Evidence 802

On February 19, 2014, effective April 1, 2014, 2013, upon the joint recommendation of the Criminal Procedural Rules Committee and the Committee on Rules of Evidence, the Court adopted new Pennsylvania Rule of Criminal Procedure 574 and a corollary revision to the Comment to Pennsylvania Rule of Evidence 802

Historically, the Comment to Rule of Evidence 802 was intended to inform that the Rules of Evidence do not attempt to codify requirements under the Confrontation Clause. See Pa.R.E. 802, Comment. Moreover, the Rules of Evidence acknowledge that evidentiary rules may exist in other bodies of rules. *Id.*

The new Criminal Rule of Procedure 574 will operate both as a "notice and demand" mechanism to satisfy the requirements of the Confrontation Clause and as a new rule of evidence that will permit the admission of laboratory reports in criminal trials. Accordingly, the Comment to Rule 802 was amended to recognize this new Rule and describe its operation.

[Pa.B. Doc. No. 14-463. Filed for public inspection March 7, 2014, 9:00 a.m.]

## Title 234—RULES OF CRIMINAL PROCEDURE

[ 234 PA. CODE CHS. 5 ]

Order Adopting New Rule 574 of the Rules of Criminal Procedure; No. 446 Criminal Procedural Rules Doc.

### Order

*Per Curiam*

And Now, this 19th day of February, 2014, upon the recommendation of the Criminal Procedural Rules Com-

<sup>1</sup> The Committee's Final Report should not be confused with the official Committee Comments to the rules. Also note that the Supreme Court does not adopt the Committee's Comments or the contents of the Committee's explanatory Final Reports.

mittee; the proposal having been published before adoption at 43 Pa.B. 210 (January 12, 2013), and a Final Report to be published with this *Order*:

*It Is Ordered* pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Pennsylvania Rule of Criminal Procedure 574 is adopted in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective April 1, 2014.

#### Annex A

### TITLE 234. RULES OF CRIMINAL PROCEDURE CHAPTER 5. PRETRIAL PROCEDURES IN COURT CASES

#### PART G. Procedures Following Filing of Information

#### Rule 574. Forensic Laboratory Report; Certification in Lieu of Expert Testimony.

(A) In any trial, the attorney for the Commonwealth may seek to offer into evidence a forensic laboratory report supported by a certification, as provided in paragraph (E), in lieu of testimony by the person who performed the analysis or examination that is the subject of the report.

##### (B) Notice

(1) If the attorney for the Commonwealth intends to offer the forensic laboratory report and accompanying certification as provided in paragraph (A) as evidence at trial, the attorney for the Commonwealth shall file and serve, as provided in Rule 576, upon the defendant's attorney or, if unrepresented, the defendant a written notice of that fact at the time of the disclosure of the report but no later than 20 days prior to the start of trial.

(2) The notice shall include a statement informing the defendant that, as provided in paragraph (C)(3), if no written demand for testimony by the person who performed the analysis or examination that is the subject of the forensic laboratory report is made within 10 days of the service of the notice, the forensic laboratory report and accompanying certification are admissible in evidence without the person who performed the analysis or examination testifying.

(3) Except as provided in paragraph (C), the laboratory report and accompanying certification are admissible in evidence to the same effect as if the person who performed the analysis or examination had personally testified.

##### (C) Demand

(1) Within 10 days of service of the notice provided in paragraph (B), the defendant's attorney, or if unrepresented, the defendant may file and serve, as provided in Rule 576, upon the attorney for the Commonwealth a written demand for the person who performed the analysis or examination that is the subject of the forensic laboratory report to testify at trial.

(2) If a written demand is filed and served, the forensic laboratory report and accompanying certification are not admissible under paragraph (B)(3) unless the person who performed the analysis or examination testifies.

(3) If no demand for live testimony regarding the forensic laboratory report and accompanying certification is filed and served within the time allowed by this section, the forensic laboratory report and accompanying certification are admissible in evidence without the person who performed the analysis or examination testifying.

(D) For cause shown, the judge may extend the time period for filing the notice or the demand for live testimony, or may grant a continuance of the trial.

##### (E) Certification

The person who performed the analysis or examination that is the subject of the forensic laboratory report shall complete a certification in which the person shall state:

(1) the education, training, and experience that qualify him or her to perform the analysis or examination;

(2) the entity by which he or she is employed and a description of his or her regular duties;

(3) the name and location of the laboratory where the analysis or examination was performed;

(4) any state, national, or international accreditations of the laboratory at which the analysis or examination was performed; and

(5) that the analysis or examination was performed under industry-approved procedures or standards and the report accurately reflects the findings and opinions of the person who performed the analysis or examination regarding the results of the analysis or examination.

#### Comment

This rule was adopted in 2014 to address the issues raised by the U.S. Supreme Court's decision in *Melendez-Diaz v. Massachusetts*, 129 U.S. 2527 (2009), that held that the 6th Amendment confrontation right precluded presentation of laboratory reports without a live witness testifying in the trial. In *Melendez-Diaz*, the U.S. Supreme Court noted with approval the use of "notice and demand" procedures as a means of permitting routine laboratory reports to be admitted without the expense of supporting the admission by live expert testimony while protecting a defendant's confrontation rights.

This rule provides a "notice and demand" procedure for Pennsylvania. Under the rule, the attorney for the Commonwealth may seek to admit a forensic laboratory report as evidence without the testimony of the analyst who performed the testing that was the subject of the report if notice requirements are met and no demand for the presence of the analyst is made. If the defendant makes such a demand, the analyst would be required to testify before the report could be admitted into evidence.

Nothing in this rule is intended to preclude a stipulation agreed to by the parties for the admission of the laboratory report without the analyst's presence.

Nothing in the rule would prevent further stipulation by the parties in light of the admission of the report and certification.

Nothing in this rule is intended to change the requirement for the provision of discovery under Rule 573.

Under paragraph (D), the trial judge may permit filing of the notice or demand after the time period required in the rule if the party seeking the late filing shows cause for the delay. In the situation where the judge permits the late filing of the notice, the defendant still has 10 days in which to make the demand for the live testimony of the analyst. This may necessitate a continuance of the trial.

The certification in paragraph (E) does not require a description of the actual tests performed for the analysis. This information more properly belongs in the report itself. Since one of the goals of this rule is to permit the defendant to make an informed decision regarding whether to demand the live testimony of the analyst, the

report should provide information sufficient to describe the methodology by which the results were determined.

For purposes of this rule, a laboratory is “accredited” when its management, personnel, quality system, operational and technical procedures, equipment and physical facilities meet standards established by a recognized state, national, or international accrediting organization such as the American Society of Crime Laboratory Directors/Laboratory Accrediting Board (ASCLD/LAB) or Forensic Quality Services—International (FQS-I).

**Official Note:** New Rule 574 adopted February 19, 2014, effective April 1, 2014.

*Committee Explanatory Reports:*

Final Report explaining new Rule 574 providing for notice and demand procedures regarding forensic laboratory reports published with the Court’s Order at 44 Pa.B. 1311 (March 8, 2014).

**FINAL REPORT<sup>1</sup>**

***Adoption of New Pa.R.Crim. 574***

**Forensic Laboratory Report; Certification in Lieu of Expert Testimony**

On February 19, 2014, effective April 1, 2014, upon the joint recommendation of the Criminal Procedural Rules Committee and the Committee on Rules of Evidence, the Court adopted new Pennsylvania Rule of Criminal Procedure 574 to provide procedures for the admissibility of forensic laboratory reports in lieu of expert testimony and a corollary revision to the Comment to Pennsylvania Rule of Evidence 802 to identify and describe Rule of Criminal Procedure 574.

**I. Background**

The Criminal Procedural Rules Committee and the Committee on Rules of Evidence were asked by the Pennsylvania District Attorneys Association to consider a “notice and demand” rule of criminal procedure or evidence.

This request arose from the 2009 United States Supreme Court case of *Melendez-Diaz v. Massachusetts*, 557 U.S. 305 (2009), in which the Court held that the evidentiary use of a report of a forensic test on an alleged controlled substance violated the defendant’s right to confront the witness against him because the preparer of the report did not testify at the defendant’s trial. The Court rejected the prosecution’s argument that the report was admissible as a business record or official record, and the argument that compelling the appearance of the person who performed the test was time consuming and wasteful since, in the overwhelming majority of cases, the defendant would not contest the accuracy of the test.

The Court in *Melendez-Diaz* noted with approval “simple” notice-and-demand procedures that require the prosecution to give notice to the defense of its intent to introduce evidence without calling the necessary witnesses required under the Confrontation Clause. The defense then must give notice to the prosecution that it is demanding that the witness testify and be subject to cross-examination.

After discussing the Association’s letter at our respective meetings, the Committees formed a joint subcommittee to investigate whether and how to proceed. The subcommittee found merit in a “notice and demand” procedure that would provide a mechanism for defendants

to exercise their rights under the Confrontation Clause and to provide for the admissibility of forensic laboratory reports in lieu of expert testimony. The claimed benefit of a “notice and demand” procedure would be a lesser burden on the Commonwealth in scheduling these witnesses, fewer expenses associated with attendance of these witnesses at trial, and increased availability of these analysts and technicians to perform lab/field work rather than appearing in court. Additionally, the procedure would provide a timely and structured mechanism for defendants to raise a Confrontation Clause demand. See *Melendez-Diaz*, 557 U.S. at 327.

Based upon the recommendations of the joint subcommittee, the Committees approved for publication proposed new Rule of Criminal Procedure 574 and correlative revisions to the Comment to Rule of Evidence 802. Some changes were made to the proposal, particularly with regard to Criminal Rule 574, in light of some of the publication comments.

*New Rule of Criminal Procedure 574*

The Criminal Rules Committee first discussed the question of whether creation of such procedure was within the Court’s exclusive rule-making authority, particularly in view of the argument that *Melendez-Diaz* defined an aspect of a defendant’s confrontation rights and that such a constitutional right could not be abridged by rule. The Committee disagreed with this argument, concluding that the proposed rule changes do not take away a defendant’s constitutional rights but provided procedures to effectuate those rights in a practical manner.

In developing new Rule of Criminal Procedure 574,<sup>2</sup> a number of other jurisdictions’ “notice and demand” statutes and rules were considered, including recently adopted Michigan Court Rule 6.202. New Rule 574 is modeled on portions of the Michigan rule and provides for the prosecution’s admission of forensic laboratory reports at a criminal trial in lieu of the live testimony of the person who performed the laboratory analysis or examination. This admission would be predicated on compliance with three elements: 1) notice; 2) demand; and 3) certification.

Unlike the Michigan rule that requires notice to be given in every case, use of this procedure is optional with the prosecution. The Committee concluded that mandatory use of the notice procedure would not be efficient in many cases, especially in larger counties where stipulations of admissibility are common and producing an expert to testify is relatively easy in those cases in which a stipulation cannot be reached. In other words, a live witness would be necessary in order to have forensic reports admitted but the Commonwealth could rely on either traditional stipulations or the new notice procedures to be able to introduce the report without a witness. The new rule is not intended to preclude or discourage the use of stipulations.

As provided in paragraph (B), in order to utilize the procedure, the attorney for the Commonwealth is required to serve the defense written notice of the intention to invoke Rule 574 to admit the report without accompanying live testimony. This notice, together with the forensic laboratory report if not already provided as part of discovery, must be given at least 20 days before the

<sup>1</sup> The Committee’s Final Reports should not be confused with the official Committee Comments to the rules. Also note that the Supreme Court does not adopt the Committee’s Comments or the contents of the Committee’s explanatory Final Reports.

<sup>2</sup> At the time of this adoption, Rule 574 was not an active rule number, the previous version of that rule having been rescinded in 2004. As part of its adoption, new Rule 574 has been placed in the more general, introductory portion of Part G (Procedures Following Filing of Information) rather than in its former location in Part G(1) (Motions Procedures) since the “notice and demand” procedures are not motions.



start of defendant's trial. The assumption is that the usual practice will be to provide the notice and report during the discovery process, which generally occurs prior to the 20-day notice deadline.

Paragraph (B)(2) requires that the notice contain a warning to the defendant of the consequences of failing to demand the presence of the witness, specifically that the report would be admitted without the technician being present. The Committee concluded that such a warning was important, especially in *pro se* cases, to apprise the defendant of the consequences of failing to make a demand for the witness' appearance at trial.

No later than 10 days after receiving the prosecution's notice, the defendant has the option of serving a written demand on the prosecution that the witness appear and testify at trial. Such a demand would preclude the admission of the forensic laboratory report or certificate absent an analyst's testimony. If no demand is made, then the report and certificate are admissible without witness testimony. However, as noted in paragraph (D), for cause shown, the judge has the discretion to extend the time period of filing a demand for live testimony or grant a continuance of the trial.

The Committee considered whether the notice needed to be filed and formally served, and concluded that adding this requirement would be a means of the reducing disputes over whether and when the notice or demand had been filed. Therefore, the rule requires that the notice and demand be filed and served in accordance with Rule 576.

The new rule also requires, in paragraph (E), that the analyst who performed the analysis or examination to complete a certificate detailing his or her qualifications,

job description, laboratory information, and the procedures and standards in which the analysis or examination were conducted. Based on criticism contained in publication responses, the Committee revised the certification provisions to include additional details of the qualifications of the analyst and any accreditations of the lab at which the test was performed. The Committee also deleted the version of paragraph (D)(2) that was published that provided for presentation of the lab's accreditation in lieu of the technician's certification because the paragraph was likely to cause confusion about the requirements for such a presentation but agreed to retain the definition of "accreditation" in the Comment.

The Committee also discussed whether the certification should include a description of the test performed. However, the Committee ultimately concluded that, rather than in the certification, a description of the test performed would belong more properly in the report itself. The Committee believes, however, that the rule should not detail specific requirements for report contents, since these would vary so widely, but the Comment states the basic principle that the report should contain information regarding methodology sufficient to allow the defendant to make an informed decision on whether to require the analyst's presence.

#### *Rule of Evidence 802*

As described in more detail in the companion Final Report from the Committee on the Rules of Evidence, the Comment to Rule of Evidence 802 has been revised to recognize new Rule of Criminal Procedure 574 and describe its operation.

[Pa.B. Doc. No. 14-464. Filed for public inspection March 7, 2014, 9:00 a.m.]

# RULES AND REGULATIONS

## Title 37—LAW

### COMMISSION ON CRIME AND DELINQUENCY

#### [ 37 PA. CODE CH. 431 ]

#### Constables' Education and Training Board Amendments

The Constables Education and Training Board (Board) of the Commission on Crime and Delinquency (Commission) amends §§ 431.14, 431.15, 431.22, 431.25, 431.35, 431.42, 431.43, 431.47 and 431.48 and rescinds §§ 431.45 and 431.46 to read as set forth in Annex A.

#### *Statutory Authority*

This final-form rulemaking is authorized under 44 Pa.C.S. § 7144(10) (relating to program established).

#### *Purpose*

This final-form rulemaking amends regulations to coincide with current Board policy and practices regarding certification, training attendance policies and financial responsibility. This final-form rulemaking eliminates waiver of the firearms qualification course for law enforcement officers, adds the 21 years of age requirement for the firearm qualification and eliminates the 10mm caliber firearm.

#### *Effective Date*

This final-form rulemaking will be effective upon publication in the *Pennsylvania Bulletin*.

#### *Contact Person*

For further information on this final-form rulemaking, contact John Pfau, Manager, Bureau of Training Services, Commission on Crime and Delinquency, P. O. Box 1167, Harrisburg, PA 17108-1167, (717) 265-8546.

#### *Summary of Amendments*

Section 431.14(d) (relating to lapse of certification) is amended to allow the Board to reactivate a constable's lapsed certification if the constable has successfully completed the basic training course.

Section 431.15 (relating to certification numbers) is amended to allow the Board to reactivate the original certification of a constable who has been reelected or reappointed after the constable has completed a basic training course. Former subsection (b) is deleted because it is not necessary.

Section 431.22 (relating to requirements) is amended to require that a constable who fails a first and second examination in basic training bear the financial responsibility for a second and third basic training. Additionally, language is amended for consistency.

Sections 431.25 and 431.35 (relating to attendance policies) are amended to discourage no shows, thereby saving the Board money for reserving a place in class. This final-form rulemaking also places financial responsibility for subsequent class enrollments on the constable. Additionally, § 431.35(a) will retain the phrase "prior to the start of classes" rather than the proposed amendment. This language is consistent with § 431.25 and § 431.47 (relating to attendance policies).

Section 431.42 (related to eligibility for firearms qualification) is amended to allow only certified constables who are 21 years of age or older to enroll in a firearms qualification course.

Section 431.43 (relating to firearm and ammunition) deletes 10mm caliber from the list of firearms in subsection (b).

Sections 431.45 and 431.46 are rescinded to eliminate waivers of firearms training for law enforcement officers to ensure that all constables have the same level of training as provided by the Board.

Section 431.47 is amended to discourage no shows and to place financial responsibility for subsequent enrollments on the constable. Additional subsections are added to reflect current Board policy.

Section 431.48 (relating to lapse of qualification) is amended to address language consistency and add subsection (b) to address reactivation of firearms qualification.

#### *Paperwork*

The final-form rulemaking will not increase paperwork and will not create new paperwork requirements. Paperwork will be decreased with the process of reactivating lapsed certifications rather than issuing new certifications.

#### *Fiscal Impact*

The final-form rulemaking will not have adverse fiscal impact on the Commonwealth or its political subdivisions. Constables who fail to achieve a passing score in a second examination following basic training will be adversely affected because they will be required to bear financial responsibility for a second training. Constables who fail the second training examination will bear the responsibility for a third basic training course.

Because waiver of firearms training is eliminated, additional costs will be incurred for training. However, the Constables' Education and Training Account is the only fund affected by this final-form rulemaking. This account is funded by the \$5 surcharge collected for services that constables perform for the minor judiciary. Presuming that 11 law enforcement officers apply for training in a given year (an average of past years), the cost would be \$516 per law enforcement officer or \$5,676. The on-going costs of retraining those 11 constables every year would be \$3,333. These costs can be supported by the Constables' Education and Training Account.

#### *Comments and Responses*

Public comments were not submitted. The Independent Regulatory Review Commission (IRRC) submitted the following comments which were considered by the Board in preparing the final-form rulemaking.

#### *Comment*

This final-form rulemaking contains various amendments regarding certification and attendance policies for training and continuing education of constables and deputy constables. In the Regulatory Analysis Form (RAF), the Board provided an estimate of savings and costs associated with the rulemaking for the current year and 5 subsequent years. The Board projected an increase in the savings and costs of 8% per year for the 5 subsequent fiscal years. The Board should explain how it derived the 8% increase.

#### *Response*

Upon further study, the Board determined that the savings and costs would remain level. The dollar amount of estimated savings is derived from the number of constables who enroll in class and fail to show, which is

not expected to change, and the permanent elimination of 10mm ammunition which will not change in the 5 subsequent years.

The dollar amount of estimated costs reflects additional costs for training law enforcement officers who could previously have waived firearms training and qualification. This amount is not expected to change because the number of law enforcement officers who are also constables is not expected to change in the 5 subsequent years.

*Comment*

The first paragraph of the preamble of the proposed rulemaking stated that the Board is amending “§§ 431.14, 431.15, 431.22, 431.32 and 431.42.” However, this citation does not reflect all of the sections in the annex, which also included §§ 431.25, 431.35, 431.43, 431.47 and 431.48. In addition, § 431.32 was not proposed to be amended. The Board should correct this citation in the preamble for the final-form rulemaking.

*Response*

The final-form preamble accurately reflects the sections that are amended in this final-form rulemaking.

*Comment*

In § 431.25, “all or part” is used inconsistently with respect to a school’s assessment for a failing grade in various types of courses. In subsection (a), the Board proposed to delete the phrase when referencing assessment of a failed basic training course. However, § 431.35(a) is amended to permit schools to assess “all or part” of a failing grade for a continuing education course. In § 431.47(a), this phrase remains as existing language which would result in an assessment of “all or part” of a failing grade for a firearms qualification course. IRRC recommended that this phrase be used consistently in the final-form rulemaking.

*Response*

Final-form § 431.25(a) references “all or part” of a failed basic training course.

*Comment*

Section 431.25(b) references a notice of a basic training course withdrawal that is “deemed untimely.” The final-form rulemaking should clarify how the Board establishes that notices are “deemed untimely.” Similar language is included for withdrawal notices for continuing education courses and firearms training courses in §§ 431.35(b) and 431.47(b).

*Response*

The following sentence has been added to §§ 431.25(a), 431.35(a) and 431.47(a) to adequately address the “deemed untimely” statement: “A notification shall be deemed untimely if the notice is not received by the director of the school or a designee within 7 calendar days prior to the start of classes.”

*Comment*

Section 431.25(c) prohibits constables from attending another basic training course in the same training year of a successful completion of the course. Section 431.47(c) includes similar language with respect to firearms qualification courses. However, proposed § 431.35(c) discussed a constable “or deputy constable” who successfully completes a continuing education course. IRRC asked if only constables are permitted to attend basic training and firearms qualification courses. The final-form rulemaking should clarify this issue.

*Response*

The phrase “or deputy constable” has been deleted from final-form § 431.25(c) because “constable” is defined in § 431.2 (relating to definitions) as “a person currently serving as constable or deputy constable.” Since the terms are interchangeable, the reference to “deputy constable” has been deleted from this final-form rulemaking.

*Comment*

Sections 431.25 and 431.35 permit demonstration of “good cause” as a proper method of withdrawal from basic training and continuing education courses. However, § 431.47(a) does not include “good cause” as a permissible manner of withdrawal. Nevertheless, § 431.47(b) states that constables will bear the cost of additional firearms qualification courses if “good cause” is not shown. The Board should add a reference to “good cause” in § 431.47(a) so that the attendance policies are consistent.

In addition, the heading for subsection (a) is “withdrawal” and the heading for subsection (b) is “financial responsibility.” Sections 431.25(a) and (b) and 431.35(a) and (b) contain similar language but do not have headings.

*Response*

The phrase “or to show good cause” has been added to § 431.47(a).

The Legislative Reference Bureau added headings to § 431.47(a) and (b). The Board added headings to §§ 431.25(a)—(c) and 431.35(a)—(c) to provide clarity to the attendance policies sections. The heading to § 431.47(c) been changed to “additional attendance” to reflect the actual intent of the subsection. The heading to subsection (d) is “new weapons,” subsection (e) is “advanced firearm failures” and subsection (e) is “weapons malfunctions.” These sections have been added to the final-form rulemaking to reflect current Board policy.

*Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on October 26, 2011, the Board submitted a copy of the notice of proposed rulemaking, published at 41 Pa.B. 5961 (November 5, 2011), to IRRC and the Chairpersons of the House and Senate Judiciary Committees for review and comment.

Under section 5(c) of the Regulatory Review Act, IRRC and the House and Senate Committees were provided with copies of the comments received during the public comment period, as well as other documents when requested. In preparing the final-form rulemaking, the Department has considered all comments from IRRC, the House and Senate Committees and the public.

Under section 5.1(j.2) of the Regulatory Review Act (71 P. S. § 745.5a(j.2)), on January 15, 2014, the final-form rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on January 16, 2014, and approved the final-form rulemaking.

*Findings*

The Commission finds that:

(1) Public notice of the intention to adopt these regulations 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) and the regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2.

(2) A public comment period was provided as required by law. Public comments were not received.



(3) The adoption of this final-form rulemaking in the manner provided by this order is necessary and appropriate for administration and enforcement of the authorizing statute.

*Order*

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

(a) The regulations of the Board, 37 Pa. Code Chapter 431, are amended by deleting §§ 431.45 and 431.46 and amending §§ 431.14, 431.15, 431.22, 431.25, 431.35, 431.42, 431.43, 431.47 and 431.48 to read as set forth in Annex A.

(b) The Commission shall submit this order and Annex A to the Office of General Counsel and the Office of Attorney General for Approval as required by law.

(c) The Commission shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

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

CONSTABLE FRED J. CONTINO, Jr.,  
*Chairperson*  
*Constables' Education and Training Board*

*(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 44 Pa.B. 751 (February 1, 2014).)*

**Fiscal Note:** Fiscal Note 35-32 remains valid for the final adoption of the subject regulations.

**Annex A**

**TITLE 37. LAW**

**PART VI. COMMISSION ON CRIME AND DELINQUENCY**

**CHAPTER 431. CONSTABLES' EDUCATION AND TRAINING BOARD**

**CERTIFICATION**

**§ 431.14. Lapse of certification.**

(a) The certification of a constable who fails to complete continuing education successfully within the time allowed in § 431.13(b) (relating to annual certification) shall lapse and the Board will list the constable as inactive.

(b) The Board will reactivate a certification that is lapsed if the constable completes continuing education within 5 years of the lapse. The reactivated certification will be effective for the calendar year following completion of continuing education.

(c) For good cause shown, the Board may reactivate the certification in the same calendar year in which the constable completes continuing education. Examples of good cause are a medical problem, family crisis or obligation, or conflict with other employment.

(d) The Board will reactivate a certification 5 years or more after the lapse of a constable's certification upon the constable's successful completion of a basic training course.

**§ 431.15. Certification numbers.**

(a) The Board will issue a unique certification number to a constable who obtains initial certification.

(b) The Board will reissue the original certification number to a constable who successfully completes continuing education.

(c) A person is required to notify the Board by telephone, facsimile transmission or electronic mail within 48 hours after the person has vacated the office of constable or deputy constable. The Board will place the person's certification number into inactive status upon notification.

(d) A person who is reelected or reappointed to the office of constable after vacating it shall notify the Board. Based upon the timing of reelection or reappointment, the Board will do one of the following:

(1) If the reelection or reappointment occurs less than a year from the date on which the office was vacated, the Board will reactivate the constable's certification number upon notification.

(2) If the reelection or reappointment occurs a year or more but less than 5 years after the date on which the office was vacated, the Board will reactivate the original certification upon the constable's successful completion of a continuing education course.

(3) If the reelection or reappointment occurs 5 years or more after the date on which the office was vacated, the Board will reactivate the original certification upon the constable's successful completion of a basic training course.

**BASIC TRAINING**

**§ 431.22. Requirements.**

(a) A constable will be required to attain the following to complete a basic training course:

(1) Attend 80 hours of basic training.

(2) Attain a passing score as established by the Board on the written examination for each topic.

(3) Demonstrate proficiency in each examination of practical skills, such as defensive tactics and mechanics of arrest.

(b) A constable who fails to achieve a passing score on a written examination may undergo a second written examination.

(c) A constable who fails to achieve a passing score on a second written examination may attend and complete a second basic training course in its entirety. The constable shall bear financial responsibility for the cost of the additional basic training course.

(d) A constable may attend a third basic training course upon failing to complete the second basic training course, but will not be given additional opportunities upon failing to complete the third course. The constable shall bear financial responsibility for the cost of the additional basic training course.

**§ 431.25. Attendance policies.**

(a) *Withdrawal.* A constable who enrolls in a basic training course may withdraw from the course without penalty upon timely notification to the school conducting the basic training course. A notification shall be deemed timely if it is delivered to the director of the school or a designee no later than 7 calendar days prior to the start of classes. The school may assess a failing grade for all or part of the basic training course, if the constable fails to provide timely notification or to show good cause. A notification shall be deemed untimely if the notice is not received by the director of the school or a designee within 7 calendar days prior to the start of classes.

(b) *Financial responsibility.* If notification to withdraw is not given or is deemed untimely and good cause is not shown, and the constable wants to attend another basic training course in the same training year or in the next

training year, the constable shall bear financial responsibility for the cost of the additional basic training course. Payment must be received by the Commission within 2 weeks of class start date in the form of a certified check or money order.

(c) *Additional attendance.* A constable who successfully completes a basic training course may not attend another basic training course in the same training year.

### CONTINUING EDUCATION

#### § 431.35. Attendance policies.

(a) *Withdrawal.* A constable who enrolls in a continuing education course may withdraw without penalty upon timely notification to the school conducting the continuing education course. A notification shall be deemed timely if it is delivered to the director of the school or a designee no later than 7 calendar days prior to the start of classes. The school may assess a failing grade for all or part of the continuing education course if the constable fails to provide timely notification or to show good cause. A notification shall be deemed untimely if the notice is not received by the director of the school or a designee within 7 calendar days prior to the start of classes.

(b) *Financial responsibility.* If notification to withdraw is not given or is deemed untimely and good cause is not shown, and the constable wishes to attend another continuing education course in the same training year or in the next training year, the constable shall bear financial responsibility for the cost of the additional continuing education course. Payment must be received by the Commission within 2 weeks of class start date in the form of a certified check or money order.

(c) *Additional attendance.* A constable who successfully completes a continuing education course may not attend another continuing education course in the same training year.

### FIREARMS QUALIFICATION

#### § 431.42. Eligibility for firearms qualification.

A constable holding certification who is 21 years of age or older and who is not precluded under State or Federal law from possessing or using a firearm may enroll in a firearms qualification course.

#### § 431.43. Firearm and ammunition.

(a) As a prerequisite for attending a firearms qualification course, a constable shall provide at all times during the course a firearm and ammunition, magazines, speed loaders, safety accessories and cleaning equipment specific to the firearm. The Board will provide ammunition to the constable for use during instruction. The constable shall provide ammunition for use during the qualification test.

(b) The firearm provided shall be of a design generally acceptable for law enforcement usage, and shall be in a condition for safe operation as designed and intended by the firearm manufacturer. The firearm provided shall be one of the following calibers:

- (1) .380.
- (2) .38 special.
- (3) .357.
- (4) .40.
- (5) .45.
- (6) 9mm.

(c) The ammunition provided shall be of a type and design generally acceptable for law enforcement usage, and may not be remanufactured or reloaded.

#### § 431.45. (Reserved).

#### § 431.46. (Reserved).

#### § 431.47. Attendance policies.

(a) *Withdrawal.* A constable who enrolls in a firearms qualification course may withdraw from the course without penalty upon timely notification to the school conducting the firearms qualification course. A notification shall be deemed timely if it is delivered to the director of the school or a designee no later than 7 calendar days prior to the start of classes. The school may assess a failing grade for all or part of the course if the constable fails to provide timely notice or to show good cause. A notification shall be deemed untimely if the notice is not received by the director of the school or a designee within 7 calendar days prior to the start of classes.

(b) *Financial responsibility.* If notification to withdraw is not given or is deemed untimely and good cause is not shown, and the constable wishes to attend another firearms qualification course in the same training year or in the next training year, the constable shall bear financial responsibility for the cost of the additional firearms qualification course. Payment must be received by the Commission within 2 weeks of class start date in the form of a certified check or money order.

(c) *Additional attendance.* A constable who successfully completes a firearms qualification course may not attend another firearms qualification course in the same training year.

(d) *New weapons.* If a constable obtains a new weapon after having successfully completed the annual firearms qualification, the constable may attend, without penalty, another firearms training class and complete the qualification course-of-fire using the new weapon. Attendance at another firearms course is subject to course availability.

(e) *Advanced firearms failures.* If a constable attends an advanced firearms qualification course and fails to successfully complete the qualification course-of-fire, the constable may attend, without penalty, a basic or annual firearms qualification course in its entirety.

(f) *Weapons malfunctions.* If a constable fails to successfully complete the qualification course-of-fire during a firearms qualification course because of a weapon malfunction, the constable may attend, without penalty, another firearms qualification course in its entirety, or may retake, without penalty, the portion of the firearms qualification course during and after which the malfunction occurred. Attendance at another firearms course is subject to course availability. A firearms instructor shall document weapons malfunctions.

#### § 431.48. Lapse of qualification.

(a) A firearms qualification will lapse immediately if a constable no longer meets all of the eligibility criteria in § 431.42 (relating to eligibility for firearms qualification), or does not complete a firearms qualification course in the calendar year following the constable's most recent completion of a firearms qualification course.

(b) The Board will reactivate a firearms certification that is lapsed for 3 years or more upon the constable's successful completion of a basic firearms qualification course.

[Pa.B. Doc. No. 14-465. Filed for public inspection March 7, 2014, 9:00 a.m.]

# PROPOSED RULEMAKING

## DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS

[ 28 PA. CODE CH. 709 ]

### Standards for Licensure of Freestanding Treatment Facilities

The Department of Drug and Alcohol Programs (Department) proposes to amend §§ 709.21—709.26 and 709.28—709.32 and add § 709.34 (relating to reporting of unusual incidents) to read as set forth in Annex A.

This proposed rulemaking reduces redundant and outdated requirements but maintains the elements regarding quality and safety. Under proposed § 709.34, the Department will require that all drug and alcohol facilities develop and implement policies and procedures to respond to and report specific unusual incidents. Some facilities are currently required under § 715.28 (relating to unusual incidents) to report unusual incidents and most other facilities are also providing these reports on a voluntary basis.

The preliminary proposed regulation was presented and discussed with the Department's stakeholders at a meeting held on June 28, 2013, which was followed by a 30-day comment period. This proposed rulemaking is a result of comments and suggestions made at the stakeholder meeting and the comment period.

#### A. *Effective Date*

This proposed rulemaking will be effective upon final form publication in the *Pennsylvania Bulletin*.

#### B. *Contact Persons*

For further information, contact Ronald G. Young, Director, Division of Program Licensure, 132 Kline Plaza, Harrisburg, PA 17104, (717) 783-8675; or Tawny K. Mummah, Deputy General Counsel, Counsel, Department of Drug and Alcohol Programs, 333 Market Street, 17th Floor, Harrisburg, PA 17101, (717) 787-9354. This proposed rulemaking is available on the Department's web site at [www.ddap.pa.gov](http://www.ddap.pa.gov).

#### C. *Statutory Authority*

This proposed rulemaking is authorized under the act of July 9, 2010 (P. L. 348, No. 50) (Act 50), which created the Department. Specifically, Act 50 added section 2301-A of The Administrative Code of 1929 (71 P. S. § 613.1) and provided the Department with the power to promulgate rules and regulations necessary to carry out the provisions in paragraph (9) of this section.

#### D. *Background and Purpose*

Act 50 transferred the powers, duties and functions of the Department of Health concerning drug or alcohol abuse to the Department. The goal of this proposed rulemaking is to eliminate redundant and outdated requirements and maintain or strengthen the elements regarding quality and safety.

#### E. *Summary of Regulatory Requirements*

Except for proposed § 709.34, this proposed rulemaking reduces the burden on the regulated community currently imposed by Chapter 709 (relating to standards for licensure of freestanding treatment facilities). For instance, the Department is proposing to delete require-

ments that specifically provide how the facility should be governed and how the facility should manage its personnel policies, procedures and records.

In most instances when it appears that the Department is increasing requirements, it is instead incorporating or restating Department of Health interpretive guidelines that did not have the force and effect of law but were used by the Department of Health to explain or augment the regulatory requirements.

Under proposed § 709.34, the Department is requiring that drug and alcohol facilities develop and implement policies and procedures to respond to and report specific unusual incidents. This requirement is not overly burdensome as some treatment facilities are already required under § 715.28 to report unusual incidents and most other facilities are also providing these reports on a voluntary basis under a Department of Health-issued Licensing Alert, which, similar to interpretive guidelines, does not have the force and effect of law.

#### F. *Benefits, Cost and Compliance*

##### *Benefits*

This proposed rulemaking will benefit drug and alcohol facilities by reducing the Department's inspection time at a facility. Specifically, the Division of Program Licensure will no longer be reviewing the policies, procedures and records that are reviewed under the current regulation.

##### *Compliance Costs*

There are no compliance costs for the drug and alcohol facilities associated with this proposed rulemaking.

##### *Paperwork Requirements*

There are no additional paperwork requirements associated with this proposed rulemaking as the unusual incident reports required under proposed § 709.34 are currently being submitted by the regulated community.

#### G. *Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on February 26, 2014, the Department submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the Senate Committee on Public Health and Welfare and the House Committee on Human Services. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Department, the General Assembly and the Governor of comments, recommendations or objections raised.

#### H. *Public Comments*

*Written comments.* Interested persons are invited to submit comments, suggestions or objections regarding the proposed rulemaking within 30 days following publication in the *Pennsylvania Bulletin*. Comments should be mailed to Ronald G. Young, Director, Division of Program Licensure, 132 Kline Plaza, Harrisburg, PA, 17104. Com-



ments submitted by facsimile will not be accepted. Comments are public documents that will be posted on the IIRC web site.

*Electronic comments.* Comments may be submitted electronically to the Department at RA-licensure@pa.gov and must be received by the Department within 30 days following publication in the *Pennsylvania Bulletin*. A subject heading of proposed rulemaking and a return name and address must be included in each transmission. If the sender does not receive an acknowledgement of electronic comments within 2 working days, the comments should be retransmitted to ensure receipt.

GAROLD E. TENNIS,  
Secretary

**Fiscal Note:** 74-1. No fiscal impact; (8) recommends adoption.

### Annex A

## TITLE 28. HEALTH AND SAFETY

### PART V. DRUG AND ALCOHOL FACILITIES AND SERVICES

#### CHAPTER 709. STANDARDS FOR LICENSURE OF FREESTANDING TREATMENT FACILITIES

##### Subchapter C. GENERAL STANDARDS FOR FREESTANDING TREATMENT ACTIVITIES

#### § 709.21. Applicability.

\* \* \* \* \*

(b) A facility in which freestanding treatment activities are provided that has a valid full license from the Department of Public Welfare under 55 Pa. Code Chapters 5300 and 5310 (relating to private psychiatric hospitals; and community residential rehabilitation services for the mentally ill) is deemed to be in compliance with [ **the following standards: Sections** ] §§ 709.22—709.27, 709.29 and 709.32. This subsection shall remain in effect as long as the Department finds the standards in 55 Pa. Code Chapters 5300 and 5310 to be consistent with **the requirements** of this subchapter.

#### § 709.22. Governing body.

(a) A project shall have a governing body and legal responsibility for the project rests in the governing body.

[ (b) If a project is publicly funded, not more than one staff member of the project may sit on the governing body at a designated time.

(c) If the governing body consists of a board, it shall adopt written policies which shall include, but not be limited to:

- (1) A method of selection for membership.
- (2) Qualifications for membership.
- (3) Criteria for continued membership.
- (4) Frequency of meetings.

(d) ] (b) The duties of the governing body include, but are not limited to, the following:

(1) [ **Selecting a** ] Designating the position to serve as project director as the person officially responsible to the governing body **either directly or indirectly**.

(2) Identifying the project's purpose and philosophy **directly related to drug and alcohol services**.

(3) [ **Describing** ] Documenting the project's organizational structure.

[ (e) ] (c) If a facility is publicly funded, the governing body shall make available to the public an annual report which includes, but is not limited to[ : ], **a statement disclosing the names of officers, directors and principal shareholders, when applicable**.

[ (1) **Activities and accomplishments of the preceding year.**

(2) **A financial statement of income and expenses.**

(3) **A statement disclosing the names of officers, directors and principal shareholders, where applicable. ]**

#### § 709.23. Project director.

[ (a) **The project director** ] Project directors shall prepare [ **and** ], annually update **and sign** a written manual delineating project policies and procedures.

[ (b) **The project director shall assist the governing body in formulating policy and present the following to the governing body at least annually:**

(1) Project goals and objectives which include time frames and available resources.

(2) Written reports of project operations.

(3) **A performance report summarizing the progress towards meeting goals and objectives. ]**

#### § 709.24. Treatment/rehabilitation management.

(a) The governing body shall adopt a written plan for the coordination of client treatment and rehabilitation services which includes, but is not limited to:

(1) [ **Defined target population.** ] **Definition of the target population toward whom facility services are directed.**

(2) [ **Treatment** ] **Identification of the treatment models and practices** utilized by the project.

(3) Written procedures for the management of treatment/rehabilitation services for clients.

(4) Written procedures for referral outlining cooperation with other service providers **including, but not limited to, provisions for access to emergency services**.

[ (b) **The project shall obtain written letters of agreement or understanding with primary referral sources.**

(c) ] (b) The project shall maintain a current community resource listing of other health and social service agencies.

[ (d) **Provisions shall be made, through written agreement with a licensed hospital or physician, for 24-hour emergency psychiatric and medical coverage. ]**

#### § 709.25. Fiscal management.

[ (a) ] The project shall obtain the services of an independent **certified** public accountant for an annual **financial** audit of [ **financial** ] activities associated with the project's drug/alcohol abuse services, **in accordance with generally accepted accounting principles which include reference to the drug and alcohol treatment activities**.

[ (b) **Projects shall develop a service fee schedule which shall be posted in a prominent place. ]**

§ 709.26. Personnel management.

(a) The governing body shall adopt and have implemented written project personnel policies and procedures [ which ] in compliance with State and Federal employment laws. These laws include, but are not limited to:

[ (1) Recruitment, selection, promotion and termination of staff.

- (2) Utilization of volunteers.
- (3) Wage and salary administration.
- (4) Employe benefits.
- (5) Working hours.
- (6) Vacation and sick leave.
- (7) Rules of conduct.
- (8) Disciplinary actions.
- (9) Supervision of staff.
- (10) Work performance evaluations.
- (11) Employe accidents and safety.
- (12) Employe grievances. ]

- (1) Utilization of volunteers.
- (2) Rules of conduct.
- (3) Supervision of staff.
- (4) Orientation of new employees.

[ (b) The governing body shall adopt a written policy to implement and coordinate personnel management, which includes, but is not limited to:

(1) Confidential maintenance of personnel records.

(2) The dissemination of employment information to project staff.

(3) The orientation of new employes.

(4) The implementation of Federal, State and local statutes concerning fair employment practices.

(c) The project director shall develop written policies and procedures to provide for ongoing staff training and staff evaluation. Documentation shall include, but is not limited to:

- (1) An assessment of staff training needs.
- (2) Plans for addressing these needs.
- (3) A mechanism to collect feedback on training completed.
- (4) An annual evaluation of the overall training program.

(d) ] (b) The personnel records [ shall ] must include, but are not [ be ] limited to:

- [ (1) The application for employment.
- (2) The results of reference investigations.
- (3) The verification of training experience and professional licensure or registration, where applicable.
- (4) Salary information.
- (5) Work performance evaluation including the following:
- (i) Individual staff performance shall be evaluated at least annually.

(ii) The individual shall be informed, by written copy, of the annual evaluation.

(6) Disciplinary actions. ]

(1) Application or resume for employment.

(2) Written verification of qualifying professional credentials.

(3) Annual written individual staff performance evaluations, copies of which shall be reviewed and signed by the employee.

(4) Disciplinary actions.

[ (e) The project director shall develop written policies on employe rights and demonstrate the project's efforts toward informing staff of the following:

(1) The employe's right to inspect his own records.

(2) The employe's right to request the correction or removal of inaccurate, irrelevant, outdated or incomplete information from the records.

(3) The employe's right to submit rebuttal data or memoranda to his own records.

(f) ] (c) There shall be written job descriptions for project positions [ which include, but are not limited to: ]:

[ (1) Job title.

(2) Tasks and responsibilities of the job.

(3) The requisite skills, knowledge and experience. ]

§ 709.28. Confidentiality.

(a) A written procedure shall be developed by the project director which shall comply with 4 Pa. Code § 255.5 (relating to projects and coordinating bodies: disclosure of client-oriented information). The procedure [ shall ] must include, but not be limited to:

(1) Confidentiality of client identity and records. Procedures must include a description of how the project plans to address security and release of electronic and paper records and identification of the person responsible for maintenance of client records.

(2) [ Staff access to client records. ] Identification of project staff having access to records, and the methods by which staff gain access.

(b) The project shall secure hard copy client records within locked storage containers. Electronic records must be stored on secure, password protected data bases.

(c) The project shall obtain an informed and voluntary consent from the client for the disclosure of information contained in the client record. The consent shall be in writing and include, but not be limited to:

\* \* \* \* \*

(4) Dated signature of client or guardian as provided for under 42 CFR 2.14(a) and (b) and 2.15 (relating to minor patients; and incompetent and deceased patients).

(5) Dated signature of witness.

(6) [ Expiration date of the consent. ] Date, event, or condition upon which the consent will expire.

(d) A copy of a client consent shall be offered to the client and a copy maintained in the client [ records ] record.

\* \* \* \* \*

§ 709.29. Retention of client records.

(a) Client records, [ whether original, reproductions or microfilm, shall be kept on file ] regardless of format, shall be readily accessible for a minimum of 4 years following the discharge of a client.

\* \* \* \* \*

§ 709.30. Client rights.

The project [ director ] shall develop written policies and procedures on client rights and [ shall demonstrate efforts toward informing clients of the following: ] document written acknowledgement by clients that they have been notified of those rights.

(1) A [ person ] client receiving care or treatment under section 7 of the act (71 P.S. § 1690.107)[ , ] shall retain civil rights and liberties except as provided by statute. No client may be deprived of a civil right solely by reason of treatment.

(2) The project may not discriminate in the provision of services on the basis of age, race, creed, sex, ethnicity, color, national origin, marital status, sexual orientation, handicap or religion.

(3) [ A client has the right to inspect his own records. ] Clients have the right to inspect their own records. The project, facility or clinical director may temporarily remove portions of the records prior to the inspection by the client if the director determines that the information may be detrimental if presented to the client. Reasons for removing sections shall be documented [ and kept on file ] in the record.

(4) [ The client has ] Clients have the right to appeal a decision limiting access to [ his ] their records to the [ project ] director.

(5) [ The client has ] Clients have the right to request the correction of inaccurate, irrelevant, outdated or incomplete information [ from his ] in their records.

(6) [ The client has ] Clients have the right to submit rebuttal data or memoranda to [ his ] their own records.

§ 709.31. [ Uniform ] Data Collection System.

[ (a) If a project utilizes Department funds, it shall comply with the Department's UDCS.

(b) ] (a) A data collection and recordkeeping system shall be developed that allows for the efficient retrieval of data needed to measure the project's performance in relationship to its stated goals and objectives.

(b) The recordkeeping system must allow for the identification of clients' admissions and discharges within a specific time period.

§ 709.32. Medication control.

(a) [ Projects which furnish pharmaceutical services shall comply with applicable Federal, State and local ordinances, statutes and regulations regarding the storing, compounding, administering or dispensing of medication. ] Projects furnishing

pharmaceutical services shall present a license from the Department of Health's Board of Examiners or the Department of State's State Board of Pharmacy and a DEA registration to Department employees. Other notices of review or inspection, or both, shall be made available upon request.

(b) [ Verbal medication orders may be accepted but shall be put in writing and signed within 24 hours thereafter by the prescribing physician. ] Verbal orders for medication can be given only by a physician or other medical professional authorized by State and Federal law to prescribe medication and verbal orders may be received only by another physician, pharmacist or nurse, or medical professional authorized by State and Federal law to receive verbal orders. When a verbal or telephone order is given, it has to be authenticated in writing by a physician or other medical professional authorized by State and Federal law to prescribe medication. In detoxification levels of care, written authentication shall occur no later than 24 hours from the time the order was given. Otherwise, written authentication shall occur within 3 business days from the time the order was given.

(c) The project shall have and implement a written policy and procedures regarding all medications used by clients which shall include, but not be limited to:

(1) Administration of medication[ . ], including the documentation of the administration of medication:

(i) By individuals permitted to administer by Pennsylvania law.

(ii) When self administered by the client.

(2) Drug storage areas including, but not limited to, the secure storage of controlled substances and other abusable drugs in accordance with State and Federal regulations and program requirements.

(3) Inspection of storage areas that ensures compliance with State and Federal laws and program policy. The policy must include, but not be limited to:

(i) What is to be verified through the inspection, who inspects, how often, but not less than quarterly, and in what manner it is to be recorded.

(ii) Disinfectants and drugs for external use are stored separately from oral and injectable drugs.

(iii) Drugs requiring special conditions for storage to insure stability are properly stored.

(iv) Outdated drugs are removed.

(v) Copies of drug-related regulations are available in appropriate areas.

(4) Methods for control and accountability of drugs[ . ], including, but not limited to:

(i) Who is authorized to remove drug.

(ii) The program's system for recording drugs, which includes the name of the drug, the dosage, the staff person, the time and the date.

(5) Security of drugs, including, but not limited to, the loss, theft or misuse of drugs.

[ (6) Inventories.

(7) ] (6) Medication errors and drug reactions shall be recorded in the client record. This may be the medical record if a separate medical record is maintained for all clients.



*(Editor's Note: The following section is new and printed in regular type to enhance readability.)*

**§ 709.34. Reporting of unusual incidents.**

(a) The project shall develop and implement policies and procedures to respond to the following unusual incidents:

(1) Physical assault or sexual assault by staff or a client.

(2) Selling or use of illicit drugs on the premises.

(3) Death or serious injury due to trauma, suicide, medication error or unusual circumstances while in residential treatment or, when known by facility, for ambulatory services.

(4) Significant disruption of services due to disaster such as fire, storm, flood or other occurrence which closes the facility for more than 1 day.

(5) Theft, burglary, break-in or similar incident at the facility.

(6) Event at the facility requiring the presence of police, fire or ambulance personnel.

(7) Fire or structural damage to the facility.

(8) Outbreak of a contagious disease requiring Centers for Disease Control (CDC) notification.

(b) Policies and procedures must include the following:

(1) Documentation of the unusual incident.

(2) Prompt review and identification of the causes directly or indirectly responsible for the unusual incident.

(3) Implementation of a timely and appropriate corrective action plan, when indicated.

(4) Ongoing monitoring of the corrective action plan.

(5) Reporting mechanism to ensure that reporting of an unusual incident to an entity is in compliance with State and Federal confidentiality laws.

(c) To the extent permitted by State and Federal confidentiality laws, the project shall file a written unusual incident report with the Department within 3 business days following an unusual incident involving:

(1) Physical or sexual assault by staff or a client.

(2) Death or serious injury due to trauma, suicide, medication error or unusual circumstances.

(3) Significant disruption of services due to a disaster such as a fire, storm, flood or other occurrence that results in the closure of a facility for more than 1 day.

(4) Event at the facility requiring the presence of police, fire or ambulance personnel.

(5) Outbreak of a contagious disease requiring CDC notification.

[Pa.B. Doc. No. 14-466. Filed for public inspection March 7, 2014, 9:00 a.m.]

# ENVIRONMENTAL QUALITY BOARD

## Acceptance of Rulemaking Petition for Study

On February 18, 2014, the Environmental Quality Board (Board) accepted a rulemaking petition for study under 25 Pa. Code Chapter 23 (relating to Environmental Quality Board policy for processing petitions—statement of policy).

The petition, submitted by the University of Pittsburgh School of Law on behalf of the Mountain Watershed Association, requests the amendment of 25 Pa. Code § 93.9v (relating to Drainage List V) to redesignate Stony Run Watershed in Fayette County from Cold Water Fishes to Exceptional Value waters.

Under 25 Pa. Code § 93.4d(a) (relating to processing of petitions, evaluations and assessments to change a designated use), the Department of Environmental Protection (Department) is required to publish a notice of intent to assess candidate waters. The Department's assessment notice for this rulemaking petition will appear in a future issue of the *Pennsylvania Bulletin*.

The previously-referenced petition is available to the public by contacting the Environmental Quality Board, P. O. Box 8477, Harrisburg, PA 17105-8477, (717) 787-4526, and is accessible on the Department's web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Keywords: "EQB") (click "2014 EQB Meeting Dates"; see February 18, 2014, meeting).

E. CHRISTOPHER ABRUZZO,  
*Chairperson*

[Pa.B. Doc. No. 14-467. Filed for public inspection March 7, 2014, 9:00 a.m.]

# PENNSYLVANIA PUBLIC UTILITY COMMISSION

[ 52 PA. CODE CH. 57 ]

## Advance Notice of Proposed Rulemaking; Inspection Requirements for Automatic Splices

Public Meeting held  
February 20, 2014

*Commissioners Present:* Robert F. Powelson, Chairperson; John F. Coleman, Jr., Vice Chairperson; James H. Cawley; Pamela A. Witmer; Gladys M. Brown

*Advance Notice of Proposed Rulemaking for Revision of 52 Pa. Code Chapter 57 Relating to Inspection Requirements for Automatic Splices; L-2014-2400191*

### Advance Notice of Proposed Rulemaking

*By the Commission:*

On January 9, 2014, the Commission entered an Order at Docket No. C-2012-2307244 disposing of a joint petition filed by the Commission's Bureau of Investigation and Enforcement (I&E) and West Penn Power Company (West Penn) on February 13, 2013. The petition sought approval of a settlement entered into by I&E and West Penn to resolve an investigation undertaken by I&E relating to a fatal accident that occurred in June 2009



when West Penn's electric distribution line fell onto a tree. A woman residing on the affected property located in Allegheny County was killed when she came into contact with the line.

As part of the non-monetary remedies in the West Penn Order, the Commission approved provisions that required West Penn to, among other things: (1) modify its training program to ensure that its linemen and line supervisors are properly trained in automatic splice installations, including preparation of the conductor, and that refresher training at regular intervals with regard to techniques of properly preparing conductors for automatic splice installation is provided as well; (2) conduct an inspection of automatic splices on its primary distribution system using infrared technology and replace automatic splices identified through this inspection as being at risk of failure; (3) maintain written records of the automatic splice inspections and replacements that are completed; and (4) perform spot checks of 5% of the installations per year (up to a cap of 100 installations per year) of those automatic splices identified as requiring replacement on a non-immediate basis following the inspection using infrared technology. West Penn Order at 5-7.

Our existing regulations require all Pennsylvania electric distribution companies (EDCs) to conduct visual overhead line inspections every year or two. 52 Pa. Code § 57.198(n)(4).<sup>1</sup> Infrared inspections, however, are not currently required by our regulations, but were found to be reasonable as part of the remedial measures approved in that settlement. The unresolved issue from that proceeding, however, is whether, and to what extent, any of the remedial measures proposed therein, particularly the measure relating to annual inspections of automatic splices using infrared technology, should be required of all Pennsylvania EDCs. West Penn Order at 11.

As we said in the West Penn Order, we did not have enough information at that time to indicate that annual infrared inspections of automatic splices are a cost effective use of inspection and maintenance funds. *Id.* In this regard, West Penn argued, and we agreed, that it was premature to consider a second infrared inspection or an annual inspection of all of West Penn's primary distribution system automatic splices when the results of the initial infrared inspection were not yet completed and analyzed. *Id.* at 8-11.

We also found that it would be discriminatory to impose such an annual inspection requirement only on West Penn and not address the issue on an industry-wide basis by amending the Commission's maintenance and inspection regulations at 52 Pa. Code §§ 57.191—57.198. As we concluded in the West Penn Order, implementation of a new inspection requirement for automatic splices that applies to all EDCs is more appropriately addressed through a rulemaking proceeding that provides all interested parties with notice and an opportunity to be heard. West Penn Order at 8-11.

We, therefore, are opening this docket and issuing this advance notice of proposed rulemaking in order to solicit comments from EDCs and other interested parties that address whether our existing regulations at 52 Pa. Code, Chapter 57, relating to electric distribution reliability should be amended to require regular inspections of

automatic splices using infrared technology or any other necessary changes related to this matter.

We are particularly interested in seeking comments on:

1. Whether standards should be established by the Commission for inspection, maintenance, repair, and replacement of automatic splice connections. Comments are requested on what, if any, those standards should be; or, alternatively, why you believe no inspection program for automatic splice connections should be implemented by the Commission.

2. If standards are ultimately adopted, should a prescriptive-based inspection program be instituted based on a time frequency that is added into the EDC's existing line inspection programs? Or should an annual performance-based program be implemented that uses a sampling population that is statistically significant to determine how many automatic splice connections to inspect annually based on the number of high risk automatic splice connections identified during sampling? Comments are also requested on the difference in the projected costs between the two programs.

3. What, if any, are the EDCs' internal practices regarding inspection of automatic splice connections and for the systematic replacement of automatic splices before they fail? If you have an internal practice already in place, how many automatic splices were proactively replaced in each of the last five calendar years?

4. If internal practices/procedures are currently in place for an EDC regarding inspection of automatic splice connections, describe those procedures and how detected deficiencies and/or abnormalities are addressed and documented?

5. If an infrared technology such as infrared thermography is used to inspect automatic splices, is supporting documentation kept as part of the inspection? If so, are temperature measurements recorded, stored, and data trended?

6. Is the use of infrared technology such as infrared thermography the preferred way to inspect automatic splices? Is there any other method or technology that can be used to inspect automatic splices safely and effectively? If known, what are the differences in costs of the various technologies available?

7. Are there any limitations to the physical inspection of an automatic splice? If so, what are they?

8. For EDCs, does your company look for possible annealing of the conductor due to possible overloading when performing overhead line inspections? If so, describe how your company documents and possibly mitigates such a condition. Also, if annealing of the conductor is detected, are automatic splices inspected for integrity?

9. For EDCs, does your company perform any electrical resistance tests on automatic splices? Are there any other testing or monitoring methods that should be considered for automatic splices?

10. For EDCs, what is the average age of existing automatic splice connections and, if known, how many are there for each of the following categories: 0-10 years, 10-20 years, 30-40 years, 40-50 years, greater than 50 years?

11. At a minimum, should some type of automatic splice inspection be mandated for critical loads or publicly sensitive areas such as at or near hospitals, schools, playgrounds, major highways, etc.? If so, how should these areas be defined and/or criteria implemented to address this concern?

<sup>1</sup> The Public Utility Code at 66 Pa.C.S. § 2802(20) provides the necessary authority to support the issuance of regulations relating to electric distribution reliability. Specifically, section 2802(20) states that "[s]ince continuing and ensuring the reliability of electric service depends . . . on conscientious inspection and maintenance of transmission and distribution systems, . . . the Commission shall set through regulations, inspection, maintenance, repair and replacement standards and enforce those standards."

12. What incremental costs would the EDCs incur if required to comply with an automatic splice inspection and maintenance program interval of no less than once every five years for every automatic splice connection in their service territory? Would you recommend some other time interval and, if so, please explain why?

13. What potential cost savings could the EDC realize with such a program?

14. If a systematic replacement program were required of every automatic splice connection in an EDC's service territory, either in addition to an inspection program or in the alternative, what would be the optimal replacement schedule and why? What costs would an EDC incur if such a requirement was put into place?

15. Do EDCs include the automatic splice manufacturer's installation and/or technical recommendations in the EDC's automatic splice installation procedures? If not, why?

16. How many automatic splice failures have the EDCs had per year in their service territories since 1994? What was the root cause, if known, for each such occurrence? If known, provide the manufacturer, model number, and the splice's age for each failed automatic splice occurrence? If known, what percentage of the EDC's overall automatic splice connections does this failure rate represent?

17. What have the EDCs paid over the last five years annually in compensatory and/or punitive damages to customers or others who have had property damages or personal injury due to a failed automatic splice connection?

18. If automatic splice connection inspections are determined to be impracticable or unreasonable under all the facts, what assurances and/or procedure enhancements can be made or implemented by an EDC to ensure that newly installed automatic splice connections are defect free and installed properly?

Additionally, the commenting parties are requested to submit draft regulatory provisions, including any supporting justification, as they deem appropriate for consideration.

Accordingly, pursuant to 66 Pa.C.S. §§ 501 and 2802(20), the Commission issues this Advance Notice of Proposed Rulemaking for comment; *Therefore,*

*It Is Ordered That:*

1. A rulemaking proceeding is hereby initiated at this docket to consider the revision of the regulations appearing in 52 Pa. Code, Chapter 57, relating to inspection requirements for automatic splices.

2. This Advance Notice of Proposed Rulemaking be published in the *Pennsylvania Bulletin*, with comments from interested parties due 60 days from the date of publication and reply comments due 30 days thereafter.

3. Comments should address the 18 issues identified in this Order, along with any other issues the commenting party deems relevant, and should include, where applicable, a numerical reference to the existing regulation(s) which the comments address, proposed language for revision, and a clear explanation for the recommendation.

4. An original of any comments or reply comments be served upon the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265.

5. An electronic copy of the comments and reply comments should be electronically mailed to Carl S. Hisiro, Assistant Counsel, at [chisiro@pa.gov](mailto:chisiro@pa.gov).

6. The contact persons for this rulemaking are Carl S. Hisiro, Assistant Counsel, Law Bureau, (717) 783-2812 (legal), and David Washko, Fixed Utility Valuation Engineer, Bureau of Technical Utility Services, (717) 425-7401 (technical).

7. A copy of the Advance Notice of Proposed Rulemaking shall be served on the Office of Consumer Advocate, the Office of Small Business Advocate, all jurisdictional electric distribution companies, and all parties of record at C-2012-2307244.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-468. Filed for public inspection March 7, 2014, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

[ 52 PA. CODE CHS. 1017 AND 1019 ]

### Taxicab Safety Cameras

The Philadelphia Parking Authority (Authority), on November 25, 2013, adopted a proposed rulemaking order to provide for the use of safety cameras in Philadelphia taxicabs.

*Proposed Rulemaking Order; Philadelphia Taxicab and Limousine Regulations; Doc. No. 126-8*

### Proposed Rulemaking Order

*By the Authority:*

In accordance with of the act of July 16, 2004, (P. L. 758, No. 94), 53 Pa.C.S. §§ 5701 et seq., as amended, (the "act"),<sup>1</sup> the Authority formally commences its rulemaking process to promulgate a regulation to provide for safety cameras in taxicabs in Philadelphia. The Authority seeks comments from all interested parties on the proposed regulation, which are found at Annex A to this Order.

#### A. *Background and discussion.*

The Authority regulates all taxicab and limousine service in Philadelphia, pursuant to the act. The Authority's regulations may be found at 52 Pa. Code Part II. It has been widely recommended to the Authority on several occasions, including a recent public comment hearing related to driver safety issues, that cameras should be affixed to all taxicabs in Philadelphia. The purpose of the cameras is to monitor the environment in which taxicab drivers provide service.

We believe that this monitoring will significantly reduce the rate of violence and crime perpetrated against drivers and assist law enforcement with investigations of such crimes. The images captured by the cameras will also be available to drivers or the Authority in furtherance of regulatory enforcement matters.

#### B. *The regulation.*

We propose amending 52 Pa. Code § 1017.5. (relating to basic vehicle standards) by adding a new paragraph to subsection (b) to require each taxicab in Philadelphia to be equipped with an approved safety camera system. We also propose adding a new Subchapter G (relating to safety cameras) to Chapter 1017 (relating to vehicle and

<sup>1</sup> See 53 Pa.C.S. §§ 5722 and 5742.

equipment requirements) to provide for the general requirements of the safety camera system and the manner in which it may be installed, inspected and operated.

The use of safety cameras in taxicabs is not a new idea. Such cameras are already in place in New York City, New Orleans, Chicago, San Francisco and other US cities. We anticipate that the implementation of this process will be relatively easy because this technology is in wide use. We have already been approached by medallion owners that wish to install such systems and the idea has the wide support of taxicab drivers who view this technology as a crucial tool to make their jobs safer.

§ 1017.5. *Basic vehicle standards.*

We propose amending 52 Pa. Code § 1017.5(b) (relating to basic vehicle standards) to add the safety camera requirement. The proposed paragraph (26) references the requirements of proposed Subchapter G.

*Subchapter G. Safety Cameras*

§ 1017.71. *Taxicab safety cameras.*

We propose adding § 1017.71 that taxicab owners be provided 120 days from the effective date of the regulation to present their taxicabs with an approved and installed safety camera system for inspection by the Authority. We believe that 4 months is a sufficient amount of time, after the notice provided through the promulgation process, to meet these requirements. Because this technology is already in wide use and has been the subject of repeated commenting and public hearings in Philadelphia, we believe that taxicab owners will be able to meet this deadline without significant challenge.

We also propose guidelines related to the initial inspection, sealing and posting of notices necessary to place the camera systems in operation.

§ 1017.72. *Safety camera system testing.*

We propose adding § 1017.72 to clarify that the testing of the safety camera system may include the actual operation of the taxicab with an inspector while the camera system is engaged. This form of inspection will truly test each unit and provide a method to assure that both the cameras and the recording and data storage process are currently functioning. As with other components of a taxicab, the safety camera system is subject to field inspections by Authority inspectors.

§ 1017.73. *Approved safety camera system.*

We propose adding § 1017.73 to advise regulated parties of the presence of a list of already approved safety camera systems that will be maintained by the Authority. This is a process similar to that employed as to taxicab meter systems as provided in § 1017.23 (relating to approved meters). The list is not exclusive or mandatory, but provided to assist certificate holders who simply seek to employ an already approved system, in lieu of suggesting an unreviewed safety camera system for approval. We believe we have clarified that point through the addition of subsection (b).

§ 1017.74. *Safety camera requirements.*

We propose adding § 1017.74 to provide minimum components of what a safety camera system must include. We believe that any system that is capable of meeting the requirements of this section will produce a result that will satisfy the purpose of this rulemaking. However, we have not outlined every system or method of functionality that may be used to achieve these objectives. Because technology steadily advances and often produces products that function at a higher quality, more efficiently and at a

lower cost point than the generation of equipment before, we leave room here for the approval of different and evolving systems, without the need to promulgate regulations in order to enroll each enhancement into the system.

The safety camera system must work in conjunction with the approved meter system for several reasons. The meter system itself includes certain safety features that will only be enhanced through the cooperation of the safety camera system. The meter system's existing distress button, required by § 1017.24(d)(8) (relating to meter activation and display), silently communicates the need for assistance to the taxicab driver's dispatch company when pressed by the driver. The dispatcher is able to immediately determine where the driver in distress is located due to the GPS functionality of the meter system. The ability to know that a driver needs help, know where the driver is and be able to see what is happening in the taxicab through simultaneous wireless communication will greatly improve driver safety.

The proposed regulation identifies the areas of the taxicab that must be monitored by the safety camera system. We avoid dictating a specific number of cameras to be used in the event that improving technology provides the means of doing so with fewer cameras than the number of monitored locations would seem now to require.

§ 1017.75. *One safety camera system.*

We propose adding section 1017.75 to limit each taxicab to only one safety camera system for ease of monitoring and general simplicity purposes. While an owner can switch between approved systems at their own discretion, they may only use one approved system at a time.

§ 1017.76. *Certificate holder responsible.*

The addition of section 1017.76 will require the taxicab's owner to make certain that the safety camera system works each day. This is the standard that already applies in Philadelphia to the taxicab's overall functionality. The owner may assign a representative to confirm that the safety camera system is functioning. Some certificate holders do not reside in the Philadelphia area and use business managers to supervise certain aspects of taxicab operations.

§ 1017.77. *Public notice.*

Each taxicab that operates with a safety camera system will display a notice of the presence of the system on the exterior and interior of the taxicab. While we anticipate that the public will receive notice through media releases and other sources, it is important to remind passengers that the taxicab trip is being monitored. This monitoring is a continuation of that which will likely have occurred while the passenger was hailing the taxicab on the street corner or while in the course of a trip on public transportation. Also, we believe that knowledge of the presence of this system will cause those who wish to do drivers harm to reconsider, given the increased likelihood of apprehension represented by that monitoring.

§ 1019.8. *Dispatcher requirements.*

We propose adding a new paragraph (17) to clarify that dispatchers must be equipped with the necessary communication lines and computer hardware and software necessary to support the safety camera system. Just as with the meter system required by § 1017.23 (relating to approved meters), the safety cameras system must be properly used and supported by the taxicab owner, driver and dispatcher.



*Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on February 25, 2014, the Authority submitted a copy of this proposed rulemaking to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Urban Affairs Committee and the Senate Consumer Protection and Professional Licensure Committee. In addition to submitting the proposed rulemaking, the Commission provided IRRC and will provide the Committees with a copy of a detailed Regulatory Analysis Form. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Authority, the General Assembly and the Governor of comments, recommendations or objections raised.

*Conclusion*

The Authority, therefore, formally commences its rule-making process to promulgate this regulation to become part of 52 Pa. Code Part II in a manner consistent with Annex A to this Order. The Authority seeks comments from all interested parties on this proposed body of regulations, which are found at Annex A to this Order. The Authority hereby advises that all comments submitted in response to this Order will be posted, without redaction of name, address, or other personal information or comment provided, on the website of the Independent Regulatory Review Commission, which may be reached at 717-783-5417.

Accordingly, under sections 13 and 17 of the act (53 Pa.C.S. §§ 5722 and 5742); section 5505(d)(17), (23) and (24) of the Parking Authorities Act (53 Pa.C.S. §§ 5505(d)(17), (23) and (24)); sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202), and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1, 7.2, and 7.5; section 204(b) of the Commonwealth Attorneys Act (71 P.S. § 732.204(b)); section 745.5 of the Regulatory Review Act (71 P.S. § 745.5) and section 612 of The Administrative Code of 1929 (71 P.S. § 232), and the regulations promulgated at 4 Pa. Code §§ 7.231—7.234, the Authority proposes adoption of the regulations set forth in Annex A; *Therefore, It Is Ordered That:*

1. A proposed rulemaking be opened to consider the regulation set forth in Annex A.
2. The Executive Director shall submit this proposed rulemaking Order and Annex A to the Office of Attorney General for review as to form and legality.
3. The Executive Director shall submit this proposed rulemaking Order and Annex A for review and comments to the Independent Regulatory Review Commission and the Legislative Standing Committees.
4. The Executive Director shall do all such other things necessary to advance this regulation through the appropriate promulgation process in an expeditious manner.
5. The Secretary of the Board shall certify this proposed rulemaking Order and Annex A and that the Executive Director shall deposit them with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.

6. An original and 15 copies of any written comments referencing the docket number of the proposed regulation be submitted within 30 days of publication in the *Pennsylvania Bulletin* to the Philadelphia Parking Authority, Attn: General Counsel, 701 Market Street, Suite 5400, Philadelphia, PA 19106.

7. A copy of this proposed rulemaking Order and Annex A shall be served on the City of the First Class Taxicab and Limousine Advisory Committee and a copy shall be posted on the Authority's web site at [www.philapark.org/tld](http://www.philapark.org/tld).

8. The contact person for this proposed rulemaking is James R. Ney, Director, Taxicab and Limousine Division, (215)-683-9417.

VINCENT J. FENERTY, Jr.,  
*Executive Director*

**Fiscal Note:** 126-8. No fiscal impact; (8) recommends adoption.

*(Editor's Note:* See 43 Pa.B. 6373 (October 26, 2013) for proposed amendments to § 1019.8.)

**Annex A**

**TITLE 52. PUBLIC UTILITIES**

**PART II. PHILADELPHIA PARKING AUTHORITY**

**Subpart B. TAXICABS**

**CHAPTER 1017. VEHICLE AND EQUIPMENT REQUIREMENTS**

**Subchapter A. GENERAL PROVISIONS**

**§ 1017.5. Basic vehicle standards.**

\* \* \* \* \*

(b) *Standard taxicab vehicle requirements.* Each taxicab is subject to the following requirements:

\* \* \* \* \*

(25) The Authority may require the installation of a separate heating and air conditioning system in a taxicab if necessary to comply with paragraph (19).

**(26) A taxicab must be equipped with a safety camera system approved for use as provided in § 1017.71 (relating to taxicab safety cameras).**

\* \* \* \* \*

*(Editor's Note:* The following subchapter is new and printed in regular type to enhance readability.)

**Subchapter G. SAFETY CAMERAS**

- Sec.
- 1017.71. Taxicab safety cameras.
  - 1017.72. Safety camera system testing.
  - 1017.73. Approved safety camera system.
  - 1017.74. Safety camera requirements.
  - 1017.75. One safety camera system.
  - 1017.76. Certificate holder responsible.
  - 1017.77. Public notice.

**§ 1017.71. Taxicab safety cameras.**

(a) *Generally.* Beginning on \_\_\_\_\_, *(Editor's Note:* The blank refers to a date 120 days after the effective date of adoption of this proposed rulemaking.) a taxicab must be equipped with one safety camera system that satisfies the requirements in this subchapter.

(b) *Inspection and approval.*

(1) A taxicab safety camera system must be inspected by the Authority prior to use.

(2) The Authority will conduct safety camera system testing to ensure the system meets the requirements of this subchapter.

(3) Upon determining that a safety camera system functions properly, the Enforcement Department will:

(i) Download and retain a view captured by each camera lens.

(ii) Seal the data extraction port.

(iii) Post notice of the safety camera system on each side of the exterior of the taxicab.

(4) A safety camera system may not be used in a taxicab unless it is sealed as provided in paragraph (3). When the seal is broken or damaged, the certificate holder shall remove the taxicab from service immediately and schedule a new safety camera system inspection by the Enforcement Department.

(5) In the event that a safety camera system is not fully operational, the taxicab shall be taken out of service and the Enforcement Department shall be notified immediately.

**§ 1017.72. Safety camera system testing.**

(a) Safety camera system testing may include the road operation of the taxicab with an inspector while the camera system is engaged.

(b) A safety camera system is subject to a field inspection by an inspector at any time and may be tested as part of each scheduled inspection.

**§ 1017.73. Approved safety camera system.**

(a) The Authority will maintain a list of safety camera systems approved for use in taxicabs. The list may be obtained from the Authority's web site at [www.philapark.org/tld](http://www.philapark.org/tld).

(b) A safety camera system may be added to the list maintained under this section upon request of a certificate holder and evidence of compliance with this subchapter.

**§ 1017.74. Safety camera requirements.**

(a) The purpose of this section is to establish certain minimum safety camera system requirements.

(b) A taxicab safety camera system must work in conjunction with the approved meter system used in the taxicab.

(c) The safety camera system must be in operation during the entire time the vehicle's engine is running.

(d) The safety camera system may not make an audio recording.

(e) The safety camera system must record as required under this subchapter in an uninterrupted visual stream without interruption. Timed or sequenced images are not permitted.

(f) The safety camera system must include a number of cameras sufficient to record:

(1) The entire interior of the taxicab, including the faces of all occupants.

(2) Images on the exterior of the taxicab, viewed from the interior of the taxicab. For example, the safety camera system should capture the image of a person who attempts to commit an act or robbery against a driver.

(g) The safety camera system must wirelessly transmit recorded data to TLD Headquarters and other locations designated by the Director.

(h) In the event that a driver presses the distress button required under § 1017.24(d)(8) (relating to meter activation and display), the safety camera system must immediately transmit all images to the taxicab's dispatcher, in addition to the transmission to TLD Headquarters.

**§ 1017.75. One safety camera system.**

A taxicab is prohibited from containing a safety camera system other than the approved safety camera system that has been inspected and approved by the Authority for use in that taxicab.

**§ 1017.76. Certificate holder responsible.**

The certificate holder shall inspect each taxicab safety camera system prior to service each day to ensure it is in compliance with this subchapter and is in proper working order. A certificate holder may select a person to conduct the inspections required under this section on the certificate holder's behalf.

**§ 1017.77. Public notice.**

(a) The Authority will produce a standardized posting to be displayed on taxicabs to provide public notice of the presence of the safety camera system in each taxicab as provided in § 1017.12(b) (relating to required markings and information).

(b) The notice required under this section shall be posted in every taxicab that employs the use of a safety camera system.

**CHAPTER 1019. DISPATCHERS**

**§ 1019.8. Dispatcher requirements.**

A dispatcher shall continually maintain standards and equipment capable of providing prompt and adequate service to the public, including the following:

\* \* \* \* \*

**(17) Operate and maintain a safety camera system as provided § 1017.73 (relating to approved safety camera system), including the computer hardware and software means of wireless communication necessary.**

[Pa.B. Doc. No. 14-469. Filed for public inspection March 7, 2014, 9:00 a.m.]

# NOTICES

## DEPARTMENT OF AGRICULTURE

### Order; Training and Certification for Certified Parking Meter Inspectors

#### Section 1. Purpose; Authority; Duration.

This Order is a temporary order establishing training and certification requirements and procedures for persons seeking to become Certified Parking Meter Inspectors, and is authorized under the Consolidated Weights and Measures Act, at 3 Pa.C.S.A. § 4115(b).

This Order is effective as of March 8, 2014 and shall remain in effect until March 8, 2015—one year from date of issuance.

#### Section 2. Definitions.

The following word and terms, when used in this order, have the following meanings, unless the context clearly indicates otherwise:

*Act*—The Consolidated Weights and Measures Act, 3 Pa.C.S. §§ 4101—4194.

*Certified parking meter inspector or CPMI*—An individual who is certified by the Department of Agriculture to inspect and certify the accuracy of parking meters.

*Department*—The Department of Agriculture of the Commonwealth.

#### Section 3. Certified parking meter inspector.

(a) *General.* A person may apply to the Department to be designated a certified parking meter inspector (“CPMI”) for purposes of the Act and this order.

(b) *Authority.* A CPMI may inspect and certify the accuracy of parking meters as required by the Act.

(c) *Fees.* A CPMI may charge a fee for inspection and testing services.

#### Section 4. Certification standards.

A person seeking a CPMI certificate from the Department shall do the following:

(1) Successfully complete an approved training course as described in Section 5 (relating to training courses).

(2) Pass a Department-administered or Department-approved written test by a score of at least 70%.

(3) Possess or have access to field standards and test equipment as necessary to inspect, determine and certify the accuracy of parking meters, as required under the Act.

(4) Comply with the application requirements described in Section 7 (relating to applying for certification) and other requirements of this order.

(5) Be at least 18 years of age.

#### Section 5. Training courses.

(a) *Department-administered courses and Department-approved courses.* The Department-administered parking meter certification training course meets the requirements of subsection (b) and is an approved training course. The Department will approve additional parking meter certification training courses that meet the application and course-content requirements of this Section.

(b) *Training course; hours and content.* A Department-approved parking meter certification training course shall consist of a minimum of four (4) hours of instruction, with at least two (2) hours of classroom training and at least two (2) hours of hands-on training. The training course shall cover the following topics:

(1) Basic operation of mechanical and digital parking meters.

(2) Determination and use of appropriate field standards.

(3) Familiarization with documentation requirements.

(4) Inspection and testing procedures.

(5) Noting deficiencies and reporting results.

(c) *Application for approval by Department.* A person seeking the Department’s approval of a parking meter certification training course shall apply in writing to the Department and provide the following:

(1) A course outline.

(2) A description of the subject matter to be addressed in each component of the course, addressing all of the course topic requirements set forth in subsection (a).

(3) The name and background information of each course instructor, a description of the subject matter to be addressed by that instructor and information to demonstrate the familiarity of the instructor with that subject matter.

(4) A list of the dates, times and locations at which the training course is to be presented.

(5) A copy of the proposed written test, together with a copy of the answer key.

(6) Verification that the person conducting the course shall issue a certificate of completion to any person who successfully completes the course, and shall promptly report the results of the testing required under Section 4, Paragraph (2) (relating to certification standards), above, in writing to the Department.

(7) Such other information as the Department may reasonably require.

(d) *Obtaining the list of current approved training courses.* The Department will provide a current list of approved training courses upon request, and will maintain a copy of the current list on its internet website: [www.agriculture.state.pa.us](http://www.agriculture.state.pa.us).

(e) *Effect of addition of a course to list of courses.* If a training course is added to the list described in subsection (d), a person who has successfully completed that course within six (6) months preceding the date the Department approved the course will be deemed to have successfully completed an approved training course as described in Section 4, Paragraph 1 (relating to certification standards). That person must also meet the requirements of Section 4, Paragraphs (2), (3), (4) and (5) in order to be designated a CPMI.

#### Section 6. Audit by Department.

The Department may attend and audit an approved training course to ascertain whether the course is conducted in accordance with the Act and this order. A person offering or conducting an approved training course shall, at least 7 days in advance of conducting the course, mail or deliver to the Department written notification of



the date, time and location of the training course. A person offering or conducting an approved training course shall allow the Department's auditors entry to the program and provide copies of course materials.

**Section 7. Applying for CPMI certification.**

(a) *Application required.* A person who has successfully completed a Department-administered or Department-approved parking meter certification training course may apply to the Department for a CPMI certificate. Certification is granted through issuance of the certificate described in Section 8 (relating to CPMI certificate).

(b) *Form of application.* A person seeking certification under the Act may obtain an application form from the Department using the contact information provided in Section 14 (relating to contacting the Department). The applicant shall complete the form and return it to that same address. The application form shall require the following information:

(1) The name, mailing address and birth date of the person seeking a certificate.

(2) The name, location and date of completion of any approved training course completed by the person seeking a certificate.

(3) A copy of any certificate of completion with respect to the approved training course.

(4) A detailed description of the equipment the person seeking the CPMI certificate will use in conducting parking meter inspections, including applicable verifications of accuracy, inspection records and other documentation demonstrating the equipment is accurate and in working order.

(5) The date of the application.

(6) Other information the Department might reasonably require.

(c) *Departmental action on application.* The Department will, within 30 days of receiving an application, mail the applicant a certificate, a disapproval notice or a request for additional clarification or documentation. If the Department requests additional clarification or documentation, its review and consideration of the application will cease until the requested material is received, from which time the 30-day review period shall begin again.

**Section 8. CPMI certificate.**

(a) *CPMI certificate.* The Department will provide a CPMI a CPMI certificate.

(b) *Contents of CPMI certificate.* A CPMI certificate will bear the following information:

(1) The name of the person to whom it is issued.

(2) The date of issuance.

(3) A unique identification number.

(4) A statement that the Department has determined the person identified on the certificate to be a "CPMI" with respect to parking meters.

(5) Other information the Department might reasonably include.

(c) *Ownership of CPMI certificate.* A CPMI certificate issued by the Department will remain the property of the Department. A CPMI or other person having physical possession of a certified parking meter certificate shall, upon written notice from the Department, surrender and return the certificate to the Department.

(d) *Obligation to produce CPMI certificate for inspection.* A CPMI shall produce the CPMI certificate for

inspection upon demand by the Department or any person on whose behalf the CPMI is performing the inspection or test.

**Section 9. Expiration of CPMI certificate.**

A CPMI certificate will remain valid unless or until five (5) years or more elapse between consecutive parking meter inspections by the CPMI to whom the CPMI certificate is issued, or unless the CPMI certificate is suspended or revoked in accordance with the procedures in Section 12 (relating to suspension or revocation of certification).

**Section 10. Obtaining a new CPMI certificate.**

(a) *No renewals: new certificate required.* The Department will not renew a CPMI certificate or extend the expiration date of a certificate. A person shall, instead, apply for and obtain a new CPMI certificate in accordance with Section 7 (relating to applying for certification) to be issued a successor CPMI certificate.

(b) *Training course.* A person who is applying for a CPMI certificate shall have successfully completed a training course as described in Section 5 (relating to training courses) within six (6) months of the date of the application form.

**Section 11. Inspection and testing by the Department.**

(a) *Random inspection and testing.* The Department may conduct random inspection and testing of parking meters that have been inspected and tested by a CPMI to determine whether the CPMI conducted the inspection and testing in accordance with the Act and this order.

(b) *Inspections generally.* In addition to the random inspection and testing described in subsection (a), the Department may conduct inspection and testing of any parking meter that has been inspected and tested by a CPMI.

(c) *Time lapse affecting results.* In evaluating the inspection and testing performed by the CPMI, the Department will take into account any lapse of time between an inspection performed by the Department and the inspection performed by the CPMI.

(d) *Reporting of results.* Within 30 days following a random inspection, the Department will mail the CPMI written notice of the inspection and the results of that inspection.

(e) *Use of results.* The Department may use the results of its inspection and testing to suspend or revoke the certificate of a CPMI in accordance with Section 12 (relating to suspension or revocation of certification), or as the basis for a warning or instruction directed to the CPMI.

**Section 12. Suspension or revocation of certification.**

(a) *Basis for action.* The Department may suspend or revoke a CPMI certificate if the CPMI does one or more of the following:

(1) Violates a provision of this order.

(2) Violates a provision of the Act.

(3) Intentionally or fraudulently reports inaccurate information on an inspection report form.

(4) Is found, following inspection and testing by the Department in accordance with Section 11 (relating to inspection and testing by the Department), to have inaccurately, improperly or incompetently performed testing and inspections of parking meters issued.



(b) *Notice.* The Department will provide a CPMI with written notice of its intention to suspend or revoke certification, which will afford the CPMI notice and opportunity for an administrative hearing before the Department prior to the effective date of the suspension or revocation.

(c) *Delivery of notice.* The Department will deliver the notice described in subsection (b) to the affected CPMI by personal service or by regular mail to the address provided by the CPMI on his application for a certificate under Section 7 (relating to applying for certification), or to the address most recently provided to the Department in writing by the CPMI as the address to which notices should be sent.

### Section 13. CPMI list.

(a) *CPMI list to be maintained.* The Department will maintain a current CPMI list containing the following information with respect to each CPMI:

- (1) Name and address.
- (2) Telephone number.

(3) Fax number (if available).

(4) The unique identification number of the CPMI's certificate.

(b) *Distribution of copies.* The Department will provide a copy of the current CPMI list upon request.

### Section 14. Contacting the Department.

For purposes of this order, a person may contact the Department at the following address:

Department of Agriculture  
Bureau of Ride and Measurement Standards  
2301 North Cameron Street  
Harrisburg, Pennsylvania 17110-9408  
Telephone Number: (717) 787-9089  
FAX Number: (717) 783-4158

This Order is effective as of March 8, 2014.

GEORGE D. GREIG,  
*Secretary*

[Pa.B. Doc. No. 14-470. Filed for public inspection March 7, 2014, 9:00 a.m.]

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking and Securities Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending February 25, 2014.

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

### BANKING INSTITUTIONS

#### Branch Applications

#### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
2-20-2014	Hamlin Bank and Trust Company Smethport McKean County	2102 West State Street Olean Cattaraugus County, NY	Filed
2-24-2014	First Citizens Community Bank Mansfield Tioga County	Hogan Boulevard Mill Hall Clinton County	Filed
2-25-2014	ACNB Bank Gettysburg Adams County	850 Norland Avenue Chambersburg Franklin County	Filed

### SAVINGS INSTITUTIONS

No activity.

### CREDIT UNIONS

No activity.

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

GLENN E. MOYER,  
*Secretary*

[Pa.B. Doc. No. 14-471. Filed for public inspection March 7, 2014, 9:00 a.m.]

# DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

## Consolidated Plan; 2013 Annual Performance and Evaluation Report

The Department of Community and Economic Development is preparing its 2013 Consolidated Annual Performance and Evaluation Report (CAPER) on the progress and accomplishments made during the 2013 program year in implementing the Commonwealth's Consolidated Plan for Federal Fiscal Years 2009-2013. This document must be submitted to, and approved by, the United States Department of Housing and Urban Development (HUD) for the Commonwealth and organizations within this Commonwealth to receive funding under most HUD housing and community development programs. The Consolidated Plan creates a unified strategy for housing and community development programs, as well as the necessary linkages for building successful neighborhoods and communities.

The Commonwealth has allocated funds under several programs, namely Community Development Block Grant, HOME Investment Partnerships Program, Emergency Shelter/Solutions Grant Program and Housing Opportunities for People with AIDS Program. Additionally, this CAPER will detail funding from 2013 under the Neighborhood Stabilization Program and the Community Development Block Grant—Disaster Recovery Program. The CAPER discusses accomplishments in relation to goals and objectives identified in the 2013 Action Plan of the Consolidated Plan.

The CAPER assesses the goals and objectives of this strategic plan; discusses how the Commonwealth is affirmatively furthering fair and affordable housing; reviews the activities of the Continuums of Care; and appraises how well resources in community development and housing are being leveraged.

### *Public Comments*

Individuals or organizations may provide written comments regarding this draft version of the CAPER. This report will be available on March 10, 2014, at <http://www.newpa.com/community/federal-program-resource-library/consolidated-plan-and-related-documents> or by calling (717) 720-7404. Written comments will be accepted about funding activities, community development, housing, CAPER content and the process by which public input is gathered. The Commonwealth encourages public participation in this process.

Written comments will be accepted until 4 p.m. on March 25, 2014, and should be sent to Megan L. Snyder, Department of Community and Economic Development, Center for Community Financing, Commonwealth Keystone Building, 400 North Street, 4th Floor, Harrisburg, PA 17120-0225, RA-DCEDcdbg&homequestions@pa.gov.

C. ALAN WALKER,  
*Secretary*

[Pa.B. Doc. No. 14-472. Filed for public inspection March 7, 2014, 9:00 a.m.]

## Substantial Amendment for the Community Development Block Grant—Disaster Recovery; 2012 Allocation

A public comment period will be held to review the proposed substantial amendment to the Commonwealth for Fiscal Year 2012 Community Development Block Grant—Disaster Recovery (CDBG-DR) funds. The public comment period is from March 10, 2014, through March 17, 2014.

The United States Department of Housing and Urban Development (HUD) issued a notice at 77 FR 22583 (April 16, 2012) which awarded \$27,142,501 of CDBG-DR funds to the Commonwealth to be administered by the Department of Community and Economic Development (Department). An Action Plan for these funds was finalized and submitted to HUD on July 23, 2012. As the needs for disaster relief in the various areas of funding have changed due to submission of applications for assistance by affected municipalities, changes need to be made to those areas in the original Action Plan. These changes, based on the Pennsylvania Citizen Participation Plan for the Consolidated Plan, constitute a significant change in the distribution of funds under the program and thus necessitate a substantial amendment to the original Action Plan.

The substantial amendment to the Action Plan and supporting documentation is available for a 7-day public comment period and can be viewed on the Department's web site under the CDBG-DR section at <http://www.newpa.com/community/documents-publications/cdbg-dr>. The draft is also made available to the Tri-County Branch of the Pennsylvania Association of the Blind for transfer to electronic media. The text is available to hearing-impaired persons by means of the Department's web site at the link listed previously. A translation into Spanish will also be available on the Department's web site. The final version of the substantial amendment will be submitted to HUD no later than March 21, 2014.

Persons who would like to provide written comment on the draft Action Plan may send those comments electronically to RA-DCEDcdbg&homequestions@pa.gov or mail to the attention of Mary J. Smith, Department of Community and Economic Development, Center for Community Financing, 400 North Street, 4th Floor, Harrisburg, PA 17120. Comments must be received before 4 p.m. on March 18, 2014.

C. ALAN WALKER,  
*Secretary*

[Pa.B. Doc. No. 14-473. Filed for public inspection March 7, 2014, 9:00 a.m.]

# DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

## Request for Bids

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

*FDC-019-100526.1—Camp William Penn Demolition, Delaware State Forest, Porter Township, Pike County.* Work included under this contract consists of the salvage, demolition and disposal of the existing wooden structures and 3 steel structures for a total of 87 structures as indicated in the contract drawings. Work also includes grading, topsoil and seeding. Bid documents will be available on or after March 5, 2014. The bid opening will be held on April 3, 2014.

*FDC-015-7941.1—Proposed Concrete Jacket, Hungry Hollow Road over Little Kettle Creek, BR. #15-0016, Susquehannock State Forest, Forest District 15, Abbott Township, Potter County.* Work included under this contract consists of the reconstruction of concrete jacket and placement of rock along abutment for scour protection of Bridge No. 15-0016, Hungry Hollow Road over Little Kettle Creek. Bid documents will be available on or after March 5, 2014. The bid opening will be held on April 3, 2014.

*FDC-021-07899.1—Structure Replacement, Bridge No. 21-0001, Service Road over Potter Run, Penn Nursery, Potter Township, Clearfield County.* Work included under this contract consists of demolition of existing bridge Service Road crossing Potter Run consisting of steel I-beams and concrete abutments with a clear span of 22 feet. Replacement includes installation of prestressed concrete adjacent box beam and Geosynthetic Reinforced Soil abutments with a clear span of 30 feet. Work under this contract also includes construction of new road approaches consisting of driving surface aggregate and paving, guide rail and construction of R-7 Rock along the abutment faces and wings. Bid documents will be available on or after March 5, 2014. The bid opening will be held on April 3, 2014.

ELLEN FERRETTI,  
Secretary

[Pa.B. Doc. No. 14-474. Filed for public inspection March 7, 2014, 9:00 a.m.]

### **Snowmobile and ATV Advisory Committee Meeting**

A meeting of the Snowmobile and ATV Advisory Committee to the Department of Conservation and Natural Resources (Department) will be held on Wednesday, March 12, 2014. The meeting will be held from 10 a.m. to 1 p.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items can be directed to Joe Graci at (717) 787-9306. Those desiring to participate during the public comment section are

encouraged to submit their comments in writing to the committee by means of Joe Graci, Advisor, Snowmobile and ATV Advisory Committee, 400 Market Street, Harrisburg, PA 17101.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Barb Goodling 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.

ELLEN FERRETTI,  
Secretary

[Pa.B. Doc. No. 14-475. Filed for public inspection March 7, 2014, 9:00 a.m.]

## **DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS**

### **Pennsylvania Advisory Council on Drug and Alcohol Abuse Meeting**

The Pennsylvania Advisory Council on Drug and Alcohol Abuse (Council) will hold a public meeting on March 19, 2014, from 1 p.m. to 3:30 p.m. at the Department of Drug and Alcohol Programs Office, Conference Room B, 02 Kline Plaza, Harrisburg, PA 17104, (717) 783-8200. The meeting is open to the public. Free public parking is available. For additional information, visit the Department of Drug and Alcohol Programs' (Department) web site at [www.ddap.pa.gov](http://www.ddap.pa.gov).

The primary focus of this Council meeting is for the Council members to meet to discuss current drug and alcohol issues and challenges facing this Commonwealth, and to serve in an advisory capacity to the Department on these issues.

For additional information, visit the Department's web site or contact Roseann Deutsch, Department of Drug and Alcohol Programs Executive Office at (717) 214-1937.

Persons with disabilities who wish to attend the meeting and requiring an auxiliary aid, service or other accommodation should contact Roseann Deutsch at (717) 214-1937.

This meeting is subject to cancellation without notice.

GAROLD E. TENNIS,  
Secretary

[Pa.B. Doc. No. 14-476. Filed for public inspection March 7, 2014, 9:00 a.m.]

## **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

### **Applications, Actions and Special Notices**

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### **APPLICATIONS**

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

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a

General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

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

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

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

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

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

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

### **I. NPDES Renewal Applications**

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0010987 (Sewage)	Tobyhanna Army Depot Tobyhanna, PA 18466-5086	Monroe County Coolbaugh Township	Hummler Run and Cross Keys Run and Oakes Swamp High Quality Cold Water Fishes (2-A)	Y
PA0063797 (Sewage)	Pocono Valley Personal Care Center a.k.a. Gluco Lodge WWTP RR 1 (Kemmerville In Hamilton Twp) Stroudsburg, PA 18360	Monroe County Hamilton Township	Unnamed Tributary of Cherry Creek (1-E)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0086908 (Sew)	Middle Creek Bible Conference, Inc. 8006 Hogan Drive Wake Forest, NC 27587-6661	Adams County / Freedom Township & Liberty Township	Middle Creek / 13-D	Y



<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0051641 (Sew)	Daniel Boone Homestead 400 Daniel Boone Road Birdsboro, PA 19508	Berks County / Exeter Township	Owatin Creek / 3-D	Y
PA0082571 (Sew)	West Penn District Grace Brethren Mennonite, Inc. Camp Mantowagan 2671 Camp Lane PO Box 95 Saxton, PA 16678-0095	Huntingdon County / Todd Township	Tatman Run / 11-D	Y
PA0044059 (CAAP)	PA Fish and Boat Commission / Reynoldsdale State Fish Hatchery Benner Spring Fish Research Station 1735 Shiloh Road State College, PA 16801-8495	Bedford County / East St. Clair Township	Dunning Creek / 11-C	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0112623 (IW)	JJ Bucher Producing Horse Run Road Shinglehouse, PA 16748	Potter County Shinglehouse Borough	Oswayo Creek (16-C)	N

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0093891 (Sewage)	Hampshire Estates STP Bakerstown Road Russellton, PA 15076	Allegheny County West Deer Township	Dawson Run (18-A)	Y
PA0203688 (Sewage)	West Pike Run Township Municipal Authority West Pike Run Twp. Daisytown, PA 15427-0222	Washington County West Pike Run Township	Pike Run (19-C)	Y

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

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

**PA0023949**, Sewage, SIC Code 4952, **Brookhaven Borough**, 2 Cambridge Road, Brookhaven, PA 19015-1708. Facility Name: Brookhaven Borough STP. This existing facility is located in Brookhaven Borough, **Delaware 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), Chester Creek, is located in State Water Plan watershed 3-G and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.192 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	3.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.0
CBOD <sub>5</sub>						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	32	48	XXX	20	30	40
Nov 1 - Apr 30	40	60	XXX	25	40	50

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Instant. Minimum	Average Monthly	Weekly Average	Instant. Maximum
BOD <sub>5</sub>						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	48	72	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Total Nitrogen	Report	XXX	XXX	Geo Mean Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	8	XXX	XXX	5.0	XXX	10.0
Nov 1 - Apr 30	24	XXX	XXX	15.0	XXX	30.0
Total Phosphorus						
May 1 - Oct 31	1.6	XXX	XXX	1.0	XXX	2.0
Nov 1 - Apr 30	3.2	XXX	XXX	2.0	XXX	4.0

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

- A. No Stormwater
- B. Acquire Necessary Property Rights
- C. Proper Sludge Disposal
- D. Chlorine Minimization
- E. Operator Notification
- F. TMDL/WLA Analysis
- G. Fecal Coliform Requirement
- H. Operations and Maintenance Plan

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.

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

**PA0065544**, Storm Water, SIC Code 2033, **Ocean Spray Cranberries Inc.**, 151 Boulder Drive, Breinigsville, PA 18031. Facility Name: Ocean Spray Cranberries Inc.—Lehigh Valley Facility. This proposed facility is located in Upper Macungie Township, **Lehigh County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of uncontaminated Storm Water.

The receiving stream(s), Iron Run, is located in State Water Plan watershed 2-C and is classified for High Quality Waters—Cold Water Fishes and, 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 0.000000 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

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

The EPA Waiver is in effect.

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

**PABIG 3501 Smith's Disposal Facility, LLC, Adams County**, Straban Township, Smith's Sanitary Septic Services, LLC, 1234 Baltimore Street, Hanover, PA 17331 has applied to have their biosolids (residential septage) approved for beneficial use by land applications.

The total combined capacity of the residential septage treatment and storage tanks shall not exceed 1,250,000 gallons. Additional requirements for testing of residential septage prior to land application, routine tank inspections, mitigating malodors, and the prevention of spills and leaks

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

**PA0087343**, Sewage, SIC Code 4952, **Broad Top Township Bedford County**, PO Box 57, Defiance, PA 16633-0057. Facility Name: Broad Top Township Langdondale STP. This existing facility is located in Broad Top Township, **Bedford 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), Sandy Run, is located in State Water Plan watershed 11-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.01445 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD <sub>5</sub>	3.0	4.8	XXX	25	40	50
		Wkly Avg				
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	3.6	5.4	XXX	30	45	60
		Wkly Avg				
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
UV Transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		

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

The EPA Waiver is in effect.

**PA0087335**, Sewage, SIC Code 4952, **Broad Top Township Bedford County**, 187 Municipal Road, Defiance, PA 16633-0057. Facility Name: Broad Top Township Kearney STP. This existing facility is located in Broad Top Township, **Bedford 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), Longs Run, is located in State Water Plan watershed 11-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0037 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
		Daily Max				
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD <sub>5</sub>	0.8	1.2	XXX	25	40	50
				Avg Mo		
Total Suspended Solids	0.9	1.4	XXX	30	45	60
				Avg Mo		



Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average		Annual Average	Weekly Average	
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
UV Transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is in effect.

**PA0082082**, SIC Code 6514, **Jerry Millard Bolyard**, 309 Bear Gap Road, Clearville, PA 15535-9110. Facility Name: Bolyard Res. This proposed facility is located in Southampton Township, **Bedford County**.

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

The receiving stream(s), Unnamed Tributary to Lost Run, is located in State Water Plan watershed 13-A and is classified for High Quality Waters—Cold Water Fishes, Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	Report	XXX	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	20	XXX	40
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		

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

The EPA Waiver is in effect.

**PA0248240**, SIC Code 6514, **Zemir Alic**, 191 Shatto Drive, Carlisle, PA 17013. Facility Name: Alic Res. This proposed facility is located in North Middleton Township, **Cumberland County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0005 MGD.

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	Report	XXX	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		

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

The EPA Waiver is in effect.

**PA0008427**, Industrial Waste, SIC Code 4961, **NRG Energy Center Harrisburg Inc.**, 100 North 10th Street, Harrisburg, PA 17101-3357. Facility Name: NRG Energy Center Harrisburg. This existing facility is located in Harrisburg City, **Dauphin County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.084 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	6.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
Temperature (°F)	XXX	XXX	XXX	XXX	110	XXX
Total Suspended Solids	21	42	XXX	30	60	75
Oil and Grease	XXX	XXX	XXX	15	30	30
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Annl Avg	Report	XXX	Annl Avg	Report	XXX
Total Kjeldahl Nitrogen	Annl Avg	Report	XXX	Annl Avg	Report	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Total Copper	Annl Avg	Report	XXX	Annl Avg	Report	XXX
Dissolved Iron	0.032	0.065	XXX	0.047	0.094	0.117
Bis(2-Ethylhexyl)Phthalate	Report	Report	XXX	Report	Report	XXX
	0.10	0.21	XXX	0.15	0.30	0.37

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

- Chesapeake Bay nutrient reporting
- Chemical Additives

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

The EPA Waiver is in effect.

**PA0081850**, Industrial Wastewater, SIC Code 4941, **Gettysburg Municipal Authority**, PO Box 3307, 601 East Middle Street, Gettysburg, PA 17325-3307. Facility Name: Gettysburg Municipal Authority Water Treatment Plant. This existing facility is located in Cumberland Township, **Adams County**.

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

The receiving stream, Unnamed Tributary to Marsh Creek, is located in State Water Plan watershed 13-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 0.215 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Aluminum	XXX	XXX	XXX	4.0	8.0	10.0
Total Iron	XXX	XXX	XXX	2.0	4.0	5.0
Total Manganese	XXX	XXX	XXX	1.0	2.0	2.5

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

The EPA Waiver is in effect.

**PA0088056**, Industrial Wastewater, SIC Code 4941, **Gettysburg Municipal Authority**, P.O. Box 3307, 601 East Middle Street, Gettysburg, PA 17325-3307. Facility Name: Gettysburg Municipal Authority Stream Well No. 2. This existing facility is located in Cumberland Township, **Adams County**.

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

The receiving stream, Unnamed Tributary to Marsh Creek, is located in State Water Plan watershed 13-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 1.3 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Total Annual</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	1.3 Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)						
Well	XXX	XXX	Report	Report	Report	XXX
Upstream	XXX	XXX	Report	Report	Report	XXX
Downstream	XXX	XXX	Report	Report	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Total Iron	XXX	XXX	XXX	Report	Report	XXX
Total Manganese	XXX	XXX	XXX	Report	Report	XXX
Sulfate	XXX	XXX	XXX	Report	Report	XXX
Total Volume (gal)	XXX	117	XXX	XXX	XXX	XXX

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

The EPA Waiver is in effect.

**PA0081418**, Industrial Waste, SIC Code 2026, **Rutter's Dairy Inc.**, 2100 N George Street, York, PA 17404-1815. Facility Name: Rutter's Dairy. This existing facility is located in Manchester Township, **York County**.

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

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

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

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Daily Average</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)						
(Interim)	XXX	XXX	XXX	Report	XXX	XXX
Jan 1-31 (Final)	XXX	XXX	XXX	49.3	XXX	XXX
Feb 1-29 (Final)	XXX	XXX	XXX	50.2	XXX	XXX
Mar 1-31 (Final)	XXX	XXX	XXX	70.4	XXX	XXX
Apr 1-15 (Final)	XXX	XXX	XXX	79.1	XXX	XXX
Apr 16-30 (Final)	XXX	XXX	XXX	85.1	XXX	XXX
May 1 - Oct 31 (Final)	XXX	XXX	XXX	Report	XXX	XXX
Nov 1-15 (Final)	XXX	XXX	XXX	67.3	XXX	XXX
Nov 16-30 (Final)	XXX	XXX	XXX	57.4	XXX	XXX
Dec 1-31 (Final)	XXX	XXX	XXX	49.0	XXX	XXX

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

The EPA Waiver is in effect.

**PA0022209**, Sewage, SIC Code 4952, **Bedford Borough Municipal Authority**, 244 W Penn Street, Bedford, PA 15522-1226. Facility Name: Bedford Borough STP. This existing facility is located in Bedford Borough, **Bedford 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), Raystown Branch Juniata River is located in State Water Plan watershed 11-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 1.5 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD <sub>5</sub>	250	400 Wkly Avg	XXX	20	32	40

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	
BOD <sub>5</sub>	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent	375	563	XXX	30	45	60
		Wkly Avg				
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Ammonia-Nitrogen						
May 1 - Oct 31	94	XXX	XXX	7.5	XXX	15
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	Report
Total Phosphorus	25	XXX	XXX	2.0	XXX	4.0
Total Copper	Report	XXX	XXX	Report	XXX	Report
UV Dosage (mjoules/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX

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

Parameters	Mass (lbs)			Concentration (mg/l)	
	Monthly	Annual	Minimum	Monthly Average	Maximum
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	27397	XXX	XXX	XXX
Net Total Phosphorus	Report	3,653	XXX	XXX	XXX

\* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Chapter 96 regulations. The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

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

- The permittee is granted 8000 lbs/year Total Nitrogen offsets to meet the Net Total Nitrogen cap load.
- Stormwater Requirements
- CSO Compliance Requirements
- WETT Requirements

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

The EPA Waiver is not in effect.

**PAS113502 A-1**, Storm Water, SIC Code 3829, 3844, **GE Inspection Technologies LP**, 50 Industrial Park Road, Lewistown, PA 17044. Facility Name: GE Inspection Technologies LP. This existing facility is located in Granville Township, **Mifflin County**.

Description of Existing Activity: The application is for an NPDES permit amendment for an additional stormwater outfall (Outfall 002) to an existing discharge of Storm Water associated with industrial activity.

The receiving stream(s), Unnamed Tributary of Juniata River, is located in State Water Plan watershed 12-A and is classified for High Quality Waters—Cold Water Fishes and, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 and 002.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

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

- Requirements Applicable to Stormwater Outfalls



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

The EPA Waiver is in effect.

**PA0248061**, Sewage, SIC Code 4952, **Jefferson Codorus Joint Sewer Authority**, PO Box 223, Codorus, PA 17311-0223. Facility Name: Jefferson Codorus Municipal Wastewater Treatment Plant. This existing facility is located in Codorus Township, **York 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 of Codorus Creek, is located in State Water Plan watershed 7-H and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.272 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
UV Transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
CBOD <sub>5</sub>	56	90	XXX	25	40	50
		Wkly Avg				
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	68	102	XXX	30	45	60
		Wkly Avg				
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	3.72	XXX	XXX	1.64	XXX	3.28
Nov 1 - Apr 30	11	XXX	XXX	4.92	XXX	9.84
Total Phosphorus	4.54	XXX	XXX	2.0	XXX	4.0

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

Parameters	Mass (lbs)			Concentration (mg/l)	
	Monthly	Annual	Minimum	Monthly Average	Maximum
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	6624	XXX	Report	XXX
Net Total Phosphorus	Report	828	XXX	Report	XXX

\* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Chapter 96 regulations. The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

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

The EPA Waiver is in effect.

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

**Application No. PA0233579**, Concentrated Animal Feeding Operation (CAFO), **Morning Dew Farms LLC (Carpenter Farm)**, 266 Piatt Road, Shunk, PA 17768.

Morning Dew Farms LLC has submitted an application for an Individual NPDES permit for an existing CAFO known as Carpenter Farm, located in Fox Township, **Sullivan County**.

The CAFO is situated near Porter Creek in Watershed 10-B, which is classified for High Quality Waters—Cold Water Fishes and. The CAFO is designed to maintain an animal population of approximately 632.5 animal equivalent units (AEUs) consisting of 4360 finishing swine, 31 heifers, 31 calves and 15 beef finishers. Swine manure is collected and stored in an underbarn pit. Beef manure is collected from the cattle barn as a solid and spread on the farm fields. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

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

**PA0254746, Texas Eastern Trans LP**, 890 Winter Street, Waltham, MA 02451. Facility Name: Team 2014 Project Delmont Compressor Station. This proposed facility is located in Salem Township, **Westmoreland County**.

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

The receiving stream, Beaver Run, is located in State Water Plan watershed 18-B and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 500 GPM.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (GPM)	XXX	500	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6	XXX	XXX	9
Dissolved Oxygen	XXX	XXX	7	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	Report	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	10	20	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	5	XXX
Total Aluminum	XXX	XXX	XXX	Report	Report	XXX
Total Barium (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Boron	XXX	XXX	XXX	Report	Report	XXX
Total Cyanide	XXX	XXX	XXX	Report	Report	XXX
Total Iron	XXX	XXX	XXX	Report	Report	XXX
Total Manganese	XXX	XXX	XXX	Report	Report	XXX
Total Nickel	XXX	XXX	XXX	Report	Report	XXX
Sulfate	XXX	XXX	XXX	Report	Report	XXX
Total Titanium	XXX	XXX	XXX	Report	Report	XXX
Total Zinc	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 500 GPM.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (GPM)	XXX	500	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6	XXX	XXX	9
Dissolved Oxygen	XXX	XXX	7	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	Report	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	10	20	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	5	XXX
Total Aluminum	XXX	XXX	XXX	Report	Report	XXX
Total Barium (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Boron	XXX	XXX	XXX	Report	Report	XXX
Total Cyanide	XXX	XXX	XXX	Report	Report	XXX
Total Iron	XXX	XXX	XXX	Report	Report	XXX
Total Manganese	XXX	XXX	XXX	Report	Report	XXX
Total Nickel	XXX	XXX	XXX	Report	Report	XXX
Sulfate	XXX	XXX	XXX	Report	Report	XXX
Total Titanium	XXX	XXX	XXX	Report	Report	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Total Zinc	XXX	XXX	XXX	Report	Report	XXX

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

The EPA Waiver is not in effect.

Northwest Regional Office: Regional Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Telephone: 814.332.6942.

**PA0103276**, Sewage, SIC Code 4952, **Shipperville Borough**, P.O. Box 244, Shipperville, PA 16254-0244. Facility Name: Shipperville Borough STP. This existing facility is located in Elk Township, **Clarion County**.

Description of Existing Activity: The application is for a revoke and reissue of an NPDES permit for an expanding discharge of treated sewage. A plant upgrade/expansion will increase the design flow of the plant from 0.05 MGD to 0.1 MGD within the permit cycle.

The receiving stream(s), Deer Creek, is located in State Water Plan watershed 17-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed Interim effluent limits for Outfall 001 are based on a design flow of 0.05 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.2
CBOD <sub>5</sub>	10.5	16.7	XXX	25	40	50
Total Suspended Solids	12.5	18.8	XXX	30	45	60
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Total Nitrogen	Report Avg Qrtly	XXX	XXX	Report Avg Qrtly	XXX	XXX
Ammonia-Nitrogen	Report Avg Qrtly	XXX	XXX	Report Avg Qrtly	XXX	XXX
Total Phosphorus	Report Avg Qrtly	XXX	XXX	Report Avg Qrtly	XXX	XXX

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

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.2
CBOD <sub>5</sub>	20.8	33.3	XXX	25	40	50
Total Suspended Solids	25	37.5	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Total Nitrogen	Report Avg Qrtly	XXX	XXX	Report Avg Qrtly	XXX	XXX

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Ammonia-Nitrogen	15	XXX	XXX	18	XXX	36
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report Avg	XXX	XXX	Report	XXX	XXX
	Qrtly			Avg Qrtly		
UV Intensity (mjoules/cm2)	XXX	XXX	Report	XXX	XXX	XXX

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

- Solids Management

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.

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

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

**WQM Permit No. WQG02461402**, Sewage, **Horsham Water & Sewer Authority**, 617 Horsham Road, Horsham, PA 19044.

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

Description of Action/Activity: Installation of a 2" low pressure sewer system.

**WQM Permit No. WQG02461403**, Sewage, **Horsham Water & Sewer Authority**, 617 Horsham Road, Horsham, PA 19044.

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

Description of Action/Activity: Installation of a sewer system.

**WQM Permit No. 1501403**, Sewage, **West Vincent Township**, 729 St. Matthews Road, Chester Springs, PA 19425-3301.

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

Description of Action/Activity: Request for renewal of Part 2 Permit for wastewater treatment plant, spray field and ponds for 35 single family homes.

**WQM Permit No. 4614401**, Sewage, **Berks-Montgomery Municipal Authority**, 136 Municipal Drive, P.O. Box 370, Gilbertsville, PA 19525-0370.

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

Description of Action/Activity: Construction of an additional wet well valve vault and force main.

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

**WQM Permit No. 4514401**, Industrial Waste, **PA American Water Co.**, 4 Wellington Boulevard, Reading, PA 19610.

This proposed facility is located in Hamilton Township, **Monroe County**.

Description of Proposed Action/Activity: The project includes the construction of two new sludge lagoons to treat process wastewater and the construction of a new ground level clearwell tank to increase the finished water storage capacity.

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

**WQM Permit No. 2102403 Amendment No. 3**, Sewerage, **South Middleton Township Municipal Authority**, PO Box 8, 345 Lear Lane, Boiling Springs, PA 17007-0008.

This proposed facility is located in South Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity: The upgrade to PS #1 including replacement of the existing pumps and controls, emergency generator, communitor and flow meter.

**WQM Permit No. 3614402**, Sewerage, **East Lampeter Township Sewer Authority**, 2250 Old Philadelphia Pike, Lancaster, PA 17602.

This proposed facility is located in East Lampeter Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction of the Devon Creek Subdivision wastewater pump station to replace the existing Delchester PS with an ultimate daily flow design of 189,596 gallons.



**WQM Permit No. 0600402 Amendment 2**, Sewerage, **Borough of Topton**, 205 South Callowhill Street, Topton, PA 19562-1750.

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

Description of Proposed Action/Activity: Upgrade an automatic screening device to remove inorganic debris from the wastewater stream before it enters other components of the wastewater treatment plant.

*Southwest Region: Water Standards & Facility Regulation Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**WQM Permit No. WQG026143**, **Ligonier Township Municipal Authority**, 1 Municipal Park Drive, Ligonier, PA 15658.

This proposed facility is located in Ligonier Township, **Westmoreland County**.

Description of Proposed Action/Activity: Construction of collection sewers, pump station and force main to serve existing homes in Darlington area.

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

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

**PAI136118**, MS4, **South Strabane Township Washington County**, 550 Washington Road, Washington, PA 15301-9621. 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 South Strabane Township, **Washington County**. The receiving stream(s), Chartiers Creek and Unnamed Tributary of Chartiers Creek, is located in State Water Plan watershed 20-F and is classified for Warm Water Fishes and High Quality Waters—Warm Water Fishes, aquatic life, water supply and recreation.

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

The EPA waiver is in effect.

*Northwest Regional Office: Regional Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Telephone: 814.332.6942.*

**PAI138304**, MS4, **Buffalo Township Butler County**, 109 Bear Creek Road, Sarver, PA 16055. 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 Buffalo Township, **Butler County**. The receiving stream(s), Little Buffalo Creek, unnamed tributaries to Little Buffalo Creek, Buffalo Creek, unnamed tributaries to Little Bull Creek, Sarver Run, and unnamed tributaries to Sarver Run, are located in State Water Plan watershed 18-F and is classified for High Quality Waters—Trout Stocking and Trout Stocking (Buffalo Creek and unnamed tributaries to Little Bull Creek), aquatic life, water supply and recreation.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA waiver is not in effect.

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1513014(1)	Valley Forge National Historic Park 1400 North Outer Line Drive King of Prussia, PA 19406	Chester	Tredyffrin Township	Valley Creek EV

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

*Monroe County Conservation District, 8050 Running Valley Rd., Stroudsburg PA 18360-0917*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024514001	PPL Electric Utilities Corporation Two North 9th Street Allentown, PA 18101	Monroe	Kidder Township, Carbon County Coolbaugh, Pocono and Tobyhanna Twps., Monroe County	UNT of Scott Run (HQ-CWF, MF) UNT to Dry Sawmill Run (HQ-CWF, MF) Dry Sawmill Run (HQ-CWF, MF) UNT to Swiftwater Creek (EV) Swiftwater Creek (EV) Upper Tunkhannock Creek (HQ-CWF, MF) UNT to Upper Tunkhannock Creek (HQ-CWF, MF) UNT to Upper Tunkhannock Creek (HQ-CWF, MF) Kistler Run (HQ-CWF, MF) UNT to Kistler Run (HQ-CWF, MF) Tobyhanna Creek (HQ-CWF, MF) UNT to Tobyhanna Creek (HQ-CWF, MF) Wagners Run (HQ-CWF, MF) UNT to Tobyhanna Creek (HQ-CWF, MF) Deep Run (HQ-CWF, MF) UNT to Davey Run (HQ-CWF, MF) Davey Run (HQ-CWF, MF) UNT to Davey Run (HQ-CWF, MF) UNT to Twomile Run (HQ-CWF, MF) Twomile Run (HQ-CWF, MF)

*Schuylkill County Conservation District, 1206 Ag Center Dr., Pottsville PA 17901*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025411002(4)	Eagle Rock Resort Company 1 Country Club Road Hazle Township, PA 18202	Schuylkill	East Union Twp.	Little Tomhicken Creek (CWF, MF) Little Crooked Run (HQ-CWF, MF)

*Northampton County Conservation District, 14 Gracedale Avenue Greystone Bldg., Nazareth PA 18064-9211*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024813017	Dennis Benner B Land Co., LLC 2005 City Line Road Suite 106 Bethlehem, PA 18017	Northampton	Forks Township	Bushkill Creek (HQ-CWF, MF)

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

Permit #	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI033614001	Ben Martin 2200 State Road 897 Denver, PA 17517	Lancaster	West Cocalico Township	UNT Cocalico Creek/ HQ-WWF
PAI033813001(1)	Methodist Church Home in Cornwall 1 Boyd Street PO Box 125 Cornwall, PA 17016	Lebanon	Cornwall Township	UNT to Snitz Creek (TSF), Wetlands (EV)

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

PAG-12 CAFOs

### CAFO Notices of Intent Received

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

**PAG123680, CAFO, H. Lamar Zimmerman, Rumar Farms, 1908 Shumaker Road, Manheim, PA 17545.**

This proposed facility is located in Rapho Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: Permit renewal of existing poultry operation consisting of 130,000 birds with a 373.97 AEUs total.

The receiving stream, two UNTs to Rife Run, is in watershed 7-G, and classified for: WWF.

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

## PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office

listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### SAFE DRINKING WATER

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

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

**Permit No. 6714502 MA, Minor Amendmant, Public Water Supply.**

Applicant **The York Water Company**  
Municipality Springettsbury Township

County **York**  
Responsible Official Mark S. Snyder,  
Engineering Manager  
130 East Market Street  
PO Box 15089  
York, PA 17405-7089

Type of Facility Public Water Supply  
Consulting Engineer Mark S. Snyder, P.E.  
The York Water Company  
130 East Market Street  
PO Box 15089  
York, PA 17405-7089

Application Received: 2/7/2014

Description of Action Repainting of the Rocky Ridge Standpipe.

**Permit No. 3614506**, Public Water Supply.  
 Applicant **Linville Hill Mennonite School**  
 Municipality Paradise Township  
 County **Lancaster**  
 Responsible Official Galen D. Beiler,  
 Accounts Manager  
 295 South Kinzer Road  
 Paradise, PA 17562-9790  
 Type of Facility Public Water Supply  
 Consulting Engineer Charles A. Kehew II, P.E.  
 James R. Holley &  
 Associates, Inc.  
 18 South George Street  
 York, PA 17401  
 Application Received: 2/12/2014  
 Description of Action Installation of an anion exchange  
 nitrate treatment system.

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

**Permit No. 0214519**, Public Water Supply.  
 Applicant **Findlay Township Municipal Authority**  
 1271 Route 30  
 Clinton, PA 15026  
 [Township or Borough] Findlay Township  
 Responsible Official Jason P. Orsini,  
 General Manager  
 Findlay Township  
 Municipal Authority  
 1271 Route 30  
 Clinton, PA 15026  
 Type of Facility Water system  
 Consulting Engineer Utility Service Company, Inc.  
 535 Courtney Hodges Boulevard  
 Perry, GA 31069  
 Application Received Date January 28, 2014  
 Description of Action Installation of a PAX mixing  
 system at the 1.5 million gallon  
 Burgettstown water storage  
 tank.

#### MINOR AMENDMENT

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

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

**Application No. 0213546MA, Minor Amendment.**  
 Applicant Pittsburgh Water & Sewer  
 Authority  
 Penn Liberty Plaza I  
 1200 Penn Avenue  
 Pittsburgh, PA 15222  
 [Township or Borough] City of Pittsburgh

Responsible Official Daniel Cleary, Project Manager  
 Pittsburgh Water & Sewer  
 Authority  
 Penn Liberty Plaza I  
 1200 Penn Avenue  
 Pittsburgh, PA 15222  
 Type of Facility Water system  
 Consulting Engineer  
 Application Received Date December 18, 2013  
 Description of Action Installation of a new 8-inch  
 diameter waterline (Valmont  
 Street Project).

#### WATER ALLOCATIONS

#### Applications received under the Act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641)

*Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**WA 39-1003, City of Bethlehem**, 10 E. Church Street, Bethlehem, PA 18018, City of Bethlehem, **Northampton County**. The applicant requests the aforementioned water allocation permit be rescinded because the Central Park West Development is now served by the City of Bethlehem's distribution system. The City of Bethlehem has terminated the Agreement for Sale of Water with LCA.

**WA 54-968**, Water Allocations, **Hegins-Hubley Authority**, P.O. Box 144, 915 West Maple Street, Valley View, PA 17983-0144, Hubley Township, **Schuylkill County**. Due to the formation of the Hegins-Hubley Authority, the applicant has requested that permit WA 54-968 be rescinded. WA 54-968 granted the Hubley Township Authority the right to purchase 50,000 gpd, based on a 30 day average, from the Hegins Township Authority, Schuylkill County. Since both systems are now one entity, it was requested by the Hegins-Hubley Authority on February 12, 2013 that the permit be rescinded.

#### LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

#### UNDER ACT 2, 1995 PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the



intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

**John Deraffe**, 819 Park Avenue, Williamsport City, **Lycoming County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, Pa 17857, on behalf of John Deraffe, submitted a Notice of Intent to Remediate. The site was impacted with an undetermined amount of #2 heating oil. The site was and will remain a residential property. The Notice of Intent to Remediate was published in the *Daily Item* on October 28, 2013.

**River Woods Senior Living Community**, 3201 River Road, Kelly Township, **Union County**. Molesevich Environmental, LLC, P.O. Box 654, Lewisburg, Pa 17837, on behalf of River Woods/Albright Care Services, 3201 River Road, Lewisburg, Pa 17837 submitted a Notice of Intent to Remediate. The site is a senior/elderly community/facility where 2 inactive/abandoned gasoline underground storage tanks were removed on July 8, 2013. The Notice of Intent to Remediate was published in the *Daily Item* on January 31, 2014.

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

**Hanover Former Manufactured Gas Plant**, 305 North Franklin Street, Hanover, PA 17331, Borough of Hanover, **York County**. GEI Consultants, Inc., 18000 Horizon Way, Suite 200, Mount Laurel, NJ 08054, on

behalf of NiSource/Columbia Gas of Pennsylvania, 4 Technology Drive, Suite 250, Westborough, MA 01581, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with PAHs, BTEX, and Inorganics. The site will be remediated to the Site-Specific standard. Future use of the site is nonresidential. The Notice of Intent to Remediate was published in the *York Dispatch / York Daily Record* on February 4, 2014.

**Doris's Cafe**, 437 South Queen Street, York, PA 17403, City of York, **York County**. EnviroSure, Inc., 103 South High Street, Suite 1, West Chester, PA 19382, on behalf of Queen Street Associates, LP, PO Box 1534, Hockessin, DE 19707, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with leaded and unleaded gasoline. The site operated as a gasoline station before the underground tanks were removed in 1974. The site will be remediated to a combination of Residential Statewide and Site-Specific standards. Future use of the site is unknown. The Notice of Intent to Remediate was published in the *York Dispatch / York Daily Record* on January 24, 2014.

*Northwest Region: Environmental Cleanup & Brownfields Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Parker Hannifin Corporation (74 South Main Street)**, 74 South Main Street, Union City Borough, **Erie County**. AECOM Technical Services, Inc., Gulf Tower, 707 Grant Street, Pittsburgh, PA 15219, on behalf of Parker Hannifin Corporation, 6035 Parkland Boulevard, Cleveland, OH 44124, submitted a Notice of Intent to Remediate. The site has been used for industrial purposes since at least 1887. Site soil has been contaminated with arsenic and site groundwater contaminated with VOC's, SVOC's, and metals. The Notice of Intent to Remediate was published in *The Erie Times-News* on January 24, 2014. The Site-Specific and Statewide Health Standards are the proposed standards for remediation. Future use of the property will be non-residential. The Notice of Intent to Remediate was published in *The Erie Times-News* on January 24, 2014.

**Parker Hannifin Corporation (201 Titusville Road)**, 201 Titusville Road, Union City Borough, **Erie County**. AECOM Technical Services, Inc., Gulf Tower, 707 Grant Street, Pittsburgh, PA 15219, on behalf of Parker Hannifin Corporation, 6035 Parkland Boulevard, Cleveland, OH 44124, submitted a Notice of Intent to Remediate. Site soil has been shown to be contaminated with trichloroethene and site groundwater contaminated with 1,1-dichloroethene, cis-1,2-dichloroethene, and vinyl chloride. The intended future use of the site will continue to be non-residential. The proposed remediation for the site is combined Site-Specific and Statewide Health Standards. The Notice of Intent to Remediate was published in *The Erie Times-News* on January 24, 2013.

**All-American Hose (217 Titusville Road)**, 217 Titusville Road, Borough of Union City, **Erie County**. AECOM Technical Services, Gulf Tower, 707 Grant Street, Pittsburgh, PA 15219, on behalf of Parker Hannifin Corporation 6035 Parkland Boulevard, Cleveland, OH 44124, submitted a Notice of Intent to Remediate. The site was developed in approximately 1976 for the manufacture of hose. Manufacturing processes consisting of rubber and polyurethane hose extrusion, rubber curing, polyurethane normalizing, circular weaving and hydrostatic hose pressure testing occur at the site. Chemicals used at the site include glycol (in a small above-ground storage tank), oils (lubricating and compressor), cleaning agents, silicone, paints, lacquer thinners, rubber, and

polyurethane. Latex was also used at the site until approximately 2009. Over 60 soil samples and 14 groundwater samples were collected and analyzed to characterize current site conditions. Arsenic exceedances of the Statewide Health Standard in soil were detected in two soil samples located beneath engineered structures (the building slab and parking lot) and in two subsurface soil samples approximately 10 feet deep located near the northeast portion of the building. The property is zoned "light industrial" and it is likely that the property will continue to be used in the foreseeable future for industrial purposes. Therefore, pathway elimination will be used to demonstrate attainment of the Act 2 Site-Specific Standard. Institutional and engineering controls, including restricting groundwater use in the future and ensuring that the site remains non-residential, will be identified in an Environmental Covenant. The Notice of Intent to Remediate was published in *The Erie Times News* on January 24, 2014.

**All American Hose, Inc., (6420 West Ridge Road),** Fairview Township, **Erie County.** AECOM Technical Services, Inc., Gulf Tower, 707 Grant Street, Pittsburgh, PA 15219, on behalf of Parker Hannifin Corporation, 6035 Parkland Boulevard, Cleveland, OH 44124, submitted a Notice of Intent to Remediate. The site was developed in approximately 1979. Historical use of the site has included injection molding of spotlights and flashlights; assembly and testing of solenoid valves; in-house print shop that utilized inks and cleaners; to the current manufacturing of hose liners and associated warehousing. The current manufacturing processes at the site include rubber and polyurethane liner extrusion, yarn twisting, and hardware assembly. The intended future use of the site will continue to be industrial. The selected remediation standards for the site will be combined Site-Specific and Statewide Health. The Notice of Intent to Remediate was published in *The Erie Times-News* on January 24, 2014.

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

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

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA19401*

**Permit Application No. 101680. Waste Management Disposal Services of Pennsylvania, Inc.,** 1000 New Ford Mill Road, Morrisville, PA 19067. This permit renewal application is for extending the current operation at GROWS North Landfill for an additional 4.25 years, existing permit expires on November 15, 2014. The GROWS North Landfill is a municipal waste landfill located in Falls Township, **Bucks County.** The application was received by the Southeast Regional Office on October 31, 2013.

**Permit Application No. 101699. Waste Management of Fairless LLC,** 1000 New Ford Mill Road, Morrisville PA 19067. This Phase II application is for Waste Management of Fairless, LLC (WMF) to develop the Fairless Landfill as a new 198-acre municipal waste landfill to be known as Fairless Landfill received under 25 Pa. Code § 271.202. An alternative project timeline of 600 days was negotiated for the review of the Phase I and II components of the application. The Fairless Landfill is

located in Falls Township; **Bucks County.** The application was received by the Southeast Regional Office on February 5, 2014.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

#### NEW SOURCES AND MODIFICATIONS

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

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

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

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

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

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

#### PLAN APPROVALS

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

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

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

**39-00011A: Lafarge North America, Inc.** (5160 Main Street, Whitehall, PA 18052) for conversion of their No. 2 raw mill baghouse from reverse air to pulse jet at their Whitehall Plant in Whitehall Township, **Lehigh County**.

The current emission limits for this source will not change as a result of this modification. The Plan Approval will contain additional recordkeeping, testing and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The facility currently has a Title V Operating Permit No. 39-00011. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

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

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

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

**54-00022A: SAPA Extrusions Inc.** (53 Pottsville Street, Cressona, PA 17929-1217) to electively apply for federally enforceable limits on natural gas usage for P3 and P4 preheat furnaces at their facility in Cressona Borough, **Schuylkill County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b) the Department of Environmental Protection (DEP) intends to issue a plan approval to SAPA Extrusions, Inc. to electively apply for federally enforceable limits on natural gas usage for P3 and P4 preheat furnaces at their facility located in Cressona Borough, Schuylkill County. The facility currently has a Title V Operating Permit No. 54-00022. Plan approval 54-00022A will subsequently be incorporated into the Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval 54-00022A seeks new federally enforceable limits on natural gas usage. The application seeks to limit P3 and P4 preheat furnaces to a total of 257.04 mmcf/year for both units combined. NO<sub>x</sub> emissions will decrease by 11.11 TPY. SAPA Extrusion is a major facility subject to Title V permitting requirements and is located in Cressona Borough, Schuylkill County. The plan approval will include all appropriate monitoring, record keeping, and reporting requirements designed to keep the equipment operating within all applicable air quality requirements. Further details on the conditions and the reasons for their inclusion are available upon request.

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

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

the proposed Permit No. 54-00022A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on 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 Mr. Raymond Kempa, Chief, New Source Review Section, 2 Public Square, Wilkes-Barre, PA 18711, or 570-826-2511.

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

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

**06-05096D: Reading Hospital** (PO Box 16052, Reading, PA 19612-6052) to install two (2) new emergency generators at their facility in West Reading Borough, **Berks County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received an application and intends to issue a Plan Approval to the abovementioned company for the abovementioned project.

Each 5.65 MMBTU/hr diesel generator is expected to operate less than 500 hours per year. The company shall be subject to and comply with the 25 Pa. Code Chapter 123 emission standards for PM, SO<sub>2</sub> and sulfur content of the diesel fuel. Compliance with EPA Tier 2 emission limits meets best available technology (BAT). The plan approval will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The expected potential air emissions from the units are not expected to exceed 11.16 tpy of NO<sub>x</sub>, 0.86 tpy of SO<sub>x</sub>, 6.36 tpy of CO, 0.37 tpy of PM, 0.59 tpy of VOCs, and negligible HAP amounts. Among other items, the conditions include provisions derived from 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines and 40 CFR 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines

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

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

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests. Thomas Hanlon, Facilities Permitting Chief, may be contacted at 717-705-



4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

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

### OPERATING PERMITS

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

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

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

**41-00084: Panda Patriot LLC** (4100 Spring Valley Road, Suite 1001, Dallas, TX 75244) for the initial Acid Rain Permit, TIVOP 41-00084, for the proposed Panda Patriot Generation Plant in Clinton Township, **Lycoming County**. This Title V facility is subject to the Acid Rain Requirements of Title IV of the Clean Air Act. The application is subject to the regulatory requirements specified in 40 CFR Part 72. The Acid Rain Permit will cover the two (2) combined cycle combustion turbine units at the facility. The Acid Rain Permit incorporates the applicable requirements to the units, as specified in 25 Pa. Code § 127.531 and 40 CFR Parts 72 through 80. The SO<sub>2</sub> allowance allocated by the Acid Rain Program pursuant to 40 CFR Part 73 for this facility is zero. The Title IV permit includes special permit conditions for the allowance tracking system. The units are not subject to the NO<sub>x</sub> emission limitations of 40 CFR Part 96 since they are only authorized to combust natural gas for operation. Based on the information presented above and included in the application for the initial Acid Rain Permit, TIVOP 41-00084, the Department intends to issue TIVOP 41-00084 for the Panda Patriot Generating Station. The proposed permit will become effective 180 days from the commencement of commercial operation date and expire five years from the issued date. The Acid Rain Permit will be incorporated into the initial Title V operating permit for the facility.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

Any person(s) wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify TIVOP 41-00084) and concise statements regarding the relevancy of the information or objections to issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information

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

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

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

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

**36-05069: Fenner Inc.** (311 West Stiegel Street, Manheim, PA 17545) for their drive belt manufacturing facility in Manheim Borough, **Lancaster County**.

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

The subject facility had in 2012 actual emissions of 0.6 tpy of NO<sub>x</sub>, 8.3 tpy of VOCs and 0.6 tpy 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 40 CFR 60 Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines.

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

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

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

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

**36-03132: Ira G. Steffy & Son, Inc.** (1780 Newport Road, Ephrata, PA 17522) for their specialty metal manufacturing facility in West Earl Township, **Lancaster County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has



received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has potential emissions of 2.5 tpy of PM, 13.3 tpy of VOCs and 2.9 tpy 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 40 CFR Part 63 Subpart XXXXXX—National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories.

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

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

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

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

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

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

**17-00049: Kurtz Brothers, Inc.** (400 Reed Street, PO Box 392, Clearfield, PA 16830) for their stationary products manufacturing plant located in Clearfield Borough, **Clearfield County**.

The facility is currently operating under State Only Operating Permit 17-00049. The facility's significant sources include two coal-fired boilers and six printing presses. The facility has potential emissions of 25.75 tons per year of carbon monoxide, 22.47 tons per year of nitrogen oxides, 99.47 tons per year of sulfur oxides, 14.03 tons per year of particulate matter, 5.39 tons per year of volatile organic compounds, 0.14 ton per year of total HAPs, and 12,494 tons per year of carbon dioxide equivalents (greenhouse gases). No emission or equipment changes are being proposed by this action. The proposed state only synthetic minor operating permit contains all applicable Federal and State regulatory requirements including monitoring, recordkeeping, and reporting conditions. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the SMOP have been derived from the applicable requirements of 40 CFR Parts 52, 60, 63, 64, 68, 72, 73, 74, 75, 76, 96, 97, 98 and 25 Pa. Code Chapters 121—145.

All pertinent documents used in the evaluation of the application are available for public review during normal

business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

Any person(s) wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify Permit No. 17-00049) and concise statements regarding the relevancy of the information or objections to issuance of the permit.

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

**41-00020: Keystone Filler and Manufacturing Co.** (214 Railroad Street, Muncy, PA 17756) to issue a renewal state only synthetic minor operating permit for their Muncy Coal Prep Plant located in Muncy Creek Township, **Lycoming County**. The facility is currently operating under State Only Operating Permit 41-00020. The facility's significant sources include stationary and portable equipment for drying, grinding, packaging and other processing of minerals. The facility has potential emissions of 4.6 tons per year of carbon monoxide, 9.9 tons per year of nitrogen oxides, 4.0 tons per year of sulfur oxides, 72.4 tons per year of particulate matter, 2.7 tons per year of volatile organic compounds, 0.09 ton per year of total HAPs, and 5529 tons per year of carbon dioxide equivalents (greenhouse gases). No emission or equipment changes are being proposed by this action. The proposed state only synthetic minor operating permit contains all applicable Federal and State regulatory requirements including monitoring, recordkeeping, and reporting conditions. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the SMOP have been derived from the applicable requirements of 40 CFR Parts 52, 60, 63, 64, 68, 72, 73, 74, 75, 76, 96, 97, 98 and 25 Pa. Code Chapters 121—145.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

Any person(s) wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments.

Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify Permit No. 41-00020) and concise statements regarding the relevancy of the information or objections to issuance of the permit.

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

**49-00054: Meckley's Limestone Products, Inc.** (PO Box 503, Herndon, PA 17830) a state only operating permit renewal for their Herndon Plant facility located in Lower Mahanoy Township, **Northumberland County**. In accordance with 25 Pa. Code § 127.425, the Department of Environmental Protection (DEP) has received an application and intends to renew State Only (Synthetic Minor) Operating Permit 49-00054 for the above-mentioned facility. The subject facility has the potential to emit levels below major thresholds. The levels of potential to emit are as follows, 51.9 tons per year (TPY) of CO; 31.4 TPY of NO<sub>x</sub>; 80.54 TPY of SO<sub>x</sub>; 69.8 TPY of PM<sub>10</sub> and PM<sub>2.5</sub>; 17.2 TPY of VOC; 1.0 TPY of HAP and 33,666 TPY of CO<sub>2e</sub>. The facility's sources include a limestone processing plant and asphalt plant. The Department has determined that the sources at the facility meet all state and federal regulatory requirements. This renewal operating permit includes monitoring, recordkeeping, and reporting conditions to demonstrate compliance with the applicable regulatory requirements. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the state only operating permit have been derived from the applicable requirements as specified in 40 CFR Parts 52, 60, 63, 64, 68, 72, 73, 74, 75, 76, 96, 97, 98 as well as Title 25, Article III of the rules and regulations of the Department of Environmental Protection.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's North Central Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

Any person(s) wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify Permit No. 49-00054) and concise statements regarding the relevancy of the information or objections to issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that

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

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

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

**04-00483: Quality Beams, Inc. / Darlington Plant** (119 A.I.D. Drive, Darlington, Pa 16115) for the operation of a veneer processing plant located Darlington Township, **Beaver County**. In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and is providing public notice that it intends to issue a renewal Air Quality Operating Permit for the above mentioned facility.

The subject facility consists of two clipping lines where veneer is trimmed to desired size. All wood waste is collected, sent to a chipper controlled by a 40,000 cfm baghouse and deposited into a silo for storage. Wood waste is used to fuel the 28.7 MMBtu biomass boiler. The boiler is used for building heat only. The facility's potential emissions are based on the heat season of 5,112 hours per year and AP-42 emission factors for the boiler and maximum operation of the baghouse: 36 tpy NO<sub>x</sub>; 44 tpy CO; 2 tpy SO<sub>x</sub>; 2 tpy VOC; and 82 tpy PM. The proposed authorization is subject to State and Federal Regulations (JJJJJ). The permit includes operational requirements, monitoring requirements, and recordkeeping 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 the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review must be made by calling 412-442-4000.

Any person may submit comments, a request for the Department to hold a public hearing, or a protest to the operating permit or a proposed condition thereof, by filing such submissions in writing with the Department at the Southwest Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments.

All requests for a public hearing, and all protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). A protest must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (Operating Permit 04-00483) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

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.

Written comments, protests and requests for a public hearing should be directed to Sheila Shaffer, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222. For additional information concerning the permit or the issuance procedure, contact Sheila Shaffer at (412) 442-5227.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6131*

**10-00107: Wismarq Valencia** (125 McFann Road, Valencia, PA 16059) to issue a renewal of the State Only Synthetic Minor Operating Permit for their facility in Middlesex Township, **Butler County**. The facility coats metal coils used for architectural metal. The primary processes at the facility are space heaters, tank heaters, primary and finish applications, conversion coating, lime handling, and a maintenance degreaser. The VOC emissions from the coating operations are limited to 9 lbs/hr and 39.42 TPY. The facility individual HAP emissions are limited to 9.9 TPY and the combined HAP emissions are limited to 24.9 TPY. The VOC and HAP emissions from the coating process (including the drying ovens and quench process for each line) are controlled by a thermal oxidizer.

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

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

**S11-007A: Fox Chase Cancer Center** (7701 Burholme Avenue, Philadelphia PA 19111) for the operation of a hospital and research facility in the City of Philadelphia, **Philadelphia County**. The facility is amending its current operating permit to incorporate additional source installed at the facility. The additional sources are the following: two each 3.12 MMBTU/hr boiler burning natural gas and No.2 fuel oil and one 750KW emergency generator that burn diesel fuel. The Synthetic Minor Operating Permit was originally issued on December 5, 2011.

**N13-012: Henry Ottens**, (7800 Holstein Avenue, Philadelphia, PA 19153) operating food flavoring manufacturing that includes, a 4.1 MMBtu/hr Cleaver brooks boiler and a 0.83 MMBtu/hr Cleaver brooks boiler each firing natural gas, five Spray driers with natural gas combustion units, thirteen Mix tanks, a 220 gallon reactor, seven Blenders and two Rotoclones.

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

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

**S13-018: LaSalle University** (1900 West Olney Avenue, Philadelphia, PA 19141-1199) for the operation of a university in the City of Philadelphia, **Philadelphia County**. The facility's air emissions sources include (5) five Emergency Generators firing diesel, and (4) four Boilers greater than 10 MMBTU/hr firing either natural gas or No.2 fuel oil and (45) forty-five Boilers less than 10 MMBTU/hr firing either natural gas or No. 2 fuel oil.

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

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

**S13-014: The Purolite Co.** (3620 G Street, Philadelphia, PA 19134) for operation of a ion exchange manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emissions sources include one 4.2 MMBTU/hr boiler, two 8.4 MMBTU/hr boilers, Polymerization process (includes a Carrier Dryer, a Witte Dryer with a baghouse, a Fitzpatrick Dryer, an Aeromatic Dryer, a monomer tank that vents to a carbon adsorption unit, and two reactors with a Perry Products Condenser), sulfonation process, two 40,000-gal wastewater equalization tanks, a 11,000-gal styrene storage tank, copolymer fugitives, and copolymer wastewater.

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

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



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**PLAN APPROVALS**


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


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

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**40-00036A: SAPA Extruder, Inc.** (330 Elmwood Avenue Crestwood, Industrial Park, Mountaintop, PA 18707) for their facility in Wright Township, **Luzerne County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to SAPA Extruder, Inc. (330 Elmwood Ave, Crestwood Industrial Park, Mountaintop, PA 18707 for their facility located in Wright Twp, Luzerne County. This Plan Approval No. 40-00036A will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 40-00036A is for an Anodizing Dip Tank with a Tri-Mer FS-8 cross flow wet scrubber. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 40-00036A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone 570-826-2511 within 30 days after publication date.

**54-00080A: Hexcell Pottsville Corp.** (PO Box 179, Pottsville, PA 17901) for their facility located in East Norwegian Township, **Schuylkill County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan

Approval to Hexcell Pottsville Corp. (PO Box 179, Pottsville, PA 17901) for their facility located in East Norwegian Twp, Schuylkill County. This Plan Approval No. 54-00080A will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 54-00080A is for a honeycomb core process used to manufacture aerospace components with a Torit fabric collector for control. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 54-00080A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone 570-826-2511 within 30 days after publication date.

**35-00067A: Maid-Rite Specialty Foods LLC** (107 Keystone Industrial Park, PO Box 172, Dunmore, PA 18512-0172) for their facility in Scott Township, **Lackawanna County**. This Plan Approval No. 35-00067A will be incorporated into a Natural Minor Permit through an administrative amendment at a later date.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Maid-Rite Specialty Foods LLC (107 Keystone Industrial Park, PO Box 172, Dunmore, PA 18512-0172) for their facility located in Scott Twp., Lackawanna County. This Plan Approval No. 35-00067A will be incorporated into a Natural Minor Permit through an administrative amendment at a later date.

Plan Approval No. 35-00067A is for the construction of a new cooking line at the facility. Emissions will be controlled by the use of a demister unit followed by a carbon filter bank. The company shall be subject to and comply with 25 Pa. Code § 123.41 for Visible emissions. The facility is subject to 25 Pa. Code § 127.12(a)(5) Best Available Technology (BAT) requirements. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. These limits will meet BAT requirements for this source. The Plan approval and



Operating Permit will include testing, monitoring, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 35-00067A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone 570-826-2511 within 30 days after publication date.

**40-00061A: International Paper Co.** (533 Forest Road, Hazleton, PA 18202) for replacement and operation of one (1) die cutter and permit inventory updates to the current facility container and box manufacturing process at their facility in Hazle Township, **Luzerne County**. The Plan Approval and Operating Permit shall include emission restrictions, monitoring, record keeping, and reporting requirements designed to ensure this facility complies with all applicable air quality regulations.

**COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

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

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

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

*Coal Applications Received*

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

**Permit No. 56980109 and NPDES No. PA0234931. Mountaineer Mining Corporation**, 1010 Garrett Short-cut Road, Berlin, PA 15530, revision of an existing bituminous surface mine to change the land use from Woodland and Residential to Pastureland in Brothersvalley Township, **Somerset County**, affecting 26.5 acres. Receiving streams: Unnamed Tributaries to/and Tubs Run, Unnamed Tributaries to/and Hayes Run and Unnamed Tributaries to/and Buffalo Creek classified for the following use: cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: January 31, 2014.

*Noncoal Applications Received*

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

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

\* The parameter is applicable at all times.

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

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

**65100401 and NPDES Permit No. PA0252051. Hanson Aggregates BMC, Inc.** (2200 Springfield Pike, Conellsville, PA 15425). Application received for transfer of permit currently issued to Amerikohl Aggregates Inc. for continued operation and reclamation of a large noncoal surface mining site located in Fairfield Township, **Westmoreland County**, affecting 173.9 acres. Receiving streams: unnamed tributaries to Freeman Run, classified for the following use: TSF. There are no potable water supply intakes within 10 miles downstream from the point of discharge. Transfer application received: February 10, 2014.

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

**3072SM3. Allegheny Mineral Corporation** (P.O. Box 1022, Kittanning, PA 16201) Renewal of NPDES Permit No. PA0605336 in Mercer & Marion Townships, **Butler County**. Receiving streams: Two unnamed tributaries to McMurray Run, McMurray Run, and unnamed tributary to North Branch Slippery Rock Creek, both classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: February 14, 2014.

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

**Permit No. 52770301 and NPDES Permit No. PA0225436. Shiffer Bituminous Service Company**, (158 Dotters Corner Road, Kunkletown, PA 18058), correction to an existing quarry operation to include an NPDES Permit for discharge of treated mine drainage in Polk Township, **Monroe County** affecting 29.038 acres, receiving stream: Dotter Creek, classified for the following use: HQ-cold water fishes. Application received: February 10, 2014.

#### MINING ACTIVITY NPDES DRAFT PERMITS

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

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

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

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

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

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

\* The parameter is applicable at all times.

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

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

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

*Effluent Limits for Noncoal Mining Activities*

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

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

\* The parameter is applicable at all times.

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

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

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

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

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

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

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

*Coal NPDES Draft Permits*

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

**NPDES No. PA0269298 (Mining Permit No. 56130105), Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201, new NPDES permit for surface mining activities in Elk Lick Township, **Somerset County**, affecting 95.0 acres. Receiving streams: unnamed tributary to/and the Casselman River classified for the following uses: cold water fisheries and warm water fisheries. This receiving stream is included in the Casselman River TMDL. Application received: December 19, 2013.

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

The treated wastewater outfalls listed below discharge to an unnamed tributary to the Casselman River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001—Treatment Pond TF-1	Y
002—Treatment Pond TF-2	Y

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

<i>Outfalls: 001 and 002 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)			50.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater outfalls listed below discharge to an unnamed tributary to the Casselman River and the Casselman River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
003—Sediment Pond SP-1	Y
004—Sediment Pond SP-2	Y

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

<i>Outfalls: 003 and 004</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

**NPDES No. PA0262510 (Mining Permit No. 56070111), Mountaineer Mining Corporation**, 1010 Garrett Shortcut Road, Berlin, PA 15530, renewal of an NPDES permit for a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 115 acres. Receiving stream: unnamed tributary to Swamp Creek, classified for the following use: cold water fishery. This receiving stream is included in the Casselman River TMDL. Application received: January 29, 2014.

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

The stormwater outfalls listed below discharge to unnamed tributary to Swamp Creek:

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

**NPDES No. PA0269344 (Mining Permit No. 32130106), Amerikohl Mining, Inc.**, 202 Sunset Drive, Butler, PA 16001, new NPDES permit for surface mining activities in Montgomery Township, **Indiana County**, affecting 61.9 acres. Receiving streams: Kilns Run and unnamed tributaries to Cush Cushion Creek, classified for the following uses: cold water fishes and high quality-cold water fishes. Discharges from the proposed mine site are not permitted to enter the unnamed tributaries to Cush Cushion Creek. These receiving streams are included in the West Branch Susquehanna River TMDL. Application received: January 21, 2014.

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

The treated wastewater outfall listed below discharges to Kilns Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001 (TP-1)	Y

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

<i>Outfalls: 001</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater outfalls listed below discharge to Kilns Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
002 (SP-1)	Y
003 (ST-1)	Y

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

<i>Outfalls: 002 and 003</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			



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

**NPDES No. PA0269581 (GFCC no. 17-13-02), P & N Coal Company, Inc.**, P. O. Box 332, Punxsutawney, PA 15767, new NPDES permit for abandoned mine reclamation in Sandy Township, **Clearfield County** affecting 91.1 acres. Receiving stream(s): Slab Run classified for the following use(s): CWF. [Within the Redbank Creek Watershed TMDL: Armstrong, Clarion, Clearfield and Jefferson Counties] Application received: August 28, 2013.

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

The outfall(s) listed below discharge to Slab Run

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TB-1	Yes
TB-2	Yes
TB-3	Yes
SP-A	Yes
SP-B	Yes
SP-C	Yes
SP-D	Yes

*Noncoal NPDES Draft Permits*

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

**NPDES Permit No. PA0225398 on Surface Mining Permit No. 58130811. Robert R. Reddon**, (927 Germantown Road, Susquehanna, PA 18847), new NPDES Permit for a bluestone quarry operation in Harmony Township, **Susquehanna County**, affecting 5.0 acres. Receiving stream: East Branch Hemlock Creek, classified for the following use: EV. Application received: November 14, 2013.

Non-discharge BMP's shall be in effect.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

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### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E15-846. Columbia Gas Transmission, LLC**, 5151 San Felipe, Suite 2400, Houston, TX 77056, West Vincent Township, Upper Uwchlan Township, Uwchlan Township, East Brandywine Township, Caln Township West Bradford Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain 9.5 miles of 26-inch diameter pipeline as a part of Eastside Expansion Project “AKA Line 1278 Loop” for Columbia Gas Transmission; crossing 24 streams in and along an Unnamed tributary to Marsh Creek, an Unnamed Tributary to Pickering Creek, Shamona Creek, an unnamed Tributary to East Branch of Brandywine Creek, East Branch of Brandywine Creek, and Beaver Creek, impacting 5.05 acres of temporary wetland impacts, and 0.09 acre of permanent impacts.

The construction will begin at Eagle Compressor Station and terminate at Downingtown Compressor Station (Downingtown and Unionville Quadrangle maps, Lat. 40.097; Long. -75.6824).

**E23-504. Township of Chester, Delaware County**, 1150 Engle Street, Chester, PA 19013, **Delaware County**, ACOE Philadelphia District.

The project will consist of the demolition of six row homes, debris removal, and the restoration and stabilization of all disturbed areas as a result of this project. These obstructions (houses) will be removed from the floodplain, and the properties will be graded and stabilized with grass and left as open space.

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.*

**E39-526. Department of Transportation, Engineering District 5-0**, 1002 Hamilton Street, Allentown, PA 18103, Hanover and Whitehall Townships, **Lehigh County**, Army Corps of Engineers, Philadelphia District.

To remove an existing 6-span twin girder bridge and an existing 4-span twin girder bridge and to construct and maintain Phase II of a limited access highway, known as the Lehigh Valley Thruway consisting of a 6-lane 640-foot wide, 5-span PA bulb tee beam bridge, having spans of 100-feet, 140-feet, 160-feet, 140-feet and 100-feet respectively, and having a minimum underclearance of approximately 39-feet, across the Lehigh River (CWF, MF) and a 530-foot wide, 4-span PA bulb tee beam bridge, having spans of 120-feet, 160-feet, 145-feet and 105-feet respectively, and having a minimum underclearance of approximately 47-feet across the Lehigh Canal (CWF, MF). The project is located at S.R. 22, Segment 0400 (Catasauqua, PA Quadrangle Latitude: 40° 38' 13.1"; Longitude: -75° 27' 26.5"), in Whitehall and Hanover Townships, Lehigh County.

**E66-146. Department of Transportation, Engineering District 4-0**, 55 Keystone Industrial Park, Dunmore, PA 18512, Forkston Township, **Wyoming County**, Army Corps of Engineers, Baltimore District.

To remove an existing lenticular truss bridge over Tunkhannock Creek and to relocate the same lenticular truss bridge having a total normal clear span of approximately 110 feet and a minimum underclearance of 6-feet, 10-inches over UNT to Tunkhannock Creek (TSF, MF). The project is located at S.R. 1029, Segment 0770, (Tunkhannock, PA Quadrangle, Latitude: 41° 33' 9.1" N; Longitude: -75° 53' 52.2"W) in Nicholson Township, Wyoming County.

**E54-358. Eagle Rock Resort Co.**, 1 Country Club Road, Hazle Township, PA 18202, in North Union Township, **Schuylkill County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain the following water obstructions and encroachments associated with the Eagle Rock Resort Hidden Forest Phase 1 project within the floodway of Little Crooked Run (HQ-CWF, MF):

1. a roadway crossing consisting of a 62-foot long, 60-inch diameter pipe depressed 6-inches below the existing streambed elevation with riprap aprons;
2. a concrete encased SDR-21 PVC water line crossing;
3. a concrete encased SDR-21 PVC sanitary line crossing;
4. an outfall structure consisting of an 18-inch HDPE pipe with a flared end section and riprap apron;
5. an outfall structure consisting of a 30-inch HDPE pipe with a flared end section and riprap apron.

The project is located approximately 0.5 mile south of the intersection of Millers Road and Mountain Road (Nuremburg, PA Quadrangle, Latitude: 40°55'01"; Longitude: -75°08'54").

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

**E67-908: PA Department of Transportation Engineering District 8-0**, 2140 Herr Street, Harrisburg, PA 17103, in Springettsbury, Spring Garden and York Townships, **York County**, U.S. Army Corps of Engineers, Baltimore District

To 1) remove the existing structures and to construct and maintain

	<i>Structure</i>	<i>Waterway</i>	<i>Chapter 93 Designation</i>	<i>Proposed Structure</i>	<i>Latitude</i>	<i>Longitude</i>
1	Culvert 1 I-83 culvert extension	UNT Mill Creek	WWF	10 ft x 6 ft x 160 ft concrete box culvert	39° 57' 43.48"	76° 41' 08.61"
2	Culvert 2 I-83 pipe extension	UNT Mill Creek	WWF	5 ft x 4 ft x 225 ft concrete box culvert	39°57' 08.34"	76° 41' 01.19"
3	Culvert 3 I-83 culvert extension	UNT Mill Creek	WWF	6 ft x 6 ft x 318 ft concrete box culvert	39° 56' 59.81"	76° 40' 55.90"
4	Bridge 1 I-83 over Mill Creek	Mill Creek	WWF, MF, wild trout	115.4 feet long, 48.6 feet wide	39° 57' 15.31"	76° 41' 04.82"
5	Bridge 2 Ramp K	Mill Creek	WWF, MF, wild trout	34.4 feet long, 45.2 feet wide	39° 57' 15.31"	76° 41' 03.75"
6	Bridge 3 Ramp N	Mill Creek	WWF, MF, wild trout	47.6 feet long, 71.0 feet wide	39° 57' 21.36"	76° 41' 09.17"
7	Bridge 4 Ramp N	Mill Creek	WWF, MF, wild trout	61.4 feet long, 49.2 feet wide	39° 57' 28.35"	76° 41' 10.97"
8	Bridge 5 Mount Rose Ave	Mill Creek	WWF, MF, wild trout	112.4 feet long, 57.6 feet wide	39° 57' 29.52"	76° 71' 10.97"
9	York Water access road	Mill Creek	WWF, MF, wild trout	46.1 feet long, 57.6 feet wide	39° 57' 30.33"	76° 41' 12.29"

The project proposes 2.31 acres of palustrine emergent and palustrine scrub shrub wetland impacts (1.76 acres permanent and 0.55 acre temporary) and 1,277.1 feet of watercourse impacts (536.1 feet permanent and 741.0 feet temporary), including various outfall structures in and along Mill Creek (WWF, MF, wild trout) and unt to Mill Creek (WWF, wild trout), all for the purpose of improving transportation safety and roadway standards along I-83 Exit 18 Interchange. The project is located along Mount Rose Avenue (SR 0124) in Springettsbury, Spring Garden and York Townships, York County (York, PA Quadrangle Latitude: 39° 57' 29.58", Longitude: 76° 41' 5.08"). The applicant proposes to create approximately 2.64 acres of wetlands, and restore 1,334.0 feet of unt East Branch Codorus Creek at the Richard M. Nixon County Park located in Springfield Township, York County (York, PA Quadrangle Latitude: 39° 52' 50.76", Longitude: 76° 43' 36.86").

**E06-694: Ethan Michael, Inc. doing business as Liberty Bell Motorsports Park**, 2034 East Main Street, Douglassville, PA 19518, Liberty Bell Motorsports Park, 2130 East Bain Street, Douglassville, PA 19518, in Union Township, **Berks County**, Philadelphia ACOE District (Boyertown, PA Quadrangle, Latitude: 40° 15' 5.38", Longitude: -75° 45' 19.35").

To construct a Motor Sports Park with facility specific automobile, motorcycle, and go-kart racing uses and associated infrastructure. The applicant proposes impacts to three unnamed tributaries to the Schuylkill River (UNT-1, UNT-2 & UNT-3) (WWF, MF) and one unnamed tributary to Sixpenny Creek (UNT-4) (CWF, MF):

1) construct and maintain a 104.6-foot long 20.0-foot wide by 6.3-foot high open bottom metal arch stream enclosure with a waterway opening 15.8-foot wide by 3.3-foot high in and across UNT-4 (CWF, MF) (Latitude: 40° 15' 6.3"; Longitude: -75° 45' 50.6"),

2) construct and maintain a 109.9-foot long 20.0-foot wide by 6.3-foot high open bottom metal arch stream enclosure with a waterway opening 15.8-foot wide by 3.3-foot high in and across UNT-3 (CWF, MF) (Latitude: 40° 14' 52.3"; Longitude: -75° 45' 39.5"),

3) construct and maintain a 305.3-foot long 20.0-foot wide by 6.3-foot high open bottom metal arch stream enclosure with a waterway opening 15.8-foot wide by 3.3-foot high in and across UNT-3 (Latitude: 40° 14' 55.3"; Longitude: -75° 45' 36.4"),

4) construct and maintain a 275.7-foot long 20.0-foot wide by 6.3-foot high open bottom metal arch stream enclosure with a waterway opening 15.8-foot wide by 3.3-foot high in and across UNT-3 (Latitude: 40° 15' 29.9"; Longitude: -75° 45' 35.4"),

5) construct and maintain a 112.4-foot long 20.0-foot wide by 6.3-foot high open bottom metal arch stream enclosure with a waterway opening 15.8-foot wide by 3.3-foot high in and across UNT-3 (Latitude: 40° 15' 4.5"; Longitude: -75° 45' 37"),

6) construct and maintain a 275.6-foot long 20.0-foot wide by 6.3-foot high open bottom metal arch stream enclosure with a waterway opening 15.8-foot wide by 3.3-foot high in and across UNT-3 with 0.043 acre of associated floodway impacts (Latitude: 40° 15' 7.4"; Longitude: -75° 45' 36.1"),

7) construct and maintain a 198.9-foot long 22.0-foot wide by 8.9-foot high open bottom metal arch stream enclosure with a waterway opening 17.9-foot wide by

5.9-foot high in and across UNT-3 with 0.006 acre of associated floodway impacts (Latitude: 40° 15' 10.6"; Longitude: -75° 45' 34.2"),

8) construct and maintain a 209.1-foot long 22.0-foot wide by 6.9-foot high open bottom metal arch stream enclosure with a waterway opening 17.9-foot wide by 3.9-foot high with 0.016 acre of associated floodway impacts and a 1-foot wide aerial fence in and across UNT-3 (Latitude: 40° 15' 17.8"; Longitude: 75° 45' 32.1"),

9) construct and maintain a 1-foot wide aerial fence across UNT-4 (Latitude: 40° 15' 12.0"; Longitude: -75° 45' 57.4"),

10) construct and maintain a 1,118.5-foot long 20.0-foot wide by 6.3-foot high open bottom metal arch stream enclosure with a waterway opening 15.8-foot wide by 3.3-foot high in and across UNT-1 (Latitude: 40° 14' 57.1"; Longitude: -75° 45' 2.7"),

11) construct and maintain a 338.2-foot long 26.0-foot wide by 8.6-foot high open bottom metal arch stream enclosure with a waterway opening 22.5-foot wide by 5.6-foot high in and across UNT-2 (Latitude: 40° 14' 58.5"; Longitude: -75° 45' 17.7"),

12) construct and maintain a 448.5-foot long 22.0-foot wide by 6.9-foot high open bottom metal arch stream enclosure with a waterway opening 17.9-foot wide by 3.9-foot high in and across UNT-2 (Latitude: 40° 15' 2.3"; Longitude: -75° 45' 14.1"),

13) construct and maintain a 1-foot wide aerial fence across UNT-1 (Latitude: 40° 15' 2.3"; Longitude: -75° 45' 14.1"),

14) construct and maintain a 227.2-foot long 22.0-foot wide by 6.9-foot high open bottom metal arch stream enclosure with a waterway opening 17.9-foot wide by 3.9-foot high in and across UNT-2 (Latitude: 40° 15' 7.9"; Longitude: -75° 45' 11.2"),

15) construct and maintain a 120.3-foot long 22.0-foot wide by 6.9-foot high open bottom metal arch stream enclosure with a waterway opening 17.9-foot wide by 3.9-foot high in and across UNT-1 (Latitude: 40° 15' 10.5"; Longitude: -75° 44' 47.0"),

16) construct and maintain a 1-foot wide aerial fence across UNT-1 (Latitude: 40° 15' 16.3"; Longitude: -75° 45' 5.2"),

17) place and maintain fill over the existing 19.5-foot long 42.0-inch CMP culvert within the floodway of UNT-1 (Latitude: 40° 15' 2.3"; Longitude: -75° 45' 14.1"),

18) construct and maintain a 186.5-foot long 20.0-foot wide by 6.3-foot high open bottom metal arch stream enclosure with a waterway opening 15.9-foot wide by 3.3-foot high in and across UNT-1 (Latitude: 40° 15' 10.5"; Longitude: -75° 44' 47.0"),

19) construct and maintain a 1-foot wide aerial fence across UNT-1 (Latitude: 40° 15' 16.3"; Longitude: -75° 45' 5.2"),

20) construct and maintain a 2.4-foot by 3.75-foot storm sewer pipe within a 5.0-foot steel conduit under UNT-3 (Latitude: 40° 15' 4.0"; Longitude: -75° 45' 37.0"),

21) construct and maintain an 8-inch water line within a 1.2-foot steel conduit under UNT-3 (Latitude: 40° 15' 4.6"; Longitude: -75° 45' 37.0"),

22) construct and maintain an 8-inch water line within a 1.2-foot steel conduit and an 8-inch sanitary sewer line within a 1.2-foot steel conduit under UNT-3 (Latitude: 40° 15' 10.8"; Longitude: -75° 45' 34.0"),



23) construct and maintain an electric service line within a 0.5-foot steel conduit under UNT-3 (Latitude: 40° 15' 17.5"; Longitude: -75° 45' 32.4"),

24) construct and maintain an 8-inch water line within a 1.2-foot steel conduit and an electrical service line within a 0.5-foot steel conduit under UNT-2 (Latitude: 40° 15' 15.8"; Longitude: -75° 45' 5.5"),

25) construct and maintain an electric service line within a 0.5-foot steel conduit under UNT-1 (Latitude: 40° 15' 8.1"; Longitude: -75° 44' 52.0"),

26) construct and maintain a 3.0-foot storm sewer pipe within a 5.0-foot steel conduit under UNT-3 (Latitude: 40° 15' 4.0"; Longitude: -75° 45' 37.0"),

27) relocate and maintain 620 linear feet of UNT-4 (Latitude: 40° 15' 8.6"; Longitude: -75° 45' 57.9"),

28) place and maintain 228 linear feet of fill in UNT-3 (Latitude: 40° 15' 7.8"; Longitude: -75° 45' 32.2"),

29) place and maintain 492 linear feet of fill in UNT-2 (Latitude: 40° 14' 52.4"; Longitude: -75° 46' 31.2"),

30) place and maintain 154 linear feet of fill in UNT-2 (Latitude: 40° 14' 59.1"; Longitude: -75° 45' 13.8"),

31) place and maintain 120 linear feet of fill in UNT-1 (Latitude: 40° 15' 22.4"; Longitude: -75° 45' 12.0"),

32) place and maintain 88 linear feet of fill in UNT-1 (Latitude: 40° 14' 50.6"; Longitude: -75° 45' 3.4").

In total the applicant proposes to impact 5,168.24 linear feet of stream channel. No wetland impacts are proposed. Establishment of 23.82 acres of riparian buffers and reforestation of 3.95 acres of wetlands is proposed as mitigation.

*Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E11-347. PennDOT Engineering District 9-0**, 1620 North Juniata Street, Hollidaysburg, PA 16648. City of Johnstown, **Cambria County**; ACOE Pittsburgh District

Applicant is proposing to construct and maintain a 15.5 ft span, 91 ft long, 7 ft underclearance box culvert with a drainage area of 6.4 square miles replacing the existing 15.2 ft span, 6.5 ft underclearance, 36 ft long bridge on SR 56; temporary encroachments, including a temporary pedestrian access and bridge; and road construction associated stormwater outfalls in Saint Clair Run (CWF, Johnstown PA Quadrangle, N: 17.0 inches; W: 10.25 inches; Latitude 40° 20' 39.6'; Longitude -78° 56' 56.4") in the City of Johnstown, Cambria County.

**E63-654. Montour Trail Council**, 304 Hickman Street, Suite 3, Bridgeville, PA 15017. Peters Township, **Washington County**; ACOE Pittsburgh District.

Applicant is proposing to construct and maintain a bridge over Valley Brook Road and Brush Run (WWF), having a span of 160', with a minimum underclearance of 15'6", for the purpose of completing a connection between two segments of the Montour Trail, which is a bike/pedestrian trail. This is the second of two (2) bridges that are needed to complete this connection. Construction of Bridge No. 1 was previously completed and authorized by Permit No. E63-643. Bridge No. 2 will be located approximately 900' from the intersection of S.R. 19 and Valley

Brook Road (Bridgeville, PA USGS Quadrangle, N: 7.97 inches; W: 14.91 inches; Latitude: 40° 17' 38"; Longitude: -80° 6' 25") in Peters Township, Washington County.

**E65-955. PennDOT District 12-0**, PO Box 439, 825 North Gallatin Ave, Uniontown, PA 15401. South Huntingdon Township, **Westmoreland County**; ACOE Pittsburgh District.

Applicant is proposing to operate and maintain a 72' long, 9' inside diameter RCP culvert with a 63 degree skew with outlet raised approximately 1' on Painters Run (WWF) with a drainage area of 1.2 square miles. This structure was previously authorized and constructed under Emergency Permit no. EP6510206, along with the removal of a 26.5' long, 9' diameter, 7' underclearance, open bottom, masonry arch, T- 3059 culvert with a 75 degree skew. The Emergency Permit was granted due to a partial collapse of the arch crossing. The project is located in South Huntingdon Township (Smithton, PA Quadrangle; N: 14 inches; W: 12.75 inches; Latitude 40° 12' 16"; Longitude 79° 43' 01"), Westmoreland County.

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

**E0829-095: Chesapeake Appalachia, LLC**, 14 Chesapeake Lane, Sayre, PA 18840, Albany and Wilmot Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 16 inch diameter temporary waterline and a timber mat bridge impacting 3,741 square feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°34'03", Longitude: -76°20'44").

2. a 16 inch diameter temporary waterline and a timber mat bridge impacting 688 square feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°33'51", Longitude: -76°20'52").

3. a 16 inch diameter temporary waterline impacting 7 linear feet of an unnamed tributary to Bowman Creek (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°33'27", Longitude: -76°21'50").

4. a 16 inch diameter temporary waterline impacting 7 linear feet of an unnamed tributary Bowman Creek (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°33'31", Longitude: -76°22'34");

The project will result in 14 linear feet and 18 square feet of temporary stream impacts and 4,429 square feet (0.10 acre) of temporary PEM wetland impacts from temporary waterlines and timber mat bridge crossings all for the purpose of establishing a temporary water supply for Marcellus well development in Albany and Wilmot Township, Bradford County. This project is associated with permit application number WL-5729-14-001.

#### DAM SAFETY

*Southwest Regional Oil and Gas Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**Permit # 95-7-60915-7-A, Carol Baker Impoundment Modification. Range Resources-Appalachia LLC**, 3000 Town Center Blvd, Canonsburg, PA 15317.

Applicant Range Resources-Appalachia LLC proposes to modify Permit # 95-60915-7 to reconstruct, operate and maintain a 14.1 million gallon Centralized Impoundment to collect, store and reuse wastewater for fracturing natural gas wells, Chiarelli Unit 6H permit No. 37-125-27127 and other permitted wells listed in the application.



Project is located off Arden Road in Chartiers Township, Washington Co (USGS PA Quadrangle: Canonsburg). Project has disturbed 21.0 acres, with 2.23 acres redisturbed. The stormwater runoff drains to Tributary 37110 of Chartiers Creek, a Warm Water Fishery, State Water Plan Basin 20F Ohio River.

Quadrangle: Canonsburg N: 40° 13' 50.6"; W: -80° 16' 22.1" in Chartiers Township, **Washington County**. ACOE: Pittsburgh District Chapter 93 Type: Chartiers Creek, Warm Water Fishery

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## ACTIONS

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### THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

#### FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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#### I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0012742 (IW)	Copperhead Chemicals Tamaqua Plant Two River Road Tamaqua, PA 18252	Schuylkill County Walker Township	Brushy Run and Little Schuylkill River (3-A)	Y

## NOTICES

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0080811— SEW	Frank Perano— GSP Management Company— Mountain View Terrace MHP PO Box 677 Morgantown, PA 19543	York County / Newberry Township	UNT Conewago Creek / 7-F	Y
PA0261271— SEW	David Graham 117 Valentine Acres Road Clearville, PA 15535	Bedford County / Southampton Township	Amorine Branch / 13-A	Y
PA0007765— IW	Sharon R. Fisher—Harley Davidson Motor Company Operations, Inc. 1425 Eden Road York, PA 17402	York County / Springettsbury Township	UNT Codorus Creek (Johnson Run) / 7-H	Y
PA0086444— SEW	Eileen Davis Blue Ridge Sportsmen's Association, Inc. 3009 Waynesboro Pike Fairfield, PA 17320	Adams County / Liberty Township	Miney Branch / 13-D	Y
PA0020478— SEW	Pierce Clouser Bloomfield Borough PO Box 144 New Bloomfield, PA 17068	Perry County / Bloomfield Borough	UNT Trout Run / 7-A	Y
PA0260754— SEW	Thomas N. Stewart 1321 Enola Road Carlisle, PA 17013	Cumberland County / North Middleton Township	Wertz Run / 7-B	Y
PA0084476— SEW	Girl Scouts In The Heart of PA 350 Hale Avenue Harrisburg, PA 17105	Dauphin County Jefferson Township	UNT of Armstrong Creek / 6-C	Y
PA0084565 (Sew)—Transfer	The York Water Company 130 East Market Street York PA 17401	York County East Prospect Borough Lower Windsor Township	Cabin Creek / 7-I	Y
PA0082147 SEW	Irvin H Peifer Holtwood Mobile Home Park 204 Stone Mill Drive PO Box 506 Elizabethtown, PA 17022	Lancaster County Martic Township	UNT Susquehanna River / 7-K	Y
PA0246522 SEW	Richard Wright 1172 River Road Saxton, PA 16678	Bedford County Liberty Township	Raystown Branch Juniata River / 11-D	Y
PA0024023 SEW	Bernville Borough PO Box 40 Bernville, PA 19506-0040	Berks County Bernville Borough	Northkill Creek / 3-C	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0114693 (Sewage)	Clymer Township Municipal Authority Sewer System STP PO Box 62 Sabinsville, PA 16943	Tioga County Clymer Township	Mill Creek (4-A)	Y
PA0113158 (Sewage)	Daniel R Hawbaker Single Residence 5881 West Buffalo Run Rd Port Matilda, PA 16870	Centre County Patton Township	Unnamed Tributary to Buffalo Run (9-C)	Y
PA0209244 (Industrial Waste)	Luthersburg-Salem Water Treatment Plant 694 Luthersburg - Rockton Road Luthersburg, PA 15848	Clearfield County Brady Township	Unnamed Tributary to LaBorde Branch Sandy Lick Creek (17-D)	Y

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0233749 (SRSTP)	Jeffrey Freezer Subdivision 151 Mahaffey Hollow Road Ext Linden, PA 17744	Lycoming County Woodward Township	Unnamed Tributary to Quenshukeny Run (10-A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0205699 (Industrial Waste)	Yatesboro Numine WTP Sr 1037 Numine, PA 16244	Armstrong County Cowanshannock Township	Unnamed Tributary to Cowanshannock Creek (17-E)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0103136 (Sewage)	Woodhaven MHP 136 Pineleaf Drive Erie, PA 16510	Erie County Greene Township	un-named tributary of Sixmile Creek (15)	Y

*Central Office: Bureau of Abandoned Mine Reclamation, 400 Market St., 13th Floor., PO Box 9205, Harrisburg, PA 17106-9205*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI-1017-13-002	BAMR P. O. Box 9205 Harrisburg, PA 17106-9205 717-783-7924	Clearfield County	Jordan Township	Campbell Run (HQ-CWF/MF)

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

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

**NPDES Permit No. PA0244406**, Stormwater, **Nyce Crete Co. Inc.**, 711 North County Line Road, P. O. Box 64418, Souderton, PA 18964.

This proposed facility is located in Lansdale Borough, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated stormwater from a facility known as Nyce Crete Company to Unnamed Tributary 02889 to West Branch Neshaminy Creek in Watershed 2-F.

**NPDES Permit No. PA0058637**, Industrial, **Moyer's Chicks Inc.**, 266 East Paletown Road, Quakertown, PA 18951-2831.

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

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge of treated non-contact cooling water from a facility known as Moyer Chick Hatching Facility to Unnamed Tributary to Morgan Creek in Watershed 2-D.

**NPDES Permit No. PA0051250 A-1**, Sewage, **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976.

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

Description of Proposed Action/Activity: Approval for the amendment of an NPDES permit to discharge treated sewage from a facility known as Kings Plaza STP to Neshaminy Creek in Watershed 2F.

**NPDES Permit No. PA0052094**, Sewage, **Montgomery Sewer Company, Inc.**, P. O. Box 851, Montgomeryville, PA 18936.

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

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated sewage from a facility known as Orchard Development STP to Little Neshaminy Creek in Watershed 2-F.

**NPDES Permit No. PA0050075 A-1**, Sewage, **Aqua Pennsylvania Wastewater, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010.

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

Description of Proposed Action/Activity: Approval for the transfer of an NPDES permit to discharge treated sewage from a facility known as Willistown Woods STP to Unnamed Tributary to Hunters Run in Watershed 3G.

**NPDES Permit No. PA0031178**, Sewage, **Melody Lakes Management LLC**, 1045 North West End Boulevard Lot 600, Quakertown, PA 18951.

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

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated sewage from a facility known as Melody Lakes STP to Unnamed Tributary to Tohickon Creek in Watershed 2-D.

**NPDES Permit No. PA0054313**, Sewage, **Sherry Stangil**, 3176 Walnut Street, Springtown, PA 18081.

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

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated sewage from a facility known as Stangil SRSTP to Unnamed Tributary to Cooks Creek in Watershed 2-D.

**NPDES Permit No. PA0057011 A-1**, Sewage, **Aqua Pennsylvania Wastewater, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010.

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

Description of Proposed Action/Activity: Approval for the transfer of an NPDES permit to discharge treated sewage from a facility known as Bridlewood Farm STP to Radley Run in Watershed 3-H.

**NPDES Permit No. PA0026182 A-2**, Sewage, **Borough of Lansdale**, One Vine Street, Lansdale, PA 19446.

This proposed facility is located in Lansdale Borough, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the amendment of an NPDES permit to discharge treated sewage from a facility known as Lansdale Borough STP to Unnamed Tributary to West Branch Neshaminy Creek in Watershed 2F-Neshaminy.

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

**NPDES Permit No. PA0232491**, Industrial Waste, SIC Code 4941, **Brady Township-Troutville Borough Water Association, Inc.**, 3309 Shamokin Trail, Luthersburg, PA 15848.

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

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

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

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

**WQM Permit No. 1587447**, Sewage, Renewal, **Kennett Township**, 801 Burrows Run Road, Chadds Ford, PA 19317.

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

Description of Action/Activity: Approval for renewal of continued operation of three separate sewage treatment plants.

**WQM Permit No. WQG010042**, Sewage, **John Dunay**, 106 St. Johns Drive, Glen Mills, PA 19342.

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

Description of Action/Activity: Construction and operation of a 500 gpd small flow STP serving a single residence.

**WQM Permit No. WQG02091321**, Sewage, **Township of Lower Makefield Sewer Authority**, 1100 Edgewood Road, Yardley, PA 19067-1689.

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

Description of Action/Activity: Construction and operation of a force main and pump to redirect extreme wet weather flows.

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

**WQM Permit No. WQG02671401**, Sewerage, **Spring Garden Township**, 558 South Ogontz Street, York, PA 17403.

This proposed facility is located in Spring Garden Township, **York County**.

Description of Proposed Action/Activity: Construction / Relocation of the existing Hollywood Heights Interceptor in anticipation for reconstruction of Exist 18 of I-83.

**WQM Permit No. 6791403**, Sewerage, **The York Water Company**, 130 East Market Street, York, PA 17401.

This proposed facility is located in Lower Windsor Township, **York County**.

Description of Proposed Action/Activity: Transfer of sewage facilities consisting of replacement of the existing comminutor with a new sewage grinder / spiral screen and a bypass bar screen.

**WQM Permit No. 6706411**, Sewerage, **The York Water Company**, 130 East Market Street, York, PA 17401.

This proposed facility is located in Lower Windsor Township, **York County**.

Description of Proposed Action/Activity: Transfer of sewage facilities consisting of an upgrade and expansion of the sewage treatment plant.



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

**WQM Permit No. 4902407**, Sewage, SIC Code 4952, **Kulpmont & Marion Heights Borough Joint Municipal Authority Northumberland**, PO Box 126, Kulpmont, PA 17834.

This existing facility is located in Coal Township, **Northumberland County**.

Description of Proposed Action/Activity: Installation of a proposed 0.5-meter belt filter inside an existing storage building along with associated pumps, piping and polymer feed system.

*Southwest Region: Water Standards & Facility Regulation Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**WQM Permit No. 5613403**, Sewage, SIC Code 9900, **Indian Lake Borough**, 1301 Causeway Drive, Central City, PA 15926.

This proposed facility is located in Indian Lake Borough, **Somerset County**.

Description of Proposed Action/Activity: Construction of an SR Sewage Treatment Plant to serve Lot #15 Choctaw Development.

**WQM Permit No. 0213412**, Sewage, **Municipal Authority of the Township of Robinson**, 4200 Campbells Run Road, Pittsburgh, PA 15205.

This proposed facility is located in Robinson Township, **Allegheny County**.

Description of Proposed Action/Activity: Construction of a new pump station to replace the existing Groveton pump station.

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

**WQM Permit No. WQG01201401**, Sewage, **Darlene Oliver**, 384 Stanford Road, Prospect, PA 16052.

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

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

**WQM Permit No. WQG01251324**, Sewage, **Melanie L Henthorn**, 6761 Route 6N West, Edinboro, PA 16410.

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

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant to replace a malfunctioning on-lot system.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI132206	Palmer Township Northampton County, PO Box 3039, Palmer, PA 18043-3039	Northampton	Palmer Township	Bushkill Creek, Lehigh River and Shoeneck Creek / HQ-CWF, MF, WWF and MF
PAI132219	Bushkill Township Northampton County, 1114 Bushkill Center Road, Nazareth, PA 18064-9557	Northampton	Bushkill Township	Bushkill Creek, Unnamed Tributary of Shoeneck Creek, Unnamed Tributaries of Bushkill Creek / HQ-CWF, MF, WWF and MF
PAI132234	Upper Nazareth Township Northampton County, 100 Newport Avenue, Nazareth, PA 18064-1153	Northampton	Upper Nazareth Township	East Branch Monocacy Creek, Shoeneck Creek and Unnamed Tributary to East Branch Monocacy Creek / HQ-CWF, MF, WWF and MF
PAI132250	Allen Township Northampton County, 4714 Indian Trail Road, Northampton, PA 18067	Northampton	Allen Township	Catasauqua Creek, Dry Run, Hokendauqua Creek and Unnamed Tributary to Hokendauqua Creek / HQ-CWF and MF

Northwest Regional Office: Regional Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Telephone: 814.332.6942.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water / Use
PAI138308	Sharon City Mercer County, 155 West Connelly Boulevard, Sharon, PA 16146-1717	Mercer	Sharon City	Bakers Run, Pine Run, and the Shenango River / WWF

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

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

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water / Use
PAI01 1513027	Friends of East Whiteland Fire and Ambulance P. O. Box 2146 Frazer, PA 19355	Chester	East Whiteland Township	Valley Creek EV—MF
PAI01 1507007-R	Upper Uwchlan Township Municipal Authority 140 Pottstown Pike Chester Springs, PA 19425	Chester	Upper Uwchlan Township	Unnamed Tributary to Pickering Creek HQ—TSF
PAI01 1508067-R	County of Chester Parks & Recreation Department 313 West Market Street, Suite 5402 P. O. Box 2748 West Chester, PA 19380	Chester Montgomery	West Whiteland, East Whiteland and Tredyffrin Township Upper Merion Township	Little Valley Creek EV Trout Creek CWF
PAI01 2313006	Rescom Real Estate 33 Gallant Fox Drive Media, PA 19063	Delaware	Edgmont Township	Ridley Creek HQ—TSF—MF Chester Creek TSF—MF
PAI01 5113013	Westrum Development Company 1300 Virginia Drive, Suite 215 Fort Washington, PA 19034	Philadelphia	City of Philadelphia	Schuylkill River WWF

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water / Use
PAI023913008	Tilghman Square Associates, L.P. 390 Amwell Road Building 5, Suite 507 Hillsborough, NJ 08844	Lehigh	South Whitehall Township	Cedar Creek (HQ-CWF, MF)
PAI023913010	A.J. W., Incorporated 4966 Schochary Rd. New Tripoli, PA 18066	Lehigh	Weisenberg Township	UNT to Switzer Creek (HQ-CWF, MF)
PAI024013003	Homeworkz Construction 123 Broadway Road Sweet Valley, PA 18656	Luzerne	Harveys Lake Borough	Harveys Lake (HQ-CWF, MF)

Southwest Region: Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water / Use
PAI050213009	Hudson Holding Company, LP 2450 Shenango Valley Freeway Hermitage, PA 16148	Allegheny	North Versailles Township	UNT to Long Run (HQ-TSF)

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

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

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

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

*General Permit Type—PAG-02**Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Middletown Township Bucks County	PAG0200 0913081	Langhorne Metals Recycling Corporation 2320 Big Oak Road Langhorne, PA 19047	Mill Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
New Britain Township Bucks County	PAG0200 0914006	Pine Valley Crossing Associates, L.P. 1030 Reed Avenue, Suite 100 Wyomissing, PA 19610	Pine Run TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warrington Township Bucks County	PAG0200 0911081R	The Cutler Group, Inc. 5 Apollo Road, Suite 1 Plymouth Meeting, PA 19462	Little Neshaminy Creek WWF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Makefield Township Bucks County	PAG0200 0914005	Lower Makefield Township 1100 Edgewood Road Yardley, PA 19067	Unnamed Tributary to Delaware River WWF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bedminster Township Bucks County	PAG0200 0908054R	Telvil Corporation, Inc. 52 Main Street Harleysville, PA 19438	Deep Run WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
West Goshen Township Chester County	PAG0200 1513042	Summit Realty Advisors, LLC 201 S. Maple Avenue, Suite 100 Ambler, PA 19002 Co-Applicant: Wawa, Inc. 260 West Baltimore Pike Wawa, PA 19063	Chester Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Parkesburg Borough Sadsbury and Highland Township Chester County	PAG0200 1513030	Pennsylvania American Water Company 4 Wellington Boulevard Wyomissing, PA 19610	Buck Run TSF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
East Caln Township Chester County	PAG0200 1508028	Downingtown Quarry Associates, LP 116 Quarry Road Coatesville, PA 19320	Unnamed Tributary to E. Branch Brandywine Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
East Nottingham Township Chester County	PAG0200 1511010-R	Herr Foods, Inc. P. O. Box 300 Nottingham, PA	Northeast Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Caln Township Chester County	PAG0200 1509050R	Janiec Builders 1518 Meadowbrook Lane West Chester, PA 19380	Unnamed Tributary to Beaver Creek TSF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Honey Brook Township Chester County	PAG0200 1502006-R	The Hankin Group 707 Eagleview Boulevard Exton, PA 19341	Conestoga River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Brookhaven Borough Delaware County	PAG0200 2308035R	Strategic Property Trust P. O. Box 511 Wayne, PA 19087	Ridley Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511208(1)	TKMG Associates, LP 120-124 Lancaster Avenue Ardmore, PA 19003	Schuylkill River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511331	R. Investment Five, L.P. 1617 John F. Kennedy Blvd. Suite 1840 Philadelphia, PA 19103	Schuylkill River WWF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511333	Westinghouse Lighting 12401 McNulty Road Philadelphia, PA 19154	Byberry Creek Delaware River WWF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Jessup Borough Lackawanna County	PAG02003514001	Scranton Lackawanna Industrial Building Company P. O. Box 431 222 Mulberry Street Scranton, PA 18501	Grassy Island Creek (Below 1100 ft. Contour Line) (CWF, MF)	Lackawanna County Conservation District 570-392-3086
Smithfield Township Monroe County	PAG02004506004R	Mt. Tom Road Properties, LLC 1123 Fillmore Street East Stroudsburg, PA 18301	UNT to Lake Vahalla-Sambo Creek (CWF, MF)	Monroe County Conservation District 570-629-3060



*Facility Location:  
Municipality &  
County**Permit No.**Applicant Name &  
Address**Receiving  
Water / Use**Contact Office &  
Phone No.*

Pine Grove  
Township  
Schuylkill County

PAG02005404037RRR

Newstead Development LLC  
P. O. Box 163  
Pine Grove, PA 17963

UNT Upper Little  
Swatara Creek  
(CWF, MF)

Schuylkill County  
Conservation  
District  
570-622-3742

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

*Facility Location:  
Municipality &  
County**Permit No.**Applicant Name &  
Address**Receiving  
Water / Use**Contact Office &  
Phone No.*

Reading Township,  
Adams County

PAG02000107022R  
(Issued)

Paul B. Whipple  
Good Hope Ventures AC, LP  
1828 Good Hope Road Ste 202  
Enola, PA 17025

Conewago Creek  
(WWF)

Adams Co.  
Conservation  
District  
670 Old Harrisburg  
Rd, Suite 201  
Gettysburg, PA  
17325  
717.334.0636

Highland Township,  
Adams County

PAG02000114001  
(Issued)

Donald J. Billoni  
PO Box 4257  
Gettysburg, PA 17325

UNT Lower Marsh  
Creek  
(CWF, MF)

Adams Co.  
Conservation  
District  
670 Old Harrisburg  
Rd, Suite 201  
Gettysburg, PA  
17325  
717.334.0636

Windsor Township,  
Berks County

PAG02000605022R  
(Issued)

John Smith, Forino Company,  
LP  
555 Mountain Home Road  
Sinking Spring, PA 19608

Schuylkill River  
(WWF)

Berks County  
Conservation Dist.  
1238 County Welfare  
Rd, Ste 200  
Leesport, PA  
19533-9710  
610.372.4657,  
Ext. 142

Upper Tulpehocken  
Township,  
Berks County

PAG02000613053  
(Issued)

Elvin Nolt  
10 Setherb Road  
Richland, PA 17087

UNT to Mollhead  
Creek  
(CWF)

Berks County  
Conservation Dist.  
1238 County Welfare  
Rd, Ste 200  
Leesport, PA  
19533-9710  
610.372.4657,  
Ext. 142

City of Reading,  
Berks County

PAG02000614001  
(Issued)

Adam Mukerji  
Reading Redevelopment Auth  
815 Washington Street  
City Hall, Ste 2-53

Schuylkill River  
(WWF)

Berks County  
Conservation Dist.  
1238 County Welfare  
Rd, Ste 200  
Leesport, PA  
19533-9710  
610.372.4657,  
Ext. 142

Bern Township,  
Berks County

PAG02000613042  
(Issued)

Andrew Lacey  
Lacey Electric  
2670 Leisch's Bridge Road  
Ste 100  
Leesport, PA 19533

UNT to Plum Creek  
(WWF, MF)

Berks County  
Conservation Dist.  
1238 County Welfare  
Rd, Ste 200  
Leesport, PA  
19533-9710  
610.372.4657,  
Ext. 142

## NOTICES

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<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
South Heidelberg Township, Berks County	PAG02000613050 (Issued)	Kenneth Eppinette 158 Adamstown Road Reinholds, PA 17569	UNT to Little Cocalico Creek (TSF)	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Bethel Township, Berks County	PAG020006080691R (Issued)	Joseph Horning 901 South College Street Myerstown, PA 17067	UNT to Little Swatara Creek (CWF)	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Penn Township, Cumberland County	PAG02002111020R (Issued)	3-T Investors, LP F&M Trust-Newville Branch 170 Stover Drive Carlisle, PA 17015	Mount Rock Spring Creek (WWF, MF)	Cumberland Co Conservation Dist. 310 Allen Road, Suite 301 Carlisle, PA 17013 717.240.7812
Silver Spring Township, Cumberland County	PAG02002112005R (Issued)	Deerfield Road Associates, LLC Lester Weaver Fieldstone Residential Subdivision	Conodoguinet Creek (WWF, MF)	Cumberland Co Conservation Dist. 310 Allen Road, Suite 301 Carlisle, PA 17013 717.240.7812
North Middleton and Middlesex Townships, Cumberland County	PAG02002112001R (Issued)	Pamay Development Co. Inc. Meadowbrook Farms 375 North Middleton Road Carlisle, PA 17013	Conodoguinet Creek (WWF, MF)	Cumberland Co Conservation Dist. 310 Allen Road, Suite 301 Carlisle, PA 17013 717.240.7812
Silver Spring Township, Cumberland County	PAG02002105030R (Issued)	Dave Strong Carmella on Woods 3064 Bricker Road Manheim, PA 17545	Trindle Spring Run (CWF, MF)	Cumberland Co Conservation Dist. 310 Allen Road, Suite 301 Carlisle, PA 17013 717.240.7812
Hampden Township, Cumberland County	PAG02002112015R (Issued)	Smith Land and Improvement Corp. Richard Jordan III Wentworth Estates 2010 State Road Camp Hill, PA 17011	UNT to Conodoguinet Creek (WWF, MF)	Cumberland Co Conservation Dist. 310 Allen Road, Suite 301 Carlisle, PA 17013 717.240.7812
West Hanover Township, Dauphin County	PAG02002211033R (Issued)	Metropolitan Development Group 1030 Reed Avenue Ste 100 Wyomissing, PA 19610	Manada Creek (WWF)	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Lower Swatara & Londonderry Townships, Middletown Borough, Dauphin County	PAG02002211021R (Issued)	PA Turnpike Commission 700 South Eisenhower Blvd Middletown, PA 17057	Swatara Creek (WWF)	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
East Hanover Township, Lebanon County	PAG0200380901118 (Issued)	LTC Dale T. Waltman Training Site Headquarters (FTIG-GC) Building T-0-1 Annville, PA 17003	Indiantown Run (TSF, MF)	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4
North Lebanon Township, Lebanon County	PAG02003804034 (Issued)	Clifford Weaver 1737 West Main Street Ephrata, PA 17522	Tulpehocken Creek (CWF)	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4
North Lebanon Township, Lebanon County	PAG02003813023 (Issued)	Susan M. Eberly 16 Lebanon Valley Parkway Lebanon, PA 17042	Quittapahilla Creek (TSF)	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4
South Annville Township & South Londonderry Township, Lebanon County	PAG02003813041 (Issued)	Denise Bollard 231 Northwood Drive Lebanon, PA 17042	UNT to Conewago Creek (TSF)	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4
East Manchester Township, York County	PAG02006711042R (Issued)	SCC-Canyon II LLC c/o LStar /Steven Vining 516 N. West Street Raleigh, NC 27603	Musser Run, UNT to Conewago Creek (WWF)	York Co. Conservation District 118 Pleasant Acres Rd York, PA 17402-8984 717.840.7430
Carroll Township, York County	PAG02006713042 (Issued)	Brian J. Finley 120 N. Pointe Blvd Suite 301 Lancaster, PA 17601	Fishers Run (CWF)	York Co. Conservation District 118 Pleasant Acres Rd York, PA 17402-8984 717.840.7430
Windsor Township, York County	PAG02006711063R (Issued)	Reistville Builders, LLC Elam Z. Stoltzfus 720 Ramona Road Myerstown, PA 17067	Kreutz Creek (WWF)	York Co. Conservation District 118 Pleasant Acres Rd York, PA 17402-8984 717.840.7430
Peach Bottom Township, York County	PAG02006713060 (Issued)	AB Acres, LLC Alan Bleacher 215 September Lane Delta, PA 17314	UNT to Scott Creek (CWF)	York Co. Conservation District 118 Pleasant Acres Rd York, PA 17402-8984 717.840.7430

NOTICES

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*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water/Use*

*Contact Office &  
Phone No.*

West Manchester  
Township,  
York County

PAG02006713048  
(Issued)

West York Area School District  
George Fike  
2605 W. Market Street  
York, PA 17404

Willis Run  
(WWF)

York Co.  
Conservation  
District  
118 Pleasant Acres  
Rd  
York, PA 17402-8984  
717.840.7430

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

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water/Use*

*Contact Office &  
Phone No.*

Athens Borough  
Bradford County

PAG02000814001

Mark Burgess  
Athens Borough Mgr  
2 S River Ave  
Athens PA 18810

Susquehanna River  
WWF

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

Patton Township  
Centre County

PAG02001413016

Liberty Lutheran Housing  
Development  
d/b/a Village at Penn State  
361 Presidents Dr  
State College PA 16801

UNT to Spring  
Creek  
CWF

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

Armstrong Township  
South Williamsport  
Lycoming County

PAG02004113022

David Houseknecht  
Little League Intl  
539 US Route 15 Hwy  
Williamsport PA 17701

UNT to W.B.  
Susquehanna River  
CWF, MF

Lycoming County  
Conservation District  
542 County Farm Rd  
Suite 202,  
Montoursville, PA  
17754,  
(570) 433-3003

Clinton &  
Montgomery  
Townships  
Lycoming County

PAG02004114001

Eric Moore  
West Branch Reg Auth  
117 Old Glade Run Rd  
Muncy PA 17756

W.B. Susquehanna  
River  
WWF, MF  
Black Hole Creek  
TSF

Lycoming County  
Conservation District  
542 County Farm Rd  
Suite 202,  
Montoursville, PA  
17754,  
(570) 433-3003

Danville Borough  
Montour County

PAG02004713009

Danville Muni Auth  
PO Box 179  
Danville PA 17821

Mahoning Creek  
WWF  
Sechler Run  
CWF

Montour County  
Conservation District  
112 Woodbine Ln  
Ste 2  
Danville PA 17821  
Phone: (570)  
271-1140

City of Shamokin  
E. Cameron & Coal  
Twps  
Northumberland  
County

PAG02004913012

PPL Electric Utilities Corp  
2 N 9th St  
Allentown PA 18101

Carbon Run, UNT to  
Mahanoy Creek &  
Mahantango Creek  
CWF, MF  
Shamokin Creek &  
Mahanoy  
WWF, MF

Northumberland  
County Conservation  
District  
441 Plum Creek Rd  
Sunbury, PA 17801  
Phone: (570)  
286-7114 ext. 4



*Southwest Region: Regional Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Marshall Township Allegheny County	PAG02000210032R1	Celtic Capital, LLC. 1350 Old Pond Road Bridgeville, PA 15017	Brush Creek (WWF)	Allegheny County CD 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 241-7645
Robinson Township and North Fayette Township Allegheny County	PAG02000212056-1	Beth Edwards 100 Robinson Centre Dr Pittsburgh, PA 15205 & TMI Hospitality, Inc. 4850 32nd Ave South Fargo, ND 58104	UNT to Montour Run (TSF)	Allegheny County CD 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 241-7645
Kennedy Township and Robinson Township Allegheny County	PAG02000212065-1	Ducstein Contracting 627 Chartiers Ave McKees Rocks, PA 15136	Moon Run (WWF)	Allegheny County CD 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 241-7645
Moon Township Allegheny County	PAG02000213038-4	Randy Forister Landside Terminal 4th Floor. Mezz Pittsburgh, PA 15231 & Michael Hudec 395 E, Waterfront Drive Suite 300 Homestead, PA 15120	Montour Run (TSF)	Allegheny County CD 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 241-7645
Oakmont Borough Allegheny County	PAG02000213066-1	Speedway, LLC. 500 Speedway Drive Enon, OH 45323	Allegheny River (WWF-N)	Allegheny County CD 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 241-7645
Pine Township Allegheny County	PAG02000213109	BS & LR Acquisitions, LP 3 Westmoreland Farms Lane Fox Chapel, PA 15215	Pine Creek (CWF)	Allegheny County CD 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 241-7645
Marshall Township Allegheny County	PAG02000213112	Giant Eagle 261 Kappa Drive Pittsburgh, PA 15238	Fish Run (CWF)	Allegheny County CD 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 241-7645
Indiana Township Allegheny County	PAG02000213116	Fox Chapel School District 611 Field Club Road Pittsburgh, PA 15238	UNT to Blue Run (CWF)	Allegheny County CD 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 241-7645

## NOTICES

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<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
Franklin Park Borough Allegheny County	PAG02000213117	Ashesh Patel 451 Washington Ave Bridgeville, PA 15017	UNT to Pine Creek (CWF)	Allegheny County CD 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 241-7645
Municipality of Penn Hills Allegheny County	PAG02000213121	Joseph D'Andrea 370 Rodi Road Penn Hills, PA 15235	Duffs Run (WWF)	Allegheny County CD 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 241-7645
West Mifflin Borough Allegheny County	PAG02000213123	Allegheny County Airport Hanger #70 West Mifflin, PA 15122	UNT to Monongahela River (WWF)	Allegheny County CD 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 241-7645
Plumcreek Township and Elderton Borough Armstrong County	PAG02000306004-1R	Northeastern Energy Consulting, Inc. 865 State Route 210 Shelocta, PA 15774	Plum Creek (TSF)	Armstrong County CD Armsdale Administrative Bldg. 124 Armsdale Road Kittanning, PA 16201 (724-548-3425)
North Sewickley Township and Eastvale Borough Beaver County	PAG02000412008R	North Sewickley Sewer Authority 1160 Mercer Road Beaver Falls, PA 15010	Beaver River (WWF-N), UNT to Brish Creek (WWF), and Connoquenessing Creek (WWF)	Beaver County CD 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
Ambridge Borough Beaver County	PAG02000413024	Durban Development 3735 Beam Drive Suite B Charlotte, NC 28217	Ohio River (WWF-N)	Beaver County CD 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
Richland Township Cambria County	PAG02001113015	J.C. Bar Properties, Inc. 415 Fallowfield Rd Suite 301 Camp Hill, PA 17011	UNT to Stonycreek River (CWF)	Cambria County CD 401 Candlelight Drive Suite 229 Ebensburg, PA 15931 (814) 472-2120
Cresson Township Cambria County	PAG02001113018	Sheetz Inc. 5700 Sixth Ave Altoona, PA 16602	Little Conemaugh River (CWF)	Cambria County CD 401 Candlelight Drive Suite 229 Ebensburg, PA 15931 (814) 472-2120
West Wheatfield Township Indiana County	PAG02003214002	Germany United Methodist Church 351 Clawson Road New Florence, PA 15944	UNT to West Branch of Richards Run (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
Somerset Borough and Somerset Township Somerset County	PAG02005608007R	Frosty Sons of Thunder/ Parson Run, LLC. PO Box 1025 Somerset, PA 15501	Parson Run (TSF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15501 (814) 445-4652
Stonycreek Township Somerset County	PAG02005613009	PBS Coals, Inc. 1576 Stoystown Road Friedens, PA 15541	Schrock Run (CWF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15501 (814) 445-4652
Cecil Township Washington County	PAG02006312026R	The Reserve at Southpointe, LLC. 1170 Pittsford-Victor Road Suite 100 Pittsford, NY 14534	UNT to Chartiers Creek (WWF) and McPherson Creek (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Municipality of Murrysville Westmoreland County	PAG02006508033R	Gigliotti Holdings, LP 11279 Perry Highway Suite 509 Wexford, PA 15090	Turtle Creek (TSF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
East Huntingdon Township Westmoreland County	PAG02006511028R	PennDOT Dist. 12-0 PO Box 459, North Gallatin Ave Ext. Uniontown, PA 15401	Sherrick Run (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Rostraver Township Westmoreland County	PAG02006513011-1	Casey Harper PO Box 748 Belle Vernon, PA 15012	UNT to Cedar Creek (TSF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Allegheny Township Westmoreland County	PAG02006513034	Coopers Inc., d.b.a. Coopers RV Center 4000 Golden Mile Highway Murrysville, PA 15668	Pine Run (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Hempfield Township Westmoreland County	PAG02006513035	Smail Auto Group 5053 Route 30 Greensburg, PA 15601	Slate Creek (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
North Huntingdon Township Westmoreland County	PAG02006513038	Municipal Authority of Westmoreland County 124 Park and Pool Road New Stanton, PA 15672	Brush Creek (TSF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Hempfield Township Westmoreland County	PAG02006513058	Adam Eidemiller, Inc. 56 Sheraton Drive Suite 100 Greensburg, PA 15601	Jacks Run (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
Fairfield Township Westmoreland County	PAG02006513059	Edith Shapira 6550 Beacon Street Pittsburgh, PA 15217	Snyders Run (TSF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Hempfield Township Westmoreland County	PAG02006513061	Pinnacle Realty Services PO Box 1812 Grand Rapids, MI 49501	UNT to Brush Creek (TSF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271

*Northwest Regional Office—Waterways and Wetlands, 230 Chestnut Street, Meadville PA 16335*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Jackson Township Butler County	PAG02001014001	Sysco Pittsburgh LLC One Whitney Drive Harmony PA 16037	Connoquenessing Creek WWF	Butler County Conservation District 724-284-5270
Knox Township Jefferson County	PAG02003314001	Peoples TWP LLC 205 North Main Street Butler PA 16001	Unt Indian Camp Run CWF	Jefferson County Conservation District 814-849-7463
Eldred Borough McKean County	PAG02004213006	Midwest XV LLC 403 Oak Street Spring Lake MI 49456	Allegheny River CWF	McKean County Conservation District 814-887-4001

*General Permit Type—PAG-3*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
York County Spring Garden Township	PAR233531	Graham Packaging Company, LP 2401 Pleasant Valley Road York, PA 17402-9647 Graham Packaging Company, LP 500 Windsor Street York, PA 17403-1046	Mill Creek / WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lebanon County North Cornwall Township	PAR123555	Dean Dairy Holdings, LLC d/b/a Swiss Premium Dairy LLC 2401 Walnut Street Lebanon, PA 17042-9444	Snitz Creek / TSF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Cumberland County Lower Allen Township	PAR803514	Ward Trucking LLC PO Box 1553 Altoona, PA 16603-1553 Ward Trucking Camp Hill Terminal 1115 Slate Hill Road Camp Hill, PA 17011	UNT to Cedar Run / CWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Berks County Reading City	PAR153504	Akzo Nobel Powder Coatings 150 Columbia Street Reading, PA 19601	Schuylkill River / WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707



<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Lancaster County Leola City	PAR223518	Skyline Corporation PO Box 220 Leola, PA 17540-0220 <hr/> Skyline Homes 99 Horseshoe Road Leola, PA 17540	UNT of Mill Creek / WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Berks County Kutztown Borough	PAR213506	Berks Products Corporation 167 Berks Products Drive Leesport, PA 19533 <hr/> Berks Products Kutztown Building Materials 80-140 Willow Street Kutztown, PA 19530	Sacony Creek / CWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Adams County Tyronne Township	PAR123534	Zeigler Brothers, Inc. 400 Gardners Station Road PO Box 95 Gardners, PA 17324-0095	UNT of Opossum Creek / T&SF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Adams County East Berlin Borough	PAR123535	Zeigler Brothers, Inc. 400 Gardners Station Road PO Box 95 Gardners, PA 17324-0095 <hr/> Zeigler Brothers, Inc. East Berlin Mill 619 West King Street East Berlin, PA 17316	Conewago Creek / WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Patton Township Centre County	PAR604844	Glenn O Hawbaker, Inc. 711 E College Avenue Pleasant Gap, PA 16823-6854	Unnamed Tributary of Spring Creek—9-C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530
Bradford City McKean County	PAR238312	Graham Packaging Company, L.P. 105 Boliver Drive, Bradford, PA 16701-3861	Tunungwant Creek 16-B	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
New Castle City Lawrence County	PAG038302	Reed Oil Co. 511 Montgomery New Castle PA 16102	Mahoning River 20-B	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-4*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Muddycreek Township Butler County	PAG041146	Darlene Oliver 384 Stanford Road, Prospect, PA 16052	Yellow Creek 20-C	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Washington Township Erie County	PAG041140	Melanie Henthorn 6761 Route 6N West, Edinboro, PA 16410	Unnamed Tributary of Cussewago Creek 16-D	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-10*

*Facility Location &  
Municipality*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Cumberland County Hampden Township	PAG103509	Gulf Oil Limited Partnership 100 Crossing Blvd. Framingham, MA 01702-5401 Gulf Mechanicsburg Terminal 5125 Simpson Ferry Road Mechanicsburg, PA 01702-5401	UNT to Cedar Run / CWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-13*

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Newtown Township Bucks County	PAG130048	Newtown Township Bucks County 100 Municipal Drive Newtown, PA 18940	—2-E, 2-F and 3-C	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
Newtown Township Bucks County	PAG130057	Newtown Borough Bucks County 23 N State Street Newtown, PA 18940	Newtown Creek and Unnamed Tributary to Newtown Creek—2-F	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
Hatfield Borough Montgomery County	PAG130052	Hatfield Borough Montgomery County 401 S Main Street PO Box 190 Hatfield, PA 19440	West Branch Neshaminy Creek—2-F	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
Narberth Borough Montgomery County	PAG130080	Narberth Borough Montgomery County 100 Conway Avenue Narberth, PA 19072	East Branch Indian Creek—3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970

## PUBLIC WATER SUPPLY PERMITS

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

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

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

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

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

### SAFE DRINKING WATER

#### Actions taken under the Pennsylvania Safe Drinking Water Act

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

**Permit No. 5213506**, Public Water Supply.

Applicant	<b>Hemlock Farms Community Association</b> 1007 Hemlock Farms Lords Valley, Pa 18428
[Borough or Township]	Blooming Grove Township
County	<b>Pike</b>
Type of Facility	PWS
Consulting Engineer	Douglas Berg, PE Entech Engineering, Inc. P. O. Box 32 Reading, Pa 19603
Permit to Construct Issued	February 17, 2014

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

**Permit No. 3613515 MA, Minor Amendmant**, Public Water Supply.

Applicant	<b>West Earl Water Authority</b>
Municipality	West Earl Township
County	<b>Lancaster</b>
Responsible Official	Jeff Zimmerman, Chairperson 157 West Metzler Road PO Box 787 Brownstown, PA 17508
Type of Facility	Installation of new 475 gpm pump in the Oregon Pike Booster Pump Station.
Consulting Engineer	Matthew D. Warfel The ARRO Consulting, Inc. 108 West Airport Road Lititz, PA 17543
Permit to Construct Issued	2/18/2014

**Permit No. 5014501 MA, Minor Amendmant**, Public Water Supply.

Applicant	<b>Borough of Blain</b>
Municipality	Blain Borough
County	<b>Perry</b>
Responsible Official	Connie Zellers, Secretary PO Box 9, Municipal Bldg Main Street Blain, PA 17006-0009
Type of Facility	Installation of a new raw water reservoir liner.

Consulting Engineer	Angelo A. Tesoriero, P.E. GeoSource Engineers 7 Winter Drive Dillsburg, PA 17019-9550
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Permit to Construct Issued	2/18/2014
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**Operation Permit No. 3611546 MA** issued to: **Blue Ball Water Authority**, (PWS ID No. 7360005), East Earl Township, **Lancaster County** on 2/2/2012 for facilities approved under Construction Permit No. 3611546 MA.

**Operation Permit No. 7280935** issued to: **Antrim Brethern in Christ Church**, (PWS ID No. 7280935), Antrim Township, **Franklin County** on 2/6/2014 for facilities approved under Construction Permit No. 2813506.

**Operation Permit No. 3613510** issued to: **Val-Co Bird In Hand**, (PWS ID No. 7361010), East Lampeter Township, **Lancaster County** on 12/4/2013 for facilities approved under Construction Permit No. 3613510.

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

**Permit No. 4189503-T2—Transfer** Public Water Supply.

Applicant	<b>Pinecrest Village Mobile Home Park</b>
Township/Borough	Eldred Township
County	<b>Lycoming</b>
Responsible Official	Patrick Boyle, Owner Pinecrest Village Mobile Home Park, LLC 127 Charles Drive Havertown, PA 19083
Type of Facility	Public Water Supply
Consulting Engineer	N/A
Permit Issued	2/13/14
Description of Action	Operation of the public water supply facilities at Pinecrest Village Mobile Home Park. (Upper Well, Middle Well, Well #2 and Well #6)

**Permit No. 4196502-T1—Transfer** Public Water Supply.

Applicant	<b>Pinecrest Village Mobile Home Park</b>
Township/Borough	Eldred Township
County	<b>Lycoming</b>
Responsible Official	Patrick Boyle, Owner Pinecrest Village Mobile Home Park, LLC 127 Charles Drive Havertown, PA 19083
Type of Facility	Public Water Supply
Consulting Engineer	N/A
Permit Issued	2/13/14
Description of Action	Operation of the public water supply facilities at Pinecrest Village Mobile Home Park. (Well #7)

**Permit No. 4111502-T1—Transfer** Public Water Supply.

Applicant **Pinecrest Village Mobile Home Park**  
 Township/Borough Eldred Township  
 County **Lycoming**  
 Responsible Official Patrick Boyle, Owner  
 Pinecrest Village Mobile Home Park, LLC  
 127 Charles Drive  
 Havertown, PA 19083  
 Type of Facility Public Water Supply  
 Consulting Engineer N/A  
 Permit Issued 2/13/14  
 Description of Action Operation of the public water supply facilities at Pinecrest Village Mobile Home Park. (Well #7 with 3-stage cartridge filtration)

**Permit No. MA-GWR-T1—Transfer** Public Water Supply.

Applicant **Pinecrest Village Mobile Home Park**  
 Township/Borough Eldred Township  
 County **Lycoming**  
 Responsible Official Patrick Boyle, Owner  
 Pinecrest Village Mobile Home Park, LLC  
 127 Charles Drive  
 Havertown, PA 19083  
 Type of Facility Public Water Supply  
 Consulting Engineer N/A  
 Permit Issued 2/13/14  
 Description of Action Operation of the public water supply facilities at Pinecrest Village Mobile Home Park. (Upper Well, Middle Well, Well #2 and Well #6 4-log inactivation of Viruses at Entry Points 101 and 102)

**Permit No. 4113506-MA—Construction** Public Water Supply.

Applicant **Hughesville Borough Water Authority**  
 Township/Borough Wolf Township  
 County **Lycoming**  
 Responsible Official David L. McConnell, Chairman  
 Hughesville Borough Water Authority  
 147 South Fifth Street  
 Hughesville, PA 17737  
 Type of Facility Public Water Supply  
 Consulting Engineer David M. Weiller, P.E.  
 Borton-Lawson Engineering  
 3897 Adler Place  
 Bethlehem, PA 18017  
 Permit Issued 2/14/14  
 Description of Action Construction of the Bulk Water Loading Station at Well 101.

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

**Operation Permit** issued to **Pennsylvania American Water Company**, PWSID #5100012, Lancaster Township, **Butler County**. Permit Number 1012505 issued February 14, 2014 for the operation of the Whitestown Road Booster Pump Station. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on February 6, 2014.

**Operation Permit** issued to **General Authority of the City of Franklin**, PWSID #6610020, City of Franklin, **Venango County**. Permit Number 6113501 issued February 18, 2014 for the operation of the newly rehabilitated 9th Street Water Plant clearwell. This permit is issued in response to a Certificate of Construction/Modification Form which was received on January 21, 2014.

**Permit No. 3713504** Public Water Supply  
 Applicant **Pennsylvania American Water Company**  
 Township or Borough Lancaster Township  
 County **Butler**  
 Type of Facility Public Water Supply  
 Consulting Engineer Jerry Hankey, P.E.  
 Pennsylvania American Water Co.  
 1909 Oakland Avenue  
 Indiana, PA 15701  
 Permit to Construct Issued February 14, 2014

**Permit No. 2013505** Public Water Supply  
 Applicant **Guys Mills Mutual Water Association**  
 Township or Borough Randolph Township  
 County **Crawford**  
 Type of Facility Public Water Supply  
 Consulting Engineer Mark J. Corey, P.E.  
 Mark J. Corey & Associates  
 P. O. Box 268  
 Harborcreek, PA 16421  
 Permit to Construct Issued February 20, 2014

**Transfer of Operation Permit** issued to **LaBruzzo Woodlands, LLC**, PWSID #6200063, West Mead Township, **Crawford County** on February 24, 2014. Action is for change in ownership; the potable water supplier will do business as Woodland Heights Apartments. The new permit number is 2087503-T1.

#### WATER ALLOCATIONS

**Actions taken on applications received under the Act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.**

*Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**WA 48-1006A, Water Allocation, Utilities, Inc.**, Westgate, 507 Hallet Road, East Stroudsburg, PA 18301, Hanover Township, **Northampton County**. This permit is a subsidiary water allocation permit for the right to



withdraw up to 450,000 gallons per day, based on a daily average in a peak month, from two taking points (interconnections) from the City of Bethlehem/Bethlehem Authority. Permit issued on February 12, 2014.

**SEWAGE FACILITIES ACT PLAN APPROVAL**

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

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Ferguson Township	3147 Research Drive State College, PA 16801	Centre

*Plan Description:* The approved plan calls for the University Area Joint Authority to replace and relocate approximately 1,260 linear feet of gravity conveyed sanitary sewer in the area of Selders Circle, Ferguson Township; for the purpose of accommodating necessary changes to the storm sewer system in that area. This proposed plan of sanitary sewer replacement and relocation does not involve any increase in sanitary sewer collection/conveyance capacity from what is currently in place. The total project cost, estimated to be \$193,000, will be paid for with available monies from University Area Joint Authority's construction fund, and the project will not impact monthly user rates. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from the proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the authority.

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

**West Providence Township Municipal Authority,** 83 East Fifth Avenue, Everett, PA 15537—Sewer Replacement Project.

The Pennsylvania Infrastructure Investment Authority which administers the Commonwealth's State Revolving Fund is intended to be the funding source for this project. The project is undertaken by the Authority to meet the requirements of the Consent Order Agreement with the Department of Environmental Protection (Department). The project involves replacement of the existing terracotta pipes with new PVC pipes and improvements to the three existing pump stations. The new sewers will be placed in the same location as old system and only on the previously disturbed areas. The Department's review of the project and information received has not identified any significant adverse environmental impact resulting from this proposal. The Department hereby categorically excludes this proposed project from the State Environmental Review Process.

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
East Earl Township	4610 Division Highway, East Earl, PA 17519	Lancaster

*Plan Description:* The approved plan provides for the construction of a 35,000 gpd extended aeration wastewater treatment plant to serve the Village of Goodville. The

plant would be located along Route 23 near the intersection of Fetterville Road. The Plan also changes the stream discharge location of the previously approved Act 537 Plan (C2-36927-ACT) from a stormwater swale, to Cedar Creek, a tributary to the Conestoga River. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

**SEWAGE FACILITIES ACT PLAN DISAPPROVAL**

**Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act**

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Springfield Township	9211 Susquehanna Trl S, Seven Valleys PA 17360	York

*Plan Description:* The planning module for Highland Commons, DEP Code No. A3-67958-228-2, APS Id 826099, providing for a five lot commercial subdivision of a 9.67 acre tract proposing individual on lot sewage disposal systems using denitrification is disapproved. The proposed development is located on the west side of the Susquehanna Trail, approximately 600 feet south of the Loganville Borough line, in Springfield Township. This plan is disapproved because the groundwater sample that was taken at the site had a nitrate-nitrogen concentration of 11.2 mg/l. This is greater than the US EPA maximum contaminant level (MCL). The groundwater is already polluted; therefore, the use of on lot sewage disposal systems is not approvable for this site. Even with the proposed denitrification units the discharge to the groundwater will exceed the MCL and is considered pollution of the groundwater. Pursuant to Section 606 of the Clean Streams Law, when groundwater at the site is already polluted, a proposal for a new discharge to that polluted groundwater cannot be approved. The proposal, as submitted, will potentially create a public health hazard and further contamination of the waters of the Commonwealth.

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Tyrone Township	P O Box 116 Landisburg, PA 17040	Perry

*Plan Description:* The planning module for the Mark Leinbach Subdivision, DEP Code No. A3-50928-136-3, APS Id 833961, consisting of one new single family residential lot to be served by the Loysville Village Municipal Authority sewage collection, conveyance and treatment system, is disapproved. The proposed development is located at on Hoover Lane, Tyrone Township, Perry County. This plan is disapproved because the module fails to show that easements were obtained to cross adjacent properties to the point of connection to existing facilities as prescribed by Chapter 71, Section

71.52(a)(6)(i), the plot plan fails to show the point of connection to existing sewage facilities in accordance with the requirements of Component 3, Section G.3.f., the module fails to address the relationship of the proposed development to existing sewage needs by identifying areas adjacent to the project which are in need of improved sewage facilities in accordance with Chapter 71, Section 71.52(a)(2)(i), and the module fails to provide treatment and conveyance flows that are consistent with Chapter 94 reporting data in accordance with the requirements of Component 3, Section J.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 2

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

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

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

The Department has received the following plans and reports:

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

**Tara Martin Residence**, 65 Lynndale Road, Lancaster, PA 17603, Pequea Township, **Lancaster County**. Reliance Environmental, Inc., 130 East Chestnut Street,

Lancaster, PA 17602, on behalf of Tara Martin, 65 Lynndale Road, Lancaster, PA 17603, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

*Northwest Region: Environmental Cleanup & Brownfields Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Salem Tube**, 951 Fourth Street, Pymatuning Township, **Mercer County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110-9340 on behalf of Salem Tube, Inc., 951 Fourth Street, Greenville, PA 16125 has submitted a Cleanup Plan concerning the remediation of site soil contaminated with tetrachloroethene (PCE), trichloroethene (TCE), cis-1,2-dichloroethene (cis-1,2-DCE), trans-1,2-dichloroethene (trans-1,2-DCE), 1,2-dichloroethene total (1,2-DCE (total) and vinyl chloride; site groundwater contaminated with cis-1,2-DCE, trans-1,2-DCE, 1,2-DCE (total), vinyl chloride, TCE, 1,1-dichloroethene, 1,1-dichloroethane, 1,1,2-trichloroethane, PCE, and methylene chloride; and site sediment contaminated with TCE and vinyl chloride. The report is intended to document remediation of the site to meet the Site-Specific 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 AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

**John Deraffe**, 819 Park Avenue, Williamsport City, **Lycoming County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, Pa 17857, on behalf of John Deraffe submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl Tertiary Butyl Ether. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on December 23, 2013.

A vehicle accident at Beech Creek Road and Route 144, Noyes Township, Clinton County. GES, 440 Creamery Way, Suite 500, Exton, Pa 19341 on behalf of Infinity Oilfield Services, LLC, 460 Market Street, 4th Floor, Williamsport, PA 17701, submitted a Final Report concerning the remediation of site soils contaminated with Barium, Iron, Manganese, Aluminum, Boron, Lithium, Selenium, Zinc. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on February 10, 2014.

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

**David Green Residence**, 305 Pleasant Valley Drive, Leola, PA 17540, Upper Leacock Township, **Lancaster County**. GemChem, Inc., 53 North Cedar Street, Lititz, PA 17543, on behalf of David Green, 305 Pleasant Valley Drive, Leola, PA 17540, submitted a Final Report concerning remediation of site soils contaminated with #2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on February 14, 2014.

*Northwest Region: Environmental Cleanup & Brownfields Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Stoneboro Custom Cycles**, 9 Branch Street, Borough of Stoneboro, **Mercer County**. URS Corporation, 12420

Milestone Center Drive, Suite 150, Germantown, MD 20876, on behalf of Pennzoil-Quaker State Company, 700 Milam Street, Houston, TX 77002, submitted a Remedial Investigation/Risk Assessment Report concerning the remediation of site soils and site groundwater contaminated with Benzene, Toluene, Ethylbenzene, Total Xylenes, Naphthalene, Isopropylbenzene, 1,2,4-Trimethylbenzene, 1,3,5-Trimethylbenzene, 1,2-Dichloroethane, Methyl tert butyl ether, and Lead. The Report was approved by the Department on February 12, 2014.

**I-80 Westbound MM 36** (Eldredge Interstate 80 Westbound Mile-Marker 36), I-80 Westbound Mile-Marker 36, Clinton Township, **Venango County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066 on behalf of Eldredge, Inc., 898 Fernhill Road, West Chester, PA 19380 submitted a Final Report concerning the remediation of site soils contaminated with Fluoride, Aluminum, Cadmium, Chromium, Copper, Iron, Lead, Nickel, and Arsenic. The Final Report demonstrated attainment of the Statewide Health and Background Standards and was approved by the Department on February 21, 2014.

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

**Neides Property** (former P&LE- Neides Properties, Pgh & Lake Erie RR- Neides Property) Harriet Street, McKees Rocks, PA 15136, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Greenville Commercial Properties, L.P. (as the remediator), 1 Atlantic Avenue, Pittsburgh, PA 15202 has submitted a baseline remedial investigation work plan for site soils contaminated with benzo(a)pyrene, arsenic, chromium and lead; and site groundwater contaminated with arsenic. The work plan was approved by the department on February 19, 2014.

## HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

**Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage, or Disposal Facility.**

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401*

**PAR000537548. Waste Management of Fairless LLC**, 1000 New Ford Mill Road, Morrisville, PA 19067. This Class 1 permit modification is to reflect the transfer of ownership and operational control of the RCRA Post-Closure Permit for Borrow Pit 20 (BP-20) from United States Steel Corporation ("USS") to Waste Management of Fairless, LLC ("WMF"). With the change of ownership, WMF will operate BP-20 under EPA ID No. PAR000537548 instead of PAD002375376 to differentiate WMF's BP-20 operations from those of USS. The BP-20 is a closed hazardous waste land unit located within the former Fairless Works Facility at Tmp 13-51-1 Tmp 13-50-6 Steel Road South, Keystone Industrial Port Complex, Lot 2 Portion, which is part of the 252-acre Fairless Landfill parcel in Falls Township, **Bucks County**. The permit was issued by the Southeast Regional Office on November 15, 2013.



**OPERATE WASTE PROCESSING OR DISPOSAL  
AREA OR SITE**

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

*Southwest Regional Office, Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412.442.4000.*

**Permit ID No.101691. Jeannette ICW Processing Facility**, 1092 Claridge Elliot Road, Suite 1, Jeanette, PA 15644 for reissuance of the permit to operate an infectious/chemotherapeutic processing facility located in Penn Township, **Westmoreland County**. Permit reissued in the Regional Office to Triumvirate Environmental of Pittsburgh, Inc. on February 24, 2014.

**AIR QUALITY**

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

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

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

**GP7-09-0063: TAVO Packaging, Inc.** (2 Canal Road, Fairless Hills, PA 19030) on February 19, 2014, was authorized to operate a sheet-fed offset lithographic printing press in Falls Township, **Bucks County**.

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

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**GP5-66-004: PVR NEPA Gas Gathering LLC** (100 Penn Tower, 25 West Third St, Williamsport, PA 17701) on October 28, 2013, for construction and operation of a Natural Gas Compression Station at their Mehoopany Compressor Station, Washington Township, **Wyoming County**.

**GP3-64-002: Grassie & Sons, Inc.** (PO Box 819, Hamlin, PA 18427) on October 21, 2013, for construction and operation of (1) McCloskey with Water Sprays at their site in Sterling Township, **Wayne County**.

**GP9-64-002: Grassie & Sons, Inc** (PO Box 819, Hamlin, PA 18427) on October 21, 2013, for construction and operation of (1) CAT Engine 350BHP at their site in Sterling Township, **Wayne County**.

**GP3-39-004: New Enterprise Stone & Lime Co** (4401 Camp Meeting Rd, Center Valley, PA 18034) on October 8, 2013, for construction and operation of (1) Spokane Crusher, (1) Dyster Vibratory Screen, (2) Conveyors with Water Sprays at their site in North Whitehall Township, **Lehigh County**.

**GP9-39-004: New Enterprise Stone & Lime Co** (4401 Camp Meeting Road, Center Valley, PA 18034) on October 8, 2013, for construction and operation of (1) Cummins Engine 525 BHP at their site in North Whitehall Township, **Lehigh County**.

**GP9-39-005: New Enterprise Stone & Lime Co** (4401 Camp Meeting Road, Center Valley, PA 18034) on October 8, 2013, for construction and operation of (1) Cummins Engine 150 BHP at their site in North Whitehall Township, **Lehigh County**.

**GP3-58-011: Pennsy Supply, Inc.** (PO Box 3331, Harrisburg, PA 17105) on September 3, 2013, for construction and operation of (1) Telsmith Crusher, (1) Telsmith Vibratory Screen, (2) Telsmith Feeders with Water Sprays at their site in Bridgewater Township, **Susquehanna County**.

**GP11-40-003: Pennsy Supply, Inc.** (PO Box 3331, Harrisburg, PA 17105) on September 3, 2013 for construction and operation of (1) CAT Engine C-15 and (2) CAT Engines C-4.4 at their site in Jenkins Township, **Luzerne County**.

**GP3-40-003: Pennsy Supply, Inc.** (PO Box 3331, Harrisburg, PA 17105) on September 3, 2013, for construction and operation of (1) Telsmith Crusher, (2) McCloskey Vibratory Screens with Water Sprays at their site in Jenkins Township, **Luzerne County**.

**GP3-45-003: Haines & Kibblehouse, Inc.** (PO Box 196, 2052 Lucon Road, Shippack, PA 19474) on November 19, 2013, for construction and operation of (1) Pegson Jaw Crusher, (1) Pegson Stone Crusher, (1) Pegson Vibratory Screen with Water Sprays at their site in Tobyhanna Township, **Monroe County**.

**GP9-45-003: Haines & Kibblehouse, Inc.** (PO Box 196, 2052 Lucon Rd, Shippack, PA 19474) on November 19, 2013, for construction and operation of (2) CAT Engines 275/335 BHP (1) Deutz Engine 175 BHP, and (1) CAT Engine 99 BHP at their site in in Tobyhanna Township, **Monroe County**.

**GP1-48-001: Northampton Hospital Co.** (250 South 21st Str, Easton, PA 18042) on October 10, 2013, for construction and operation of (3) International Boiler Works each rated at 14.3 MMbtu/hr at their site in Wilson Borough, **Northampton County**.

**GP3-58-016: Popple Construction, Inc.** (215 E Saylor Avenue, Laflin, PA 18702) on December 17, 2013, to construct and operate (1) Tesab Crusher with Water Spray at their site in Rush Township, **Susquehanna County**.

**GP9-58-016: Popple Construction, Inc.** (215 E Saylor Ave, Laflin, PA 18702) on December 17, 2013, to construct and operate (1) CAT Engine 275 BHP at their site in Rush Township, **Susquehanna County**.

**GP9-35-004: PPL Electric Utility Corp.** (Two North Ninth St, (GENTW20) Allentown, PA 18101) on February 3, 2014, to construct and operate (1) John Deere Engine 80 BHP at their site in Dunmore Borough, **Lackawanna County**.

**GP3-40-006: East Mountain Corp Center** (100 Baltimore Drive, Wilkes-Barre, PA 18702) on February 3, 2014, to construct and operate (1) Extex Crusher, (1) Terex-Pegson Grinder, (1) Extex Non-Vibratory Screen, (1) Extex Vibratory Screen with Water Sprays at their site in Pittston Township, **Luzerne County**.

**GP9-40-006: East Mountain Corp. Center** (100 Baltimore Drive, Wilkes-Barre, PA 18702) on February 3, 2014, to construct and operate (1) Duetz Engine 350 BHP, (2) Duetz Engines 100 BHP, (1) CAT Engine 335 BHP at their site in Pittston Township, **Luzerne County**.



**GP9-35-005: PPL Electric Corp.** (827 Hausman Road, Allentown, PA 18104) on February 04, 2014, to install and operate a diesel/#2 oil fired I.C Engine at the facility in Dunmore Borough, **Lackawanna County**.

**GP5-58-014: Susquehanna Gathering Co. I, LLC** (1429 Oliver Road, New Milford, PA 18834) to construct and operate twelve (12) natural gas fired compressor engines, one (1) dehydration unit with reboiler, two (2) produced water tanks, and one (1) emergency generator at the CDP#2 Station located in New Milford Township, **Susquehanna County**.

**GP11-54-001: WeCare Organics LLC** (12 Tremont Road, Tremont, PA 17981) on February 18, 2014, to install and operate a Diesel I/C Engine(s) at their site in Reilly Township, **Schuylkill County**.

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

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

**GP14-06-03160: Lutz Funeral Home, Inc.** (2100 Perkiomen Avenue, Reading, PA 19606) on February 18, 2014, for a human crematory, under GP14, at their Mount Penn Borough location in **Berks County**.

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

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

**GP10-60-00013D: RR Donnelley** (1601 Industrial Boulevard, Lewisburg, PA 17837) on February 19, 2014, to construct and operate two new non-heatset web offset lithographic printing presses pursuant to the General Plan Approval And/Or General Operating Permit For Non-Heatset Web Offset Lithographic Printing Press (BAQ-GPA/GP-10) at their Lewisburg plant in East Buffalo Township, **Union County**.

**Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

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

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**48-00101A: Airlite Plastic Co.** (2860 Bath Pike, Nazareth, PA 18064) on February 12, 2014, to construct and operate expanded polystyrene foam (EPS) molding operations at their facility in Upper Nazareth Township, **Northampton County**.

**40-00007A: Bemis Co., Inc.** (20 Jaycee Drive, West Hazleton, PA 18202) on January 28, 2014, to install a new flexographic printing press at their Bemis Performance packaging facility in West Hazleton Borough, **Luzerne County**.

**48-00085A: Piramal Critical Care, Inc.** (3950 Sheldon Circle, Bethlehem, PA 18017) on February 7, 2014, to construct one (1) new continuous production line for the manufacture of chlorinated and fluorinate ether-based anesthetics at the facility in Hanover Township, **Northampton County**.

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

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

**59-00005M: Dominion Transmission, Inc.** (445 West Main Street, Clarksburg, WV 26301) on February 21, 2014, to establish performance or emission standards for the boilers at their Sabinville Transmission Station in Clymer Township, **Tioga County**. The Department has incorporated the major source boiler MACT requirements as codified in 40 CFR Part 63 Subpart DDDDD applicable to the boilers and process heaters at the facility.

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

*Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226*

**26-00413B: Texas Eastern Transmission, L.P.** (PO Box 1642, Houston, TX 77251) on February 19, 2014, to allow the uprate and initial temporary operation of the two existing Solar Mars natural gas-fired compressor turbines from 12,600 bhp to 13,330 bhp each and to equip each with oxidation catalysts at the Uniontown Compressor Station located in North Union Township, **Fayette County**.

**04-00084C: Anchor Hocking, LLC** (400 Ninth Street, Monaca, PA 15061) On February 20, 2014, to allow an increase in the rolling 30-day glass furnace production rate from 285 tons per day (tpd) to 300 tpd at the Anchor Hocking Monaca Plant located in Monaca Borough, **Beaver County**. PA-04-00084B to allow re-commissioning supplemental gas-oxy firing and the installation of a ceramic activated dust filtration (CADF) multi-pollutant control system has been consolidated into this authorization as all approved sources and air cleaning devices have been constructed and are in the period of temporary operation.

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

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

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**46-0262D: Penn Color, Inc.** (2755 Bergey Road, Hatfield, PA 19440) on February 19, 2014, for the operation of two new additional extruders in Hatfield Township, **Montgomery County**.

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

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

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

**23-00001: Sunoco, Inc (R & M)—Marcus Hook Refinery** (100 Green Street, Marcus Hook, PA 19061) on February 19, 2014, to operate a Petrochemical processing plant in Marcus Hook Borough, **Delaware County**. As a result of potential emissions of VOCs and HAPs, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore

subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting for the remaining sources at the facility.

**46-00048: Wyeth Pharmaceuticals** (500 Arcola Road, Colledgeville, PA 19426) on February 19, 2014, for renewal of the Title V Operating Permit for their corporate, subsidiary, and regional management offices in Upper Providence Township, **Montgomery County**. Wyeth Pharmaceuticals is a major facility for nitrogen oxide (NO<sub>x</sub>) emissions. The facility is comprised of five (5) dual-fired boilers and nine (9) diesel-fired emergency electric generators. The renewal does not authorize any increase in air emissions of regulated pollutants above previously approved levels. The permit will include monitoring, record keeping, and reporting requirements designed to address all applicable air quality requirements.

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

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

**62-00017: United Refining Co.** (15 Bradley Street, Box 780 Warren, PA 16365-0780) on February 20, 2014, issued an administrative amendment to the Title V Operating Permit for the refinery in Warren City, **Warren County**. The amendment incorporated the conditions from Plan Approval 62-017P.

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

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

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**39-00041: Greenwood Cemetery Association** (2010 W. Chew Street, Allentown, PA 18104-5550) on February 25, 2014, to operate a human crematory facility in Allentown, **Lehigh County**. The primary sources consist of two (2) crematory incinerators.

The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. This is a renewal State-Only Natural Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

**36-03101: Wengers Feed Mill, Inc.** (101 West Harrisburg Avenue, Rheems, PA 17570) on February 12, 2014, for their animal feed mill in West Hempfield Township, **Lancaster County**. The State-only permit was renewed.

**01-03012: International Paper Co.** (136 East York Street, PO Box 808) on February 19, 2014, for their corrugated cardboard manufacturing facility in Biglerville Borough, **Adams County**. The State-only permit was renewed.

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

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

**49-00028: Wildwood Cemetery Co.** (1151 Cemetery Street, Williamsport, PA 17701) on February 18, 2014, for operation of their Pomfret Manor Cemetery facility in the City of Sunbury, **Northumberland County**. The State Only operating permit contains requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State regulations.

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

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

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

**06-05085: New Morgan Landfill Co., Inc.** (420 Quarry Road, PO Box 128, Morgantown, PA 19543-0128) on February 14, 2014, for the New Morgan Landfill in New Morgan Borough, **Berks County**. The Title V permit underwent a minor modification to reflect the non-aggregation of the facility with the nearby Granger Energy of Morgantown facility.

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

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

**49-00011: Bimbo Bakeries USA, Inc.** (249 North 11th Street, Sunbury, PA 17801) on February 21, 2014, issued a revised synthetic minor operating permit for a change of ownership of their Sunbury facility from Earthgrains Baking Co., Inc. to Bimbo Bakeries USA, Inc. in the City of Sunbury, **Northumberland County**. This revised operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions.

**49-00052: Bimbo Bakeries USA, Inc.** (249 North 11th Street, Sunbury, PA 17801) on February 24, 2014, issued a revised synthetic minor operating permit, for a change of ownership of their Northumberland facility from Earthgrains Baking Co., Inc. to Bimbo Bakeries USA, Inc. in Northumberland Borough, **Northumberland County**. This revised operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions.

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

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

**11-00356C: (Allegheny Valley Connector, LLC, 625 Liberty Ave., Suite 1700, Pittsburgh, PA 15222)** Transfer of plan approval on February 19, 2014, due to change of ownership of Laurel Ridge / Rager Mountain Compressor Station located in Jackson Township, **Cambria County**. The facility was formerly owned by Peoples Natural Gas Company, LLC and the plan approval authorizes con-



struction of two rich burn natural gas-fired compressor engines rated at 1,480 bhp each and controlled by three-way catalysts.

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

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

**42-00011: International Waxes Inc.—Farmers Valley** (45 Route 446, Smethport, PA 16749-5413) on February 19, 2014, issued an administrative amendment to the State Operating Permit to incorporate the change of responsible official to Melynda S. Budd—Business Manager. The facility is located in Keating Township, **McKean County**.

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

### *Coal Permits Issued*

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

**17941601 and NPDES No. PA0215708. Forcey Coal, Inc.**, (PO Box 225, Madera, PA 16661). To renew the permit for the Tipple Operation in Bigler Township, **Clearfield County** and related NPDES permit. No additional discharges. The application was considered administratively complete on November 22, 2010. Application received September 2, 2010. Permit issued February 18, 2014.

**11131301 (formerly 11981701) and NPDES No. PA0215139. Eastern Associated Coal, LLC**, (PO Box 1233, Charleston, WV 25324). To renew the permit for the Colver Mine Treatment Facility in Blacklick Township, **Cambria County** and related NPDES permit for post-mining water treatment. No additional discharges. The application was considered administratively complete on June 26, 2013. Application received May 20, 2013. Permit issued February 18, 2014.

**30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company, LLC**, (PO Box J, 1525 Pleasant Grove Road). To revise the permit for the Bailey Mine & Prep Plant in Richhill and Morris Townships, **Greene County** to amend 2538.59 subsidence control plan area acres from development mining to longwall mining. Stream restoration will be performed, if necessary due to impacts from longwall mining, to UNT 40565 to Browns Creek, to Patterson Creek and to UNT 40561

to Patterson Creek. No additional discharges. The application was considered administratively complete on August 10, 2010. Application received June 4, 2010. Permit issued February 21, 2014.

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

**Permit No. 56753048, NPDES No. PA0119954 and General Permit GP12 -56753048, Gray Mining Company**, 1134 Stoystown Road, Friedens, PA 15541, revision of an existing bituminous surface mine to obtain coverage for coal processing under air quality general permit GP-12 in Quemahoning Township, **Somerset County**, affecting 84.7 acres. Receiving stream: unnamed tributary to Stonycreek River classified for the following use: warm water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Borough Municipal Authority, Stonycreek SWL. Application received September 3, 2013. Permit Issued: February 10, 2014.

**Permit No. 56020104 and NPDES No. PA0249246. Rosebud Mining Co.**, 1117 Shaw Mines Road, Meyersdale, PA 15552, permit renewal for the continued operation and restoration of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 128.8 acres. Receiving streams: unnamed tributaries to/and Buffalo Creek classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 9, 2012. Permit Issued: February 10, 2014.

**Permit No. 32823005 and NPDES No. PA0607231. Blairsville Associates**, P. O. Box 157, Blairsville, PA 15717, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Burrell and West Wheatfield Townships, **Indiana County**, affecting 367.0 acres. Receiving streams: unnamed tributaries to/and Palmers Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received July 12, 2013. Permit Issued: February 10, 2014.

**Permit No. 56880109 and NPDES No. PA0598283, PBS Coals, Inc.**, P. O. Box 260, 1576 Stoystown Road, Friedens, PA 15541, permit renewal for the continued operation and restoration of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 97.1 acres. Receiving streams: unnamed tributaries to/and Bluelick Creek classified for the following use: cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: September 27, 2013. Permit Issued: February 12, 2014.

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

**26070104 and NPDES Permit No. PA0251135. Stash Mining Company** (P. O. Box 20, Waltersburg, PA 15488). Permit renewal issued for reclamation only to an existing bituminous surface mine, located in Menallen Township, **Fayette County**, affecting 77.5 acres. Receiving streams: unnamed tributaries to Redstone Creek and Redstone Creek. Application received: August 15, 2012. Permit issued: February 18, 2014.

**30010101 and NPDES Permit No. PA0202975. Patriot Mining Co., Inc.** (2708 Cranberry Square, Morgantown, WV 26508). Permit renewal issued for continued treatment to an existing bituminous surface mine, located in Perry and Dunkard Townships, **Greene**

County, affecting 336.0 acres. Receiving stream: Dooley Run. Application received: May 20, 2011. Permit issued: February 19, 2014.

**30850103 and NPDES Permit No. PA0589756. Patriot Mining, Inc.** (2708 Cranberry Square, Morgantown, WV 26508). Permit renewal issued for continued treatment to an existing bituminous surface mine, located in Greene Township, **Greene County**, affecting 127.4 acres. Receiving stream: unnamed tributary to Whiteley Creek. Application received: February 14, 2013. Permit issued: February 19, 2014.

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

**16080106. Neiswonger Construction, Inc.** (17592 Route 322, Strattanville, PA 16258) Renewal of an existing bituminous surface mine in Toby & Licking Townships, **Clarion County**, affecting 85.5 acres. Receiving streams: Unnamed tributaries to Cherry Run and Cherry Run. This renewal is issued for reclamation only. Application received: December 26, 2013. Permit Issued: February 19, 2014.

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

**12100101 and NPDES No. PA0257281. Allegheny Enterprises, Inc.** (3885 Roller Coaster Road, Corsica, PA 15829). Commencement, operation and restoration of a bituminous surface mine located in Shippen and Lumber Townships, **Cameron County** affecting 324.2 acres. Receiving streams: Portable Run, Miller Hollow Run, and May Hollow Run all classified for the following use(s): Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. This permit also includes a stream encroachment for a haul road over Portable Run. Application received: February 17, 2010. Permit issued: February 10, 2014.

**17900143 and NPDES PA0206458. AMFIRE Mining Company, LLC** (One Energy Place, Latrobe, PA 15650). Transfer of an existing bituminous surface mine from Rob Holland Enterprises located in Penn and Brady Townships, **Clearfield County** affecting 342.5 acres. Receiving stream(s): Irish Run and an Unnamed Tributary to Irish Run classified for the following use(s): Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: August 19, 2013. Permit issued: February 5, 2014.

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

**Permit No. 40980101R2 and NPDES Permit No. PA0224944. Hazleton Materials, LLC**, (PO Box 1467, Skippack, PA 19474), renewal of an existing anthracite surface mine and coal refuse reprocessing operation in Foster Township, **Luzerne County** affecting 1261.0 acres, receiving streams: Little Sand Run, unnamed tributary to Buck Mountain Creek, Hazle Creek and Black Creek, classified for the following use: HQ-cold water fishes. Application received: August 23, 2010. Renewal and NPDES Permit Issued: February 19, 2014.

*Noncoal Permits Issued*

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

**Permit No. 44930301 and NPDES Permit No. PA0595985, Eastern Industries, Inc.**, 4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034, renewal of NPDES Permit, Armagh Township, **Mifflin County**. Receiving stream: unnamed tributary to Honey creek classi-

fied for the following use: High Quality Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received November 12, 2013. Permit Issued: February 11, 2014.

**Permit No. 21020301 and NPDES No. PA10224251, Pennsy Supply, Inc.**, P. O. Box 3331, Harrisburg, PA 17105, renewal of NPDES Permit, Penn Township, **Cumberland County**. Receiving streams: Unnamed intermittent tributary to Mt. Rock Spring Creek to Conodoguinet Creek to Susquehanna River classified for the following uses: warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 26, 2013. Permit Issued: February 11, 2014.

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

**37970302 and NPDES Permit No. PA0227579. Allegheny Mineral Corporation** (P. O. Box 1022, Kittanning, PA 16201) Transfer of an existing large industrial minerals mine and associated NPDES permit from Quality Aggregates, Inc. in Slippery Rock Township, **Lawrence County**, affecting 270.0 acres. Receiving streams: Unnamed tributaries to Slippery Rock Creek. Application received: July 25, 2013. Permit Issued: February 13, 2014.

**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*

**Permit No. 36144106. Maurer & Scott Sales, Inc.**, (122 Thomas Street, Coopersburg, PA 18036), construction blasting for Pierson Rheems utilities in West Donegal and Mt. Joy Townships, **Lancaster County** with an expiration date of December 31, 2014. Permit issued: February 19, 2014.

**Permit No. 58144106. John H. Brainard**, (3978 SR 2073, Kingsley, PA 18826), construction blasting for Makosky Gas Pad in Brooklyn Township, **Susquehanna County** with an expiration date of June 30, 2014. Permit issued: February 19, 2014.

**Permit No. 58144108. DW Drilling & Blasting**, (9990 Coconut Road, Bonita Springs, FL 34135), construction blasting for Makosky Gas Pad in Brooklyn Township, **Susquehanna County** with an expiration date of February 12, 2015. Permit issued: February 19, 2014.

**Permit No. 58144107. Maurer & Scott Sales, Inc.**, (122 Thomas Street, Coopersburg, PA 18036), construction blasting for Powers Stone Auburn Quarry in Auburn Township, **Susquehanna County** with an expiration date of March 31, 2015. Permit issued: February 20, 2014.

**Permit No. 46144101. Brubacher Excavating, Inc.**, (P. O. Box 528, Bowmansville, PA 17507), construction blasting for Pottsgrove Citadel in Upper Pottsgrove Township, **Montgomery County** with an expiration date of March 30, 2015. Permit issued: February 21, 2014.



## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301–303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

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

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

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E05-371: Fred Gonsman**, 167 Sunny Brook Lane, Bedford, PA 15522 in Hopewell Township, **Bedford County**, U.S. Army Corps of Engineers, Baltimore District

To construct and maintain (1) a 42-inch diameter HDPE pipe in Pipers Run (WWF,MF) with a 1-foot depression, (2) 30-linear feet of R-5 rip-rap scour protection in Pipers Run (WWF,MF), (3) a sanitary sewer line and a driveway in and across a Palustrine Emergent

(PEM) wetland permanently impacting 0.04 ac, (4) 45-cubic yards over of fill to cover culverts within the floodway of Pipers Run (WWF, MF), and (5) a 4-inch PVC sanitary sewer line in and across Pipers Run (WWF, MF) and a PEM wetland temporarily impacting for the purpose of constructing a residential driveway. The project is located West of Raystown Road (Everett East, PA Quadrangle Latitude: 40° 5' 26.7" Longitude: -78° 20' 51.1") in Hopewell Township, Bedford County. The amount of wetland impact is considered a de minimus impact of 0.04 acre and wetland mitigation is not required.

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

**E19-302. Town of Bloomsburg**, 301 E Second Street, Bloomsburg, PA 17815. Town of Bloomsburg, in Town of Bloomsburg, **Columbia County**, ACOE Baltimore District (Bloomsburg, PA Quadrangle Latitude: 40° 59' 31"; Longitude: -76° 26' 57").

To construct, operate and maintain a new playground facility for the residents of the Town of Bloomsburg. This permit authorizes the removal of existing impervious surface, existing equipment, drilling of playground structure footings that are three feet deep, placement of equipment and installation of safety surfacing, 6 inches of stone base, geotextile and 12 inches of compacted wood carpet (mulch) at existing grade. The project is located within the 100-yr flood fringe of the Susquehanna River. The authorized amenities include playground structures and accessible walkways connecting the playground to the existing restroom and parking facilities. The project will disturb less than an acre and does not propose any increase in any water surface elevations. This project is located at the corner of Market Street and 15th Street in the Town of Bloomsburg.

*Southwest Region: Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E02-1691. Bove Development Corporation**, 424 Timberlake Drive, Venetia, PA 15367. Bethel Park, **Allegheny County**; ACOE Pittsburgh District.

Has been given consent to construct and maintain an approximately 338' long channel relocation of an unnamed tributary to Lick Run (TSF). The relocation consists of day-lighting approximately 300 feet of channel currently in a 6" diameter pipe and 35 feet of channel in a 30" pipe and the relocation of approximately 150' of existing open stream channel. To construct and maintain a 6" diameter pipe for approximately 35 feet on the upstream end of the relocated channel and to construct and maintain an 18" diameter pipe for approximately 70 feet on the downstream end of the relocated channel, for the purpose of constructing a detention basin, within the proposed Millennium Woods residential subdivision. Portions of one of the existing watercourses are currently enclosed within a 6" pipe (approx. 300') and a 30" pipe (approx. 35'). This subdivision will be located between Horning Road and Baptist Road (Bridgeville, PA Quadrangle; N: 17.2 inches, W: 2.43 inches; Latitude: 40° 20' 40.9"; Longitude: 80° 01' 02.9") in the Municipality of Bethel Park, Allegheny County.

**E63-649. Washington County Planning Commission**, 100 Beau Street, Suite 701, Washington, PA 15301. California Borough and West Pike Run Township, **Washington County**; ACOE Pittsburgh District.

Has been given consent to remove the existing 58' long, 16' wide, single span, SR 2036 bridge with a 90 degree

skew and to construct and maintain a new 55' long, 19' wide single span bridge with a 90 degree skew and minimum 7.5' underclearance over Pike Run (TSF) with a drainage area of 20.13 square miles; and construct and maintain associated stormwater outfalls. The new bridge is located on an adjacent, upstream alignment with the existing bridge in California Borough and West Pike Run Township (California PA Quadrangle; N: 10.1 inches; W: 8.1 inches; Latitude 40° 2' 59"; Longitude 79° 56' 4"), Washington County.

**E63-652. Pennsylvania Department of Transportation District 12-0**, 825 North Gallatin Avenue, Uniontown, PA 15017. South Strabane Township, **Washington County**; ACOE Pittsburgh District.

Has been given consent to place and maintain fill in 515 ft of an unnamed tributary to Chartiers Creek (WWF), which has a drainage area of less than 100 acres, and to construct and maintain in its place 465 ft of relocated channel; to construct and maintain 22 ft of stream relocation associated with 21 ft of an extension to an existing 36 in diameter RCP in the same tributary to Chartiers Creek (WWF). In addition, to construct and maintain stormwater outfalls and on site mitigation for the purpose of improving the SR 70, SR 0019 (Murtland Avenue) intersection and approach roads from the I-79 North Junction Interchange to the SR 0136 (Beau Street) Interchange. The project is location northeast of Washington, PA (Washington East N 15.5 inches; W 14.9 inches; Latitude: 40° 11' 18"; Longitude: -80° 13' 59.99") in South Strabane Township, Washington County.

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, 16335.*

**E42-364, Borough of Smethport Authority**, 201 West Water Street, Smethport, PA 16749 in Smethport Borough, **McKean County**, Pittsburgh District ACOE

To construct a 31 feet by 19 feet headworks building and associated fill located in the 100-year floodway/floodplain of Potato Creek at the existing sewage treatment plant. (Smethport, PA Quadrangle N: 41° 48' 53"; W: 78° 25' 44")

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

**E5829-058. Williams Field Services Company, LLC**; Park Place Corporate Center 2, 2000 Commerce Park Drive, Pittsburgh, PA 15275; Lenox Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) an 8-inch diameter natural gas pipeline and timber mat crossing impacting 84 linear feet of an unnamed tributary to Millard Creek (CWF-MF) (Lenoxville Northwest, PA Quadrangle; N 41° 41' 18" Lat., W - 75° 43' 56" Long.),

2) an 8-inch diameter natural gas pipeline and timber mat crossing impacting 50 linear feet of Millard Creek (CWF-MF) (Lenoxville Northwest, PA Quadrangle; N 41° 41' 17" Lat., W - 75° 44' 05" Long.),

3) an 8-inch diameter natural gas pipeline and timber mat crossing impacting 139 square feet (0.01 acre) of a PEM wetland (Lenoxville Northwest, PA Quadrangle; N 41° 41' 17" Lat., W - 75° 44' 05" Long.),

4) an 8-inch diameter natural gas pipeline and timber mat crossing impacting 1,310 square feet (0.03 acre) of a PEM wetland (Lenoxville Southwest, PA Quadrangle; N 41° 41' 12" Lat., W - 75° 44' 21" Long.),

5) an 8-inch diameter natural gas pipeline and timber mat crossing impacting 2,692 square feet (0.06 acre) of a PEM wetland (Lenoxville Southwest, PA Quadrangle; N 41° 41' 12" Lat., W - 75° 44' 21" Long.),

6) a timber mat crossing impacting 660 linear feet of the floodway of an unnamed tributary to Millard Creek (CWF-MF) (Lenoxville Northwest, PA Quadrangle; N 41° 41' 13" Lat., W - 75° 44' 05" Long.).

The project consists of constructing approximately 0.8 mile of 8" natural gas gathering line, within a 75 foot permanent right of way and an additional 25 foot temporary right of way, routed from the Friedland Farms well pad in an Easterly direction to tie into the Millard Pipeline located in Lenox Township, Susquehanna County. The project will result in 134 lineal feet of temporary stream impacts, 660 lineal feet of floodway impacts, and 0.095 acre of temporary wetland impacts, all for the purpose of conveying Marcellus Shale natural gas to market.

**95-29-65420-021. Southwestern Energy Production Company**, 917 State Route 92 North, Tunkhannock PA 18657. Project proposes to operate and maintain the O'Hara Centralized Wastewater Impoundment as a centralized impoundment to collect and store 42 acre-feet of flow-back water, for the use and re-use of hydraulic fracturing water, from natural gas wells in the area. (Harford, PA Quadrangle; Latitude: N 41° 52' 9", Longitude: W -75° 38' 25"), Jackson Township, **Susquehanna County**.

#### EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

*Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745.*

<i>ESCGP-2 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
ESG0012913008	Columbia Gas Transmission, LLC.	Westmoreland	Hempfield Township	Little Sewickley Creek (TSF)

*Northwest Region: Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481  
Butler County Conservation District, 122 McCune Drive, Butler PA 16001-6501*

<i>ESCGP -2 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
1013804(1)	MarkWest Liberty Bluestone LLC 4600 J. Barry Court, Suite 500 Canonsburg PA 15317	Butler	Butler, Connoquenessing, Forward, Jackson, and Penn Townships	Little Connoquenessing Creek CWF & Connoquenessing Creek WWF

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

ESCGP-1 #ESX13-019-00686  
Applicant XTO Energy, Inc  
Contact Ms. Melissa Breitenbach  
Address 502 Keystone Drive  
City Warrendale State PA Zip Code 15086  
County Butler Township(s) Jefferson(s)  
Receiving Stream(s) and Classification(s) UNT to Thorn Creek (CWF)

ESCGP-1 #ESX14-019-0009—W74 to W75 Temporary Waterline  
Applicant PennEnergy Resources LLC  
Contact Joseph Schwab  
Address 1000 Commerce Drive, Park Place One Suite 100  
City Pittsburgh State PA Zip Code 15275  
County Butler Township(s) Clinton(s)  
Receiving Stream(s) and Classification(s) UNT to Lardintown Run, Lardintown Run—Lardintown Run Watershed/Bull Creek Watershed

ESCGP-1 #ESX14-019-0005—Bell Properties Well Pad  
Applicant R.E. Gas Development  
Contact Michael Endler  
Address 600 Cranberry Woods Drive  
City Cranberry Township State PA Zip Code 16066  
County Butler Township(s) Jackson(s)  
Receiving Stream(s) and Classification(s) Two Unt's to Glade Run, Slippery Rock Creek Watershed, WWF

ESCGP-1 #ESG13-019-0064—Clouse to Welter Gas Pipeline  
Applicant Mountain Gathering LLC  
Contact Dewey Chalos  
Address 810 Houston Street  
City Fort Worth State TX Zip Code 76102  
County Butler Township(s) Oakland & Donegal(s)  
Receiving Stream(s) and Classification(s) UNT to Thorn Creek; UNT to Bonnie Brook; Bonnie Brook, UNT to Little Buffalo Run/Connoquenessing Creek and Buffalo Creek

ESCGP-1 #ESX13-019-0066—Vadnal A&B Well Pad  
Applicant XTO Energy Inc.  
Contact Melissa Breitenbach  
Address 502 Keystone Drive  
City Warrendale State PA Zip Code 15086  
County Butler Township(s) Jefferson(s)  
Receiving Stream(s) and Classification(s) UNT Thorn Creek, Connoquenessing Creek WWF

ESCGP-1 #ESX14-085-0001—Bowser Pad A  
Applicant Chevron Appalachia, LLC  
Contact Alexander Genovese

Address 800 Mountain View Drive  
City Smithfield State PA Zip Code 15478-8902  
County Mercer Township(s) Jackson(s)  
Receiving Stream(s) and Classification(s) UNT Fox Run & UNT Yellow Creek, Yellow Creek TSF

ESCGP-1 #ESX14-085-0002—Wolf Creek—McDowell Well Pad  
Applicant Hilcorp Energy Company  
Contact Stephanie McMurray  
Address 1201 Louisiana Street, Suite 1400  
City Houston State TX Zip Code 77002  
County Mercer Township(s) Wolf Creek(s)  
Receiving Stream(s) and Classification(s) UNT Black Run, Wolf Creek, CWF

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

ESCGP-1 # ESX12-115-0145 (04)  
Applicant Name Williams Field Services Company, LLC  
Contact Person Lauren Miladinovich  
Address 2000 Commerce Drive  
City, State, Zip Pittsburgh, PA 15275  
County Susquehanna County  
Township(s) Bridgewater Township  
Receiving Stream(s) and Classification(s) East Branch Wyalusing Creek (CWF/MF) and UNTs thereto

ESCGP-1 # ESX29-131-14-0003  
Applicant Name Southwestern Energy Production Company  
Contact Person Dave Sweeley  
Address 917 State Route 92 N  
City, State, Zip Tunkhannock, PA 18657  
County Wyoming County  
Township(s) Clinton Township  
Receiving Stream(s) and Classification(s) South Branch to Tunkhannock Creek (TSF/MF);  
Secondary: Tunkhannock Creek (TSF/MF)

ESCGP-1 # ESX29-015-14-0004  
Applicant Name Appalachia Midstream Services, LLC  
Contact Person Randy DeLaune  
Address 100 IST Center  
City, State, Zip Horseheads, NY 14845  
County Bradford County  
Township(s) Wilmot Township  
Receiving Stream(s) and Classification(s) 2 UNT to Sugar Run Creek (CWF), Sugar Run Creek (CWF)

ESCGP-1 # ESX13-035-0001 (03)  
Applicant Name Anadarko E&P Onshore, LLC  
Contact Person Rane Wilson  
Address 33 West Third Street, Suite 200  
City, State, Zip Williamsport, PA 17701



County Clinton County  
Township(s) Colebrook, Bald Eagle and Grugan Townships

Receiving Stream(s) and Classification(s) UNTs to Tangascootak/Tangascootak (CWF/MF), UNTs to Holland Run/Holland Run (HQ, CWF/MF), Little Buckhorn Hollow (HQ-CWF/MF)

ESCGP-1 # ESG13-115-0095 (01)

Applicant Name Williams Field Svc. Co., LLC  
Contact Person Julie Nicholas  
Address 1212 South Abington Road  
City, State, Zip Clarks Summit, PA 18411  
County Susquehanna County  
Township(s) Gibson Township  
Receiving Stream(s) and Classification(s) Bear Swamp Creek (CWF);  
Secondary: Tunkhannock Creek (CWF) Also classified as Wild Trout

ESCGP-1 # ESX29-027-14-0001

Applicant Name Superior Appalachian Pipeline, LLC  
Contact Person Kenneth Magyar  
Address 1000 Town Center Way, Suite 120  
City, State, Zip Canonsburg, PA 15317  
County Centre County  
Township(s) Curtin and Snowshoe Townships  
Receiving Stream(s) and Classification(s) North Fork Beech Creek, Sandy Run, Beech Creek, Council Run, Logway Run (CWF/MF);  
Secondary: Beech Creek, Bald Eagle Creek

ESCGP-1 # ESG29-115-14-0003

Applicant Name Susquehanna Gathering Company 1, LLC  
Contact Person Herman Van Eck, Jr.  
Address 1429 Oliver Road  
City, State, Zip New Milford, PA 18834  
County Susquehanna County  
Township(s) New Milford Township  
Receiving Stream(s) and Classification(s) Butler Creek and UNTs thereto, Little Butler Creek and UNTs thereto (CWF/MF), Salt Lick Creek (HQ-CWF/MF)

ESCGP-1 # ESG13-115-0143

Applicant Name Williams Field Svc Co, LLC  
Contact Person Julie Nicholas  
Address 1212 South Abington Road  
City, State, Zip Clarks Summit, PA 18411  
County Susquehanna County  
Township(s) Jackson and Ararat Townships  
Receiving Stream(s) and Classification(s) Tunkhannock Creek Watershed: Trib 29215 to Tunkhannock Creek (CWF), Trib 29200 to Tunkhannock Creek (EV) and UNTs to Trib 29200 to Tunkhannock Creek (EV);  
Secondary: Tunkhannock Creek (CWF/MF)

ESCGP-1 # ESG13-131-0029

Applicant Name Appalachia Midstream Services, LLC  
Contact Person Randy DeLaune  
Address 100 IST Center  
City, State, Zip Horseheads, NY 14845  
County Wyoming County  
Township(s) North Branch Township  
Receiving Stream(s) and Classification(s) UNTs to Sugar Run Creek, UNTs to Miller Brook, Miller Brook (All CWF/MF); Secondary: Sugar Run Creek, Miller Brook and North Branch Mehoopany Creek (CWF/MF), Miller Brook and North Branch Mehoopany are also classified as Wild Trout Waters.

ESCGP-1 # ESX29-131-14-0004

Applicant Name PVR NEPA Gas Gathering LLC

Contact Person Nicholas Bryan  
Address 101 West Third Street  
City, State, Zip Williamsport, PA 17701  
County Wyoming County  
Township(s) Lemon Township  
Receiving Stream(s) and Classification(s) UNT to Horton Creek (CWF/MF);  
Secondary: Oxbow Creek

ESCGP-1 # ESX29-117-14-0002

Applicant Name SWEPI LP  
Contact Person Jason Shoemaker  
Address 2100 Georgetown Drive, Suite 400  
City, State, Zip Sewickley, PA 15143  
County Tioga County  
Township(s) Richmond Twp  
Receiving Stream(s) and Classification(s) North Elk Run, Elk Run (CWF/MF);  
Secondary: Tioga River (CWF/MF)

*Southwest Region: Oil & Gas Program Mgr. 400 Water-front Dr. Pittsburgh PA*

ESCGP-2 No: ESX13-059-0023 Major Revision

Applicant Name: Energy Corporation of America  
Contact Person Mr Travis Wendel  
Address: 101 Heritage Run Road Suite 1  
City: Indiana State: PA Zip Code: 15701  
County: Greene Township: Jefferson  
Receiving Stream (s) And Classifications: Eaton Hollow & UNT 1 to Eaton Hollow/Lower Monongahela Watershed; Other WWF

ESCGP-2 No.: ESX10-051-0039 Major Revision

Applicant Name: Laurel Mountain Midstream LLC  
Contact Person: Ms Stephanie Ranker  
Address: 2620 Memorial Boulevard Suite A  
City: Connellsville State: PA Zip Code: 15425  
County: Fayette Township(s): German, Menallen and Redstone  
Receiving Stream(s) and Classifications: Dunlap Creek#1; UNT to Dunlap Creek; Saltlick Run; UNT to Saltlick; UNT to Rows Run; UNT to Franklin Lake;  
Secondary Receiving Water Monongahela River

ESCGP-2 No.: ESX13-125-0015 Major Revision

Applicant Name: CNX Gas Company LLC  
Contact Person: Mr Daniel Bitz  
Address: 1000 Consol Energy Drive  
City: Canonsburg State: PA Zip Code: 15317  
County: Washington Township(s): North Franklin  
Receiving Stream(s) and Classifications: Reservoir 3 (HQ-WWF), Reservoir 4 (HQ-WWF). Tributary 37149 to Chartiers Creek (HQ-WWF), and Chartiers Creek (WWF); HQ; Other; Siltation-Impaired

ESCGP-2 No.: ESG13-059-0037

Applicant Name: EQT Gathering LLC  
Contact Person: Ms Hanna E McCoy  
Address: 625 Liberty Avenue Suite 1700  
City: Pittsburgh State: PA Zip Code: 15222  
County: Greene Township(s): Center  
Receiving Stream(s) and Classifications: Receiving Waters: UNTs to Scott Run and UNTs to West Run Watersheds; West Run and Scott Run; HQ; Other WWF

ESCGP-2 No.: ESX13-125-0049

Applicant Name: Range Resources Appalachia LLC  
Contact Person: Mr Glenn D Truzzi  
Address: 3000 Town Center Boulevard  
City: Canonsburg State: PA Zip Code: 15317  
County: Washington Township(s): Smith  
Receiving Stream(s) and Classifications: UNT to Burgetts Fork and Burgetts Fork/Raccoon Creek Watershed;  
Other WWF; Siltation-Impaired



**SPECIAL NOTICES**

**Plan Revision Approval under the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101**

*Southcentral Region: Waste Management Program Manager, 909 Elmerton Avenue Harrisburg, PA 17110-8200.*

The Department of Environmental Protection (Department) approved the York County Municipal Waste Management Non-Substantial Plan Revision (“Revision”) on February 20, 2014. Key features of the revision include updated municipal solid waste calculations, updating population information, continued flow control to the county run incinerator, and ongoing recycling options. The Revision is a public document and may be viewed at the Southcentral Regional Office, at the address noted above. Questions concerning the approval of the Revision should be directed to Larry Holley, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472, (717)-787-7382, or to John Lundsted, Regional Planning and Recycling Coordinator, Waste Management Program, at the Southcentral Regional Office at (717) 705-4927.

Persons aggrieved by an action may appeal, 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 the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board’s rules of practice and procedure may be obtained from the Board. The appeal form and the Board’s rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717)

787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

Important legal rights are at stake, 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.

**Notice of Planning Grant Awards Under Section 901 of the Municipal Waste Planning Recycling and Waste Reduction Act of 1988, Act 101**

The Department of Environmental Protection (DEP) hereby announces the following grants to counties pursuant to the Pennsylvania Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101, P. L. 556, Section 901 and Section 208 of the Waste Tire Recycling Act/Small Business and Household Pollution Prevention Act (Act 190 of 1996).

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by Sections 701 and 702 of Act 101, and the availability of monies in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Mr. Mark Vottero, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, PO Box 8472, Harrisburg, PA 17105-8472.

**Act 101, Section 901 Planning Grant**

<i>Region</i>	<i>County</i>	<i>Applicant</i>	<i>Project Description</i>	<i>Grant Award</i>
Southwest	Beaver	Beaver County	Plan revision/update	\$47,244.00
North Central	Centre	Centre County	Plan revision/update	\$43,245.00

[Pa.B. Doc. No. 14-477. Filed for public inspection March 7, 2014, 9:00 a.m.]

**Availability of Technical Guidance**

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

*Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view and download technical guidance documents. When

this option is not available, persons can order a paper copy of any of the Department’s draft or final technical guidance documents by contacting the Department at (717) 783-8727.

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

*Changes to Technical Guidance Documents*

Following is the current list of recent changes. Persons who have questions or comments about a particular

document should call the contact person whose name and phone number is listed with each document.

*Draft Technical Guidance: New Guidance*

*DEP ID:* 310-2137-001. *Title:* Pennsylvania Function Based Aquatic Resource Compensation Protocol. *Description:* This guidance will provide standard guidelines for evaluating need for aquatic resource mitigation for the purposes of meeting application requirements contained in 25 Pa. Code Chapter 105 (relating to dam safety and waterway management). The guidance outlines how to conduct evaluations, the factors to consider and establishes a system for quantifying mitigation requirements and proposals to meet those requirements. This guidance is developed for use with the three Resource Condition Level 2 Rapid Assessment Protocols (310-2137-002, 310-2137-003 and 310-2137-004).

*Effective Date:* Upon publication of notice as final in the *Pennsylvania Bulletin*.

*Written Comments:* Interested persons may submit written comments on this Draft Technical Guidance Documents by May 7, 2014. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by email must include the originator's name and address. Written comments should be submitted to Kenneth Murin, P. O. Box 8460, Harrisburg, PA 17105-8460, (717) 787-7411, RA-EPTG01COMPCOMMENTS@pa.gov.

*DEP ID:* 310-2137-004. *Title:* Pennsylvania Lacustrine Condition Level 2 Rapid Assessment Protocol. *Description:* This guidance will provide standard guidelines for evaluating the condition of lacustrine aquatic resources for the purposes of meeting application requirements contained in 25 Pa. Code Chapter 105. The guidance outlines how to conduct assessments, the factors to consider and establishes a scoring system based upon condition categories. This guidance is developed for use with the Function Based Aquatic Resource Compensation Protocol (310-2137-001).

*Effective Date:* Upon publication of notice as final in the *Pennsylvania Bulletin*.

*Written Comments:* Interested persons may submit written comments on this Draft Technical Guidance Documents by May 7, 2014. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by email must include the originator's name and address. Written comments should be submitted to Kenneth Murin, P. O. Box 8460, Harrisburg, PA 17105-8460, (717) 787-7411, RA-EPTG04L2LACUSTRI@pa.gov.

*DEP ID:* 310-2137-003. *Title:* Pennsylvania Riverine Condition Level 2 Rapid Assessment Protocol. *Description:* This guidance will provide standard guidelines for evaluating the condition of riverine aquatic resources for the purposes of meeting application requirements contained in 25 Pa. Code Chapter 105. The guidance outlines how to conduct assessments, the factors to consider and establishes a scoring system based upon condition categories. This guidance is developed for use with the Function Based Aquatic Resource Compensation Protocol (310-2137-001).

*Effective Date:* Upon publication of notice as final in the *Pennsylvania Bulletin*.

*Written Comments:* Interested persons may submit written comments on this Draft Technical Guidance Documents by May 7, 2014. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by email must include the originator's name and address. Written comments should be submitted to Kenneth Murin, P. O. Box 8460, Harrisburg, PA 17105-8460, (717) 787-7411, RA-EPTG03L2RIVERINEC@pa.gov.

*DEP ID:* 310-2137-002. *Title:* Pennsylvania Wetland Condition Level 2 Rapid Assessment Protocol. *Description:* This guidance will provide standard guidelines for evaluating the condition of a wetland for the purposes of meeting application requirements contained in 25 Pa. Code Chapter 105. The guidance outlines how to conduct assessments, the factors to consider and establishes a scoring system based upon condition categories. This guidance is developed for use with the Function Based Aquatic Resource Compensation Protocol (310-2137-001).

*Effective Date:* Upon publication of notice as final in the *Pennsylvania Bulletin*.

*Written Comments:* Interested persons may submit written comments on this Draft Technical Guidance Documents by May 7, 2014. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by email must include the originator's name and address. Written comments should be submitted to Kenneth Murin, P. O. Box 8460, Harrisburg, PA 17105-8460, (717) 787-7411, RA-EPTG02L2WETLDCOM@pa.gov.

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-478. Filed for public inspection March 7, 2014, 9:00 a.m.]

### **Extension of NPDES General Permit for the Beneficial Use of Biosolids by Land Application (PAG-08)**

Under the authority of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 510-5, 510-17 and 510-20), the Department of Environmental Protection (Department) is, by this notice, extending for 12 months the availability of the current General Permit for the Beneficial Use of Biosolids by Land Application (PAG-08).

The existing PAG-08 in effect at this time will expire on April 2, 2014. By this notice, the Department is administratively extending the PAG-08 General Permit to April 2, 2015. Persons that are operating under the PAG-08 General Permit may continue to operate until April 2, 2015, or the expiration date of coverage identified on the permit coverage approval page, whichever is later. The Department is extending the availability of this permit to adequately complete preparation of the renewal of the PAG-08 General Permit.

To access the General Permit and related documents, visit [www.elibrary.dep.state.pa.us](http://www.elibrary.dep.state.pa.us) and select "Permit and Authorization Packages," "Point and Non-Point Source Management," "Biosolids," "General Permits" and "PAG-08."

Questions regarding the PAG-08 General Permit for the Beneficial Use of Biosolids by Land Application should be directed to Dennis Wilson, Water Program Specialist, Division of Planning and Permitting at (717) 772-5629 or [dwilson@pa.gov](mailto:dwilson@pa.gov).

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-479. Filed for public inspection March 7, 2014, 9:00 a.m.]

### **Extension of NPDES General Permit for the Beneficial Use of Exceptional Quality Biosolids by Land Application (PAG-07)**

Under the authority of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 510-5, 510-17 and 510-20), the Department of Environmental Protection (Department) is, by this notice, extending for 12 months the availability of the current General Permit for the Beneficial Use of Exceptional Quality Biosolids by Land Application (PAG-07).

The existing PAG-07 in effect at this time will expire on April 2, 2014. By this notice, the Department is administratively extending the PAG-07 General Permit to April 2, 2015. Persons that are operating under the PAG-07 General Permit may continue to operate until April 2, 2015, or the expiration date of coverage identified on the permit coverage approval page, whichever is later. The Department is extending the availability of this permit to adequately complete preparation of the renewal of the PAG-07 General Permit.

To access the General Permit and related documents, visit [www.elibrary.dep.state.pa.us](http://www.elibrary.dep.state.pa.us) and select “Permit and Authorization Packages,” “Point and Non-Point Source Management,” “Biosolids,” “General Permits” and “PAG-07.”

Questions regarding the PAG-07 General Permit for the Beneficial Use of Exceptional Quality Biosolids by Land Application should be directed to Dennis Wilson, Water Program Specialist, Division of Planning and Permitting at (717) 772-5629 or [dwilson@pa.gov](mailto:dwilson@pa.gov).

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-480. Filed for public inspection March 7, 2014, 9:00 a.m.]

### **Extension of NPDES General Permit for the Beneficial Use of Residential Septage by Land Application (PAG-09)**

Under the authority of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 510-5, 510-17 and 510-20), the Department of Environmental Protection (Department) is, by this notice, extending for 12 months the availability of the current General Permit for the Beneficial Use of Residential Septage by Land Application (PAG-09).

The existing PAG-09 in effect at this time will expire on April 2, 2014. By this notice, the Department is administratively extending the PAG-09 General Permit to April 2, 2015. Persons that are operating under the PAG-09 General Permit may continue to operate until April 2, 2015, or the expiration date of coverage identified on the permit coverage approval page, whichever is later. The Department is extending the availability of this permit to adequately complete preparation of the renewal of the PAG-09 General Permit.

To access the General Permit and related documents, visit [www.elibrary.dep.state.pa.us](http://www.elibrary.dep.state.pa.us) and select “Permit and Authorization Packages,” “Point and Non-Point Source Management,” “Biosolids,” “General Permits” and “PAG-09.”

Questions regarding the PAG-09 General Permit for the Beneficial Use of Residential Septage by Land Application should be directed to Dennis Wilson, Water Program Specialist, Division of Planning and Permitting at (717) 772-5629 or [dwilson@pa.gov](mailto:dwilson@pa.gov).

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-481. Filed for public inspection March 7, 2014, 9:00 a.m.]

### **Pennsylvania Sewage Advisory Committee Rescheduled Meeting**

The Pennsylvania Sewage Advisory Committee (Committee) meeting that was previously scheduled for March 5, 2014, has been rescheduled to April 2, 2014, at 10:30 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the next scheduled meeting of the Committee can be directed to John Diehl at (717) 783-2941 or [jdiehl@pa.gov](mailto:jdiehl@pa.gov). The agenda and meeting materials for the April 2, 2014, meeting will be available through the Public Participation Center on the Department of Environmental Protection’s (Department) web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (select “Public Participation”).

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-2941 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-482. Filed for public inspection March 7, 2014, 9:00 a.m.]

### **Proposed State Implementation Plan Revisions; Redesignation Request and Maintenance Plan for the Lancaster Nonattainment Area for the 1997 Annual and 2006 24-hour Fine Particulate Matter National Ambient Air Quality Standards; Public Hearing**

Particulate matter (PM) includes both solid and liquid particles suspended in the air. Fine particle pollution describes particulate matter that is less than or equal to 2.5 micrometers in diameter (PM<sub>2.5</sub>). PM<sub>2.5</sub> concentrations above the Federal health-based standard pose a



serious human health threat. With significant improvements in air quality in Lancaster County, this nonattainment area now meets the 1997 and 2006 PM<sub>2.5</sub> National Ambient Air Quality Standards (NAAQS). Therefore, the Department of Environmental Protection (Department) intends to submit a request to the United States Environmental Protection Agency (EPA) to redesignate the area to attainment.

The Department is seeking public comment on the redesignation request and a proposed revision to the State Implementation Plan (SIP) containing the 2007 comprehensive inventory as required under section 172(c)(3) of the Federal Clean Air Act (CAA) (42 U.S.C.A. § 7502(c)(3)) and a maintenance plan demonstrating that the area can maintain the 1997 and 2006 PM<sub>2.5</sub> health-based NAAQS for the next 10 years as required under section 175A(a) of the CAA (42 U.S.C.A. § 7505(a)). Upon the EPA approval, the maintenance plan will also establish new motor vehicle emission budgets for transportation conformity purposes.

The request to redesignate the area to attainment and the proposed SIP revision are available on the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (choose "Air," choose "Bureau of Air Quality," choose "Regs/Plan," choose "Clean Air Plans") or through the contact persons listed as follows.

The Department will hold a public hearing to receive comments on the proposal on Thursday, April 10, 2014, at 10 a.m. at the Rachel Carson State Office Building, 400 Market Street, Room 105, Harrisburg, PA. Persons wishing to present testimony at the hearing should contact Alex Haas, P. O. Box 8468, Harrisburg, PA 17105, (717) 787-9495, [alehaas@pa.gov](mailto:alehaas@pa.gov) to reserve a time. Witnesses should keep testimony to 10 minutes and should provide two written copies of their statement at the hearing.

If by Monday, April 7, 2014, no person has expressed an interest in testifying at the hearing, the hearing will be cancelled. The Department will provide public notice on the Bureau of Air Quality web page at [www.dep.state.pa.us/dep/deputate/airwaste/aq/default.htm](http://www.dep.state.pa.us/dep/deputate/airwaste/aq/default.htm) if the hearing is cancelled. Persons may also contact the Department to find out if the hearing is cancelled by contacting Alex Haas.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact Alex Haas. TDD users may contact the Pennsylvania AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

The Department must receive comments no later than April 11, 2014. Written comments should be sent to the attention of Nancy Herb, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, [nherb@pa.gov](mailto:nherb@pa.gov). Use "Lancaster PM2.5 Redesignation" as the subject line in written communication and specify which document the comments are addressing.

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-483. Filed for public inspection March 7, 2014, 9:00 a.m.]

## State Board for Certification of Sewage Enforcement Officers 2014 Meeting Schedule

The State Board for Certification of Sewage Enforcement Officers will meet at 10 a.m. in the 11th Floor Conference Room B, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. Schedules and an agenda for each meeting, including meeting materials, will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (Keywords: Public Participation, Participate). The meeting dates are as follows:

March 19, 2014  
June 25, 2014  
September 24, 2014  
December 22, 2014

Questions regarding these meetings can be directed to (717) 772-2186 or [RA-seotrng@pa.gov](mailto:RA-seotrng@pa.gov).

Persons in need of accommodations, as provided for in the Americans with Disabilities Act of 1990, should contact the Department at (717) 772-5157 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-484. Filed for public inspection March 7, 2014, 9:00 a.m.]

## State Board for Certification of Sewage Enforcement Officers; 2014 Sewage Enforcement Officers Examinations Announcement

The State Board for Certification of Sewage Enforcement Officers (Board) and the Department of Environmental Protection (Department) have scheduled four examinations for 2014. To qualify to sit for the certification examination, all Sewage Enforcement Officers (SEO) candidates must complete the Pre-Certification Academy. Complete and correct examination applications must be received by the Board (not postmarked) by close of business on the deadlines indicated as follows. Applications received after these dates will not be considered for examination. Applications that do not contain all the necessary required information will be returned and will not be considered for the examination. The examination schedule for 2014 is as follows (*Note*: Registration for all exams begins at 8:30 a.m.; all exams are held from 9:30 a.m. to 12:30 p.m.):

Examination Date: Monday, March 10, 2014  
Examination Application Deadline: February 7, 2014  
Location: DEP Rachel Carson State Office Building  
11th Floor Conference Room B  
400 Market Street, Harrisburg, PA

Examination Date: Monday, June 16, 2014  
Examination Application Deadline: May 16, 2014  
Location: DEP South Central Regional Office  
Susquehanna Room A and B  
909 Elmerton Avenue, Harrisburg, PA



Examination Date: Monday, September 15, 2014  
 Examination Application Deadline: August 15, 2014  
 Location: DEP South Central Regional Office  
 Susquehanna Room A and B  
 909 Elmerton Avenue, Harrisburg, PA

Examination Date: Monday, December 15, 2014  
 Examination Application Deadline: November 14, 2014  
 Location: DEP South Central Regional Office  
 Susquehanna Room A and B  
 909 Elmerton Avenue, Harrisburg, PA

Additional examination dates will be posted as scheduled.

The SEO written examination contains 100 multiple-choice questions covering planning requirements, administration and enforcement of the permit program and technical criteria for soils and disposal systems with a 3.5-hour time limit. The passing grade is 50% correct responses in each subject area and an overall minimum of 70 correct answers on the entire examination. This is an open book examination. Applicants are not permitted to bring their own materials. Necessary reference materials will be provided at the test site.

Examination applications may be obtained by contacting the Department of Environmental Protection, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-2186.

Applicants will receive an admittance letter from the Board prior to the date of the examination.

Persons who anticipate the need for a testing accommodation due to a disability should contact the Board at (717) 772-5157 or through Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss the request. This request must be submitted with the application form.

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-485. Filed for public inspection March 7, 2014, 9:00 a.m.]

### **Submission of Prospectus for In-Lieu Fee and Compensatory Mitigation to Army Corp of Engineers Under 33 CFR 332.8(v)(2)**

The Department of Environmental Protection (Department) has submitted a prospectus to the Army Corps of Engineers (ACOE) under 33 CFR 332.8(v)(2) (relating to mitigation banks and in-lieu fee programs), which requires in-lieu fee (ILF) programs to operate as a compensatory mitigation option for Federal permit action, authorized under section 404 of the Clean Water Act (33 U.S.C.A. § 1344) or section 10 of the River and Harbors Act. The Department currently operates an existing ILF program entitled the Pennsylvania Wetland Replacement Project as described in technical guidance document No. 363-0200-003, finalized in February 1997. The Department intends to replace the existing program to establish a comprehensive ILF program that is in compliance with the ACOE and the United States Environmental Protection Agency's Joint Mitigation Rule (Rule), thereby continuing to offer permit applicants a joint State/Federal option for aquatic resource mitigation needs that complies with both State and Federal rules. The obligations and sites previously constructed under the existing policy will remain separate from the new program and not brought under the Rule.

The Department's prospectus has been submitted to the ACOE Districts of Baltimore, Philadelphia and Pittsburgh and once determined complete will be available for public review and comment through a public notice issued by the ACOE and posted on each District's web site for a 30-day comment period. Interested parties are encouraged to submit comments to the ACOE during the prospectus review process. The replacement to the Department's existing ILF program will be published for public comment in the *Pennsylvania Bulletin* during the ACOE's Draft Instrument stage which occurs after the ACOE accepts the Department's prospectus.

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-486. Filed for public inspection March 7, 2014, 9:00 a.m.]

### **Water Resources Advisory Committee Meeting Cancellation**

The Water Resources Advisory Committee (Committee) meeting scheduled for March 19, 2014, has been cancelled. The next meeting of the Committee is scheduled for May 14, 2014, at 9:30 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101.

Questions concerning the cancellation or the next scheduled meeting of the Committee should be directed to Sean Gimbel at (717) 783-4693 or [sgimbel@pa.gov](mailto:sgimbel@pa.gov). The agenda and meeting materials for the next meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at [www.dep.state.pa.us](http://www.dep.state.pa.us), keywords "Public Participation, Participate."

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-4693 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-487. Filed for public inspection March 7, 2014, 9:00 a.m.]

## **DEPARTMENT OF GENERAL SERVICES**

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

Proposals are invited to provide the Department of General Services with 8,416 usable square feet of office space for the Pennsylvania State Police in Clearfield or Jefferson County. For more information on SFP No. 94563, which is due on Friday, April 25, 2014, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or contact Scott Shelton at (717) 787-5546 or [scshelton@pa.gov](mailto:scshelton@pa.gov).

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 14-488. Filed for public inspection March 7, 2014, 9:00 a.m.]

## DEPARTMENT OF HEALTH

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

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Briarcliff Pavilion Health and Rehabilitation Center  
249 Maus Drive  
North Huntingdon, PA 15642

Easton Health and Rehabilitation Center  
498 Washington Street  
Easton, PA 18042  
FAC ID # 140602

Phoebe Allentown Health Care Center  
1925 Turner Street  
Allentown, PA 18104  
FAC ID # 161302

Phoebe Richland Health Care Center  
108 South Main Street  
Richlandtown, PA 18955  
FAC ID # 260302

The following long-term care nursing facility is seeking exceptions to 28 Pa. Code § 205.20(d) and (f) (relating to resident bedrooms):

Butler Valley Manor Health and Rehabilitation Center  
463 North Hunter Highway  
Drums, PA 18222  
FAC ID # 283802

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

Belle Haven Skilled Nursing and Rehabilitation Center  
1320 Mill Road  
Quakertown, PA 18951  
FAC ID # 024302

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

Masonic Village at Elizabethtown  
One Masonic Drive  
Elizabethtown, PA 17022-2119  
FAC ID # 131502

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

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

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

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 14-489. Filed for public inspection March 7, 2014, 9:00 a.m.]

## DEPARTMENT OF STATE

### Bureau of Corporations and Charitable Organizations; Proposed Official Forms

The Department of State (Department), Bureau of Corporations and Charitable Organizations (Bureau) proposes to amend 19 Pa. Code Appendix B (relating to official forms) to read as set forth in Annex A.

#### A. *Effective Date*

The proposed form will be effective upon final-form publication in the *Pennsylvania Bulletin*.

#### B. *Statutory Authority*

The Department has the authority to promulgate Bureau sample forms and instructions under 15 Pa.C.S. § 133 (relating to powers of Department of State). Section 133(a)(1) of 15 Pa.C.S. specifies that sample filing forms shall not be agency regulations and are therefore explicitly excluded from section 612 of The Administrative Code of 1929 (71 P. S. § 232) and review under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506) and the Regulatory Review Act (71 P. S. §§ 745.1—745.12a). Section 133(a)(1) of 15 Pa.C.S. does, however, require that the forms and instructions be subject to the opportunity for public comments under section 201 of the act of July 31, 2968 (P. L. 769, No. 240) (45 P. S. § 1201), known as the Commonwealth Documents Law (CDL).

#### C. *Description of Proposed Revisions*

This proposal introduces one new form: Form DSCB:15-153(a)(16) (Expedited Service Request). The form is made possible by the act of July 9, 2013 (P. L. 476, No. 67) (Act 67). Act 67 permits the Bureau to offer expedited service options for all business entity and Uniform Commercial Code filings. Under section 55 of Act 67, the Department published notice at 43 Pa.B. 7515 (December 21, 2013) that it would provide expedited services for documents deposited with the Department on or after January 6, 2014. A copy of Form DSCB:15-153(a)(16) (Expedited Service Request) was published with the notice. However, under 15 Pa.C.S. § 133(a)(1), the form is published to permit opportunity for public comment and for addition to 19 Pa. Code Appendix B.

Form DSCB:15-153(a)(16) (Expedited Service Request) is set forth in Annex A. Even though Rule 2.10(a) of the *Pennsylvania Code and Bulletin Style Manual* recommends that forms be referenced in regulations rather

than adopted in regulations, 15 Pa.C.S. § 133 requires that the forms and instructions be published in the *Pennsylvania Code*.

D. *Fiscal Impact*

Although this proposal would not have measurable fiscal impact upon the Commonwealth, its political subdivisions or the private sector, a formal fiscal analysis was not conducted because these forms are exempt from section 612 of The Administrative Code of 1929.

E. *Paperwork Requirements*

This proposal would not create new paperwork other than that required by Act 67.

F. *Regulatory Review*

Under 15 Pa.C.S. § 133(a), sample forms are exempt from the requirements of the Regulatory Review Act, but

shall be subject to the opportunity of public comment requirement under section 201 of the CDL.

G. *Public Comment*

Under 15 Pa.C.S. § 133(a)(1), which requires that publication of this form be subject to the opportunity for public comment, the Department invites interested persons to submit written comments, suggestions or objections regarding this proposal to Martha H. Brown, Assistant Counsel, Department of State, 301 North Office Building, Harrisburg, PA 17120, within 30 days following publication of this notice in the *Pennsylvania Bulletin*. Reference Bureau of Corporations and Charitable Organizations—Official Forms when submitting comments.

CAROL AICHELE,  
*Secretary*

DSCB: 15-153(a)(16)



**Bureau of Corporations and  
Charitable Organizations**

**EXPEDITED SERVICE  
REQUEST**

This form **MUST** be completed and submitted with **EACH** expedited request.  
**EXPEDITED REQUESTS MUST BE SUBMITTED IN PERSON.**

<b>Entity Name:</b> _____		<b>Entity Number:</b> _____
<b>Requestor's Name:</b> _____		<b>Return Document Via:</b> (CHECK ONLY ONE)  <input type="checkbox"/> COUNTER PICKUP  <input type="checkbox"/> EMAIL - Completed filings will be emailed to the email address supplied below.  _____
<b>Requestor's Address:</b> _____		
Contact Person: _____		
Phone Number: _____		
Fax Number: _____		
Email: _____		
<b>Select the Level of Expedited Service:</b> EXPEDITED SERVICE FEES ARE IN ADDITION TO FILING FEES.		
<input type="checkbox"/> SAME-DAY SERVICE (MUST BE RECEIVED BEFORE 10:00 a.m.)  <input type="checkbox"/> THREE-HOUR SERVICE (MUST BE RECEIVED BEFORE 2:00 p.m.)  <input type="checkbox"/> ONE-HOUR SERVICE (MUST BE RECEIVED BEFORE 4:00 p.m.)	<b>Expedited Fee(s):</b>  \$100.00  \$300.00  \$1,000.00	
<b>Payment Method:</b> <input type="checkbox"/> Deposit Account # _____ <input type="checkbox"/> Check <input type="checkbox"/> Credit Card _____		

By checking this box, I verify that I have read and understand the policies and procedures for Expedited Services published in the Pennsylvania Bulletin. To the best of my knowledge, the attached document is acceptable for filing as presented to the Bureau. I understand that if this document is not accepted for filing, the expedited service fee and the filing fee(s) are nonrefundable.

12/2013

[Pa.B. Doc. No. 14-490. Filed for public inspection March 7, 2014, 9:00 a.m.]



# INDEPENDENT REGULATORY REVIEW COMMISSION

## Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
#16A-5328	State Board of Osteopathic Medicine Genetic Counselors 43 Pa.B. 7549 (December 28, 2013)	1/27/14	02/26/14

**State Board of Osteopathic Medicine  
Regulation #16A-5328 (IRRC #3043)  
Genetic Counselors  
February 26, 2014**

We submit for your consideration the following comments on the proposed rulemaking published in the December 28, 2013 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the State Board of Osteopathic Medicine (Board) to respond to all comments received from us or any other source.

**1. Section 25.231. Schedule of Fees.—Consistency with statute; Reasonableness; Acceptable data; Economic impact.**

Licensure fees are addressed in the statute at 63 P.S. § 271.10c(h), which states:

*Licensure fees.*—All application and licensure fees shall be set by the board by regulation. Until such a time as the board adopts a fee by regulation, applicants shall pay a biennial fee of \$125.

The Board provided “Fee Report Forms” in support of all of the fees proposed to be added to this section. However, the Fee Report Form for the \$125 “Biennial renewal Fee—Genetic counselor” omits the “Fee-Related Activities and Costs” calculation that was provided to support the amount of all of the other fees.

We note that the directive in statute conditionally sets a biennial renewal fee of \$125 “until such time as the board adopts a fee by regulation.” Since the Board is now adopting this fee by regulation, the Board should provide a full review of the Board’s costs for biennial renewal of genetic counselor license, including the “Fee-Related Activities and Costs,” in support of the amount of the fee in the final regulation.

**2. Section 25.904. Application for genetic counselor license by uncertified persons—Protection of the public welfare; Clarity.**

*Liability insurance*

This proposed regulation is virtually identical to the recent State Board of Medicine proposed regulation for genetic counselors (#16A-4937/IRRC #3034). We note that the State Board of Medicine proposed regulation includes a provision addressing professional liability insurance at

49 Pa. Code § 18.704(b)(5), but a similar provision was not included in this regulation under Section 25.904. Liability insurance is required by 63 P.S. § 271.10c(k). The Board should add a provision addressing liability insurance to the final-form regulation.

*Noncertified persons*

Since the statute uses the phrase “noncertified persons” at 63 P.S. § 271.10c(f), we suggest changing the title of this section accordingly.

**3. Section 25.905. Application for temporary provisional genetic counselor license.—Consistency with statute; Clarity.**

*American Board of Medical Genetics (ABMG)*

Under 63 P.S. § 271.10c(g)(1), the statute states: “. . . eligibility to sit for the next available certification examination by ABGC or ABMG.” (Emphasis added.) Paragraph (b)(1) of the regulation omits the phrase “or ABMG,” which should be added to the final regulation.

*Citation to fees*

Paragraph (b)(2) requires payment of “the appropriate fee as required under section 10.3(e)(1)—(3) and (5) of the act (63 P.S. § 271.10c(e)(1)—(3) and (5)).” Other provisions, such as Subsections 25.903(a) and 25.904(a) reference payment of the fee in Subsection 25.231 of the Board’s regulation. Rather than citing the Board’s statutory authority, we recommend that Paragraph (b)(2) reference the fee in Subsection 25.231 because the reader will be directed to the actual fee required and it will be consistent with other provisions in the Board’s regulation.

*Failure to pass the examination within two examination cycles*

Subsection (e) reflects 63 P.S. § 271.10c(3) of the statute by stating:

A temporary provisional genetic counselor license will expire upon notice to the Board that the holder has not passed the certification examination within two examination cycles after receiving the temporary provisional license. The holder of a temporary provisional genetic counselor license who fails to pass the examination within two examination cycles shall immediately cease practicing and return the license to the Board.

However, the statute and regulation do not address what actions the former provisionally licensed person could take under these circumstances. If that same

person later passes an examination on a third try, can that person still apply to the Board for licensure under Section 25.903 or is that person permanently barred from applying for a license? We recommend that the Board address this circumstance in the regulation.

*Title for temporary provisional genetic counselor*

Subsection (f) specifies that a person holding a temporary provisional license may use the title “graduate genetic counselor.” We question whether the public, who would be receiving the counseling services, will clearly understand that the title “graduate genetic counselor” is a lesser qualification than “genetic counselor.” For example, a “graduate” college degree is understood to represent education beyond a Bachelor’s degree. We ask the Board to review this title and consider whether another title would be clearer from the perspective of the public.

**4. Section 25.906. Biennial renewal of genetic counselor license.—Clarity.**

Regarding professional liability insurance, other provisions, such as Paragraph 25.903(b)(4), cross-reference Section 25.910 of the regulation. However, Paragraph (b)(6) cross references “section 10.3(k) of the act.” For consistency, the Board should either change this cross-reference to Section 25.910 of the regulation, or explain why Paragraph (b)(6) should cross-reference the act.

**5. Section 25.908. Disciplinary action for applicants and licensed genetic counselors.—Protection of the public safety.**

*Unprofessional or immoral conduct*

Subsections (b) and (c) list what is considered unprofessional or immoral conduct. However, Subsection (a) does not directly state a licensee could be disciplined for violations of Subsection (b) or (c). We recommend adding this to Subsection (a).

*Reporting Requirements*

The proposed regulation does not directly require reporting by a current licensee or applicant of violations in another jurisdiction. If a current licensee or an applicant is found by another jurisdiction to have engaged in unprofessional conduct or immoral conduct similar to Subsections (b) and (c), how would the Board know?

**6. Section 25.909. Continuing education for licensed genetic counselors.—Consistency with statute; Clarity.**

We question whether two statutory provisions are sufficiently addressed by the regulation. First, 63 P. S. § 271.10c(j)(1) states that “. . . No credit shall be given for any course in office management or practice building.” We did not find this limitation in the regulation and recommend adding it.

Second, 63 P. S. § 271.10c(j)(4) states:

Continuing education programs and program providers under this subsection shall be approved by the board in accordance with standards and criteria established by the board by regulation. . . .

We recognize that Subsection (b) specifies “Credit for continuing education may be earned for activities approved by the ABGC or the NSGC.” Does the Board

consider this to be sufficient? Are there no other continuing education programs and program providers that the Board would approve for continuing education?

GEORGE D. BEDWICK,  
*Vice Chairperson*

[Pa.B. Doc. No. 14-491. Filed for public inspection March 7, 2014, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Autism Spectrum Disorders Coverage—Maximum Benefit Adjustment; Notice 2014-02 (Corrected)

Section 635.2 of The Insurance Company Law of 1921 (40 P. S. § 764h), added by section 3 of the act of July 9, 2008 (P. L. 885, No. 62), requires:

After December 30, 2011, the Insurance Commissioner shall, on or before April 1 of each calendar year, publish in the *Pennsylvania Bulletin* an adjustment to the maximum benefit equal to the change in the United States Department of Labor Consumer Price Index for All Urban Consumers (CPI-U) in the preceding year, and the published adjusted maximum benefit shall be applicable to the following calendar years to health insurance policies issued or renewed in those calendar years.

The CPI-U for the year preceding December 30, 2013, was 1.5%. Accordingly, the maximum benefit, previously adjusted to \$37,710 per year, is hereby adjusted to \$38,276 for policies issued or renewed in calendar year 2015.

Questions regarding this notice may be directed to Peter Camacci, Director, Bureau of Life, Accident and Health, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 787-4192, ra-rateform@pa.gov.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 14-492. Filed for public inspection March 7, 2014, 9:00 a.m.]

### Children’s Health Insurance Program Advisory Council Meeting

The Insurance Department has scheduled a meeting of the Children’s Health Insurance Program Advisory Council (Council) on Thursday, March 20, 2014, at 1 p.m. at the Department of Education, Honors Suite, 1st Floor, 333 Market Street, Harrisburg, PA 17126. The Children’s Health Care Act (40 P. S. §§ 991.2301—991.2362) charges the Council with the responsibilities of overseeing outreach activities and evaluating access and quality of service provided to children enrolled in the Children’s Health Insurance Program. The public is invited to attend. Persons who need accommodations due to a disability who wish to attend the meeting should contact Pete Salvatore, Insurance Department, 1326 Strawberry Square, Harrisburg, PA 17120, (717) 787-4429, at least 24 hours in advance so that arrangements can be made.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 14-493. Filed for public inspection March 7, 2014, 9:00 a.m.]

### MedAmerica Insurance Company; Rate Increase Filing for Long Term Care Form 14515-PA

MedAmerica Insurance Company is requesting an average increase of 38% on the following LTC Series: 14515-PA.

This increase will impact 302 policyholders in this Commonwealth.

Unless formal administrative action is taken prior to May 22, 2014, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Administration, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 14-494. Filed for public inspection March 7, 2014, 9:00 a.m.]

### Teachers Protective Mutual Insurance Company; Rate Increase Filing for Several Long Term Care Forms

Teachers Protective Mutual Insurance Company is requesting an average increase of 125% on the following LTC Series: 8800, 8810, 9600, 9610, 2000 and 4000.

This increase will impact 1,662 policyholders in this Commonwealth.

Unless formal administrative action is taken prior to May 22, 2014, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Administration, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 14-495. Filed for public inspection March 7, 2014, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Act 129 Energy Efficiency and Conservation Program; Doc. No. M-2012-2289411

At its February 20, 2014, public meeting, the Pennsylvania Public Utility Commission (Commission) adopted a Final Order and an amended Act 129 Demand Response Study that includes a Preliminary Wholesale Price Suppression and Prospective TRC Analysis for the Act 129 Energy Efficiency and Conservation Program. The Final Order is on the Commission's web site at <http://www.puc.pa.gov/pcdocs/1269801.doc>. The amended Act 129 Demand Response Study is also on the Commission's web site at <http://www.puc.pa.gov/pcdocs/1256728.docx>.

With this Final Order, the Commission directed the Act 129 Statewide Evaluator (SWE) to perform a Demand Response Potential Study using the proposed residential direct load control and commercial and industrial load curtailment models included in the order. The SWE is to perform this study using the 2013 Total Resource Cost (TRC) Test,<sup>1</sup> as well as the 2013 TRC Test as modified by the order and provide the results showing the cost-benefit analysis for both mechanisms. Questions regarding technical issues related to the Final Order are to be directed to Megan Good, Bureau of Technical Utility Services, (717) 425-7583 or [megagood@pa.gov](mailto:megagood@pa.gov). Questions regarding legal and process issues related to the Final Order are to be directed to Kriss Brown, Law Bureau, (717) 787-4518 or [kribrown@pa.gov](mailto:kribrown@pa.gov).

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-496. Filed for public inspection March 7, 2014, 9:00 a.m.]

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Formal protests 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. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by March 24, 2014. 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-2013-2396249. Dynasty Limousine Service, Inc.** (101 Martins Corner Road, Coatesville, Chester County, PA 19320) for the right to transport, as a common carrier, by motor vehicle, persons in group and party service, in

<sup>1</sup> See 2012 PA Total Resource Cost (TRC) Test; 2009 PA Total Resource Cost Test Final Order, Docket No. M-2012-2300653 (2013 TRC Test) (August 30, 2012).



vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Chester, Delaware, Lancaster and Montgomery to points in Pennsylvania, and return; and from the City and County of Philadelphia, to points in the Counties of Chester, Delaware, Lancaster and Montgomery, and return.

**A-2013-2398373. Mervin Peachey, t/a Peachey Transportation** (2913 Academia Road, Mifflin, Juniata County, PA 17058) for the right to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in Juniata County, to points in Pennsylvania, and return.

**A-2014-2400415.—Corrected. Infotech Consulting Services, Inc., t/a Friendly Services** (2554 Creek Road, Langhorne, PA 19053) for the right to begin to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from the City of Philadelphia to points in Pennsylvania and return, excluding areas under the jurisdiction of the Philadelphia Parking Authority.

**A-2014-2401251. Louis Degennaro and Mary C. Hudson Vezos, t/a Carlisle Car Service** (461 Bloserville Road, Newville, PA 17241) persons upon call or demand, in the Borough of Carlisle, Cumberland County.

**Application of the following for approval to begin operating as a broker for transportation of persons as described under the application.**

**A-2013-2394408. Laurie L Laughner, t/a Laurie Laughner Travel Consultant** (94 Old Country Club Road, Ridgway, Elk County, PA 15853) for a brokerage license, evidencing the Commission's approval of the beginning of the right and privilege to operate as a broker to arrange for the transportation of persons, between points in Pennsylvania.

**Application of the following for the approval of the transfer of stock as described under the application.**

**A-2013-2392749. Crown Limousine, Inc.** (15 Joshua Drive, Richboro, Bucks County, PA 18954) for the approval of the transfer of 500 shares of the issued and outstanding stock, from Itzhak Michalashuili to Israel Ziano.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-497. Filed for public inspection March 7, 2014, 9:00 a.m.]

### Service Price Index to Offset Tax Rate Charges

**P-2014-2407041. Citizens Telephone Company of Kecksburg.** Petition of Citizens Telephone Company of Kecksburg seeking confirmation that they may use the service price index component of the price cap formula set forth in their Chapter 30 Plans to offset charge in the tax rates as tracked by the State Tax Adjustment Surcharge (STAS).

Petition of Citizens Telephone Company of Kecksburg seeking confirmation that they may use the service price index component of the price cap formula set forth in their Chapter 30 Plans to offset charge in the tax rates as tracked by the STAS.

Answers and petitions to intervene must be filed on or before Tuesday, March 18, 2014. In accordance with 52 Pa. Code §§ 5.61 and 5.74 (relating to answers to complaints, petitions, motions and preliminary objections; and filing of petitions to intervene), filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the petitioner. The documents filed in support of the petition are available for inspection and copying at the Pennsylvania Public Utility Commission's (Commission) Secretary's Bureau between 8 a.m. and 4:30 p.m., Monday through Friday, on the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the petitioners business address.

*Petitioner:* Citizens Telephone Company of Kecksburg

*Through and by Counsel:* Norman J. Kennard Esquire, Thomas, Long, Niesen and Kennard, 212 Locust Street, Suite 500, P. O. Box 9500, Harrisburg, PA 17108-9500

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-498. Filed for public inspection March 7, 2014, 9:00 a.m.]

### Service Price Index to Offset Tax Rate Charges

**P-2014-2407033. Ironton Telephone Company.** Petition of Ironton Telephone Company seeking confirmation that it may use the service price index component of the price cap formula set forth in its Chapter 30 Plan to offset tax rate charges as tracked by the State Tax Adjustment Surcharge (STAS).

Petition of Ironton Telephone Company seeking confirmation that it may use the service price index component of the price cap formula set forth in its Chapter 30 Plan to offset tax rate charges as tracked by the STAS.

Answers and petitions to intervene must be filed on or before Tuesday, March 18, 2014. In accordance with 52 Pa. Code §§ 5.61 and 5.74 (relating to answers to complaints, petitions, motions and preliminary objections; and filing of petitions to intervene), filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served to the petitioner. The documents filed in support of the petition are available for inspection and copying at the Pennsylvania Public Utility Commission's (Commission) Secretary's Bureau between 8 a.m. and 4:30 p.m., Monday through Friday, on the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the petitioner's business address.

*Petitioner:* Ironton Telephone Company

*Through and By Counsel:* Norman J. Kennard Esquire, 212 Locust Street, Suite 500, P. O. Box 9500, Harrisburg, PA 17108-9500

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-499. Filed for public inspection March 7, 2014, 9:00 a.m.]



### Telecommunications

**A-2014-2406568. Verizon Pennsylvania, LLC and Cellco Partnership and Allentown SMSA Limited Partnership, d/b/a Verizon Wireless.** Joint petition of Verizon Pennsylvania, LLC and Cellco Partnership and Allentown SMSA Limited Partnership, d/b/a Verizon Wireless for approval of amendment No. 1 and amendment No. 2 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Cellco Partnership and Allentown SMSA Limited Partnership, d/b/a Verizon Wireless, by its counsel, filed on February 12, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 1 and amendment No. 2 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Cellco Partnership and Allentown SMSA Limited Partnership, d/b/a Verizon Wireless joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-500. Filed for public inspection March 7, 2014, 9:00 a.m.]

### Telecommunications

**A-2014-2406562. Verizon Pennsylvania, LLC and Cellco Partnership, d/b/a Verizon Wireless.** Joint petition of Verizon Pennsylvania, LLC and Cellco Partnership, d/b/a Verizon Wireless for approval of amendment No. 1, amendment No. 2 and amendment No. 3 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Cellco Partnership, d/b/a Verizon Wireless, by its counsel, filed on February 12, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 1, amendment No. 2 and amendment No. 3 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Cellco Partnership, d/b/a Verizon Wireless joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-501. Filed for public inspection March 7, 2014, 9:00 a.m.]

### Telecommunications

**A-2014-2406604. Verizon Pennsylvania, LLC and Cooperative Communications, Inc.** Joint petition of Verizon Pennsylvania, LLC and Cooperative Communications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Cooperative Communications, Inc., by its counsel, filed on February 12, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Cooperative Communications, Inc. joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-502. Filed for public inspection March 7, 2014, 9:00 a.m.]

### Telecommunications

**A-2014-2406429. Verizon Pennsylvania, LLC and Global Crossing Local Services, Inc.** Joint petition of Verizon Pennsylvania, LLC and Global Crossing Local Services, Inc. for approval of amendment No. 1 and amendment No. 2 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Global Crossing Local Services, Inc., by its counsel, filed on February 12, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 1 and amendment No. 2 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Global Crossing Local Services, Inc. joint petition are available for inspection and copying at the Office of the Secretary

between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-503. Filed for public inspection March 7, 2014, 9:00 a.m.]

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### Telecommunications

**A-2014-2406526. Verizon Pennsylvania, LLC and MegaPath Corporation.** Joint petition of Verizon Pennsylvania, LLC and MegaPath Corporation for approval of amendment "A" to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and MegaPath Corporation, by its counsel, filed on February 12, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment "A" to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and MegaPath Corporation joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-504. Filed for public inspection March 7, 2014, 9:00 a.m.]

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### Telecommunications

**A-2014-2406582. Verizon Pennsylvania, LLC and Qwest Communications Company, LLC, d/b/a CenturyLink QCC.** Joint petition of Verizon Pennsylvania,

LLC and Qwest Communications Company, LLC, d/b/a CenturyLink QCC for approval of amendment "A" to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Qwest Communications Company, LLC, d/b/a CenturyLink QCC, by its counsel, filed on February 12, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment "A" to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Qwest Communications Company, LLC, d/b/a CenturyLink QCC joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-505. Filed for public inspection March 7, 2014, 9:00 a.m.]

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## THADDEUS STEVENS COLLEGE OF TECHNOLOGY

### Request for Bids

Thaddeus Stevens College of Technology is soliciting bids for Project No. 14-0001 for a variety of construction products such as lumber, insulation, stair stringers, wall plates, fasteners, hardware and finish materials to complete an entire duplex residence. Bid documents can be obtained from Nancy Froeschle, Thaddeus Stevens College of Technology, 750 East King Street, Lancaster, PA 17602, (717) 299-7787, [froeschle@stevenscollege.edu](mailto:froeschle@stevenscollege.edu).

DR. WILLIAM E. GRISCOM,  
*President*

[Pa.B. Doc. No. 14-506. Filed for public inspection March 7, 2014, 9:00 a.m.]







