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# PENNSYLVANIA BULLETIN

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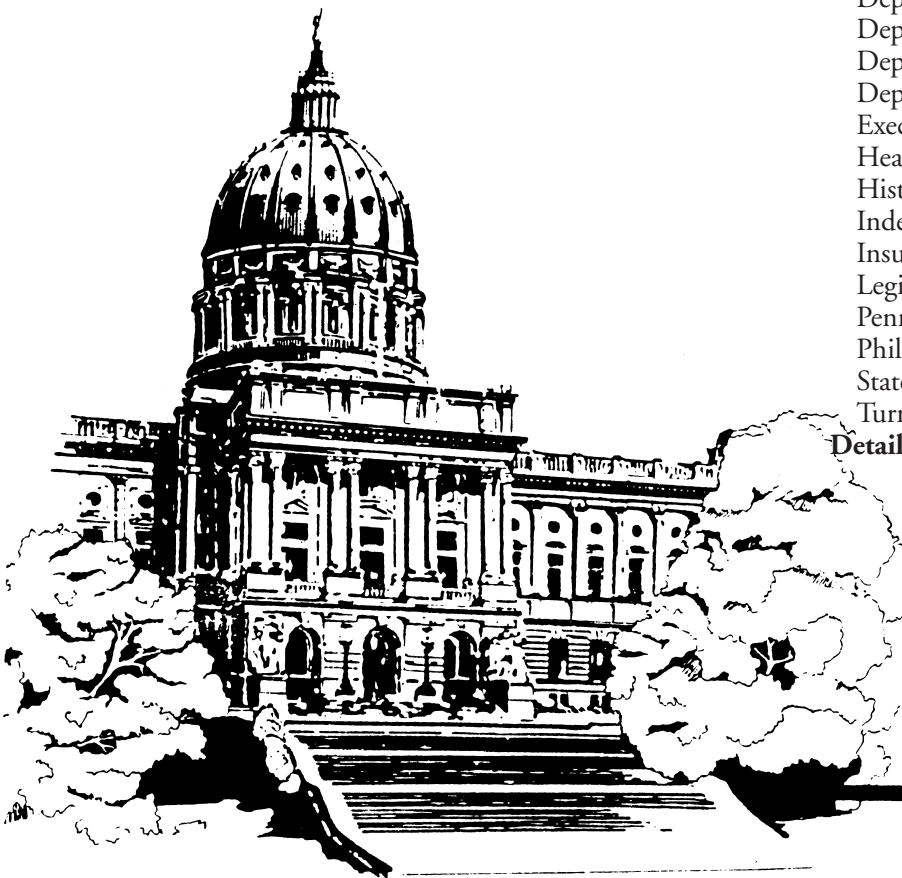
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January—December 2011

## Part I

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Department of Banking  
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Development  
Department of Environmental Protection  
Department of Health  
Department of Labor and Industry  
Department of Transportation  
Executive Board  
Health Care Cost Containment Council  
Historical and Museum Commission  
Independent Regulatory Review Commission  
Insurance Department  
Legislative Reference Bureau  
Pennsylvania Public Utility Commission  
Philadelphia Regional Port Authority  
State Conservation Commission  
Turnpike Commission

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

**No. 446, January 2012**

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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 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 where the agency may omit the proposal step; they 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, they must re-propose.

### **Citation to the *Pennsylvania Bulletin***

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

### ***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* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. 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*.

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.

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### Printing Format

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

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2012.

<b>4 Pa. Code (Administration)</b>		<b>67 Pa. Code (Transportation)</b>	
<b>Statements of Policy</b>		<b>Adopted Rules</b>	
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# THE COURTS

## Title 255—LOCAL COURT RULES

### BUCKS COUNTY

#### Order Amending Administrative Order No. 6 Re- garding Implementation of Divorce Code of 1980; Administrative Order No. 6

##### Order

*And Now*, this 13th day of December 2011, paragraphs 1, 2, 3, 4, 5 and 7 of Administrative Order Number 6, promulgated on June 24, 1980 and amended on November 23, 2007, are hereby amended as follows:

1. This order shall cover all actions filed pursuant to the Divorce Code Act, 1980-26, 23 P.S. Section 3301 (Divorce Code) and all actions brought by a separate complaint or petition that relate to any matter involving the same family, including without limitation, protection from abuse, child custody and visitation, division of marital property and enforcement of marital agreements. Matters pertaining to support or alimony pendente lite shall be filed pursuant to Pa.R.C.P. No. 1910.1, et seq.

2. The location for the filing, docketing and the maintenance of all pleadings and legal papers dealing with proceedings provided for in this order is designated to be in the Family Court Building.

3. The Prothonotary of Bucks County, having agreed to do so, will establish a branch office in the Family Court Building and staff same with a sufficient number of deputies to process all matters filed pursuant to the Divorce Code and this Order.

4. The deputy prothonotaries in the Family Court Building shall establish and maintain numbering, indexing, docketing and file maintenance systems for all pleadings and legal papers filed pursuant to the provisions of this order, and to this end shall adopt electronic data processing systems.

5. The deputy prothonotaries in the Family Court Building, at the end of each business day, shall deliver to the main office of the prothonotary all funds collected in connection with the performance of their duties.

7. All process to be served by the Sheriff shall be delivered to that office by deputy prothonotary in the Family Court Building no later than one business day after the commencement of the action.

The remaining provisions of Administrative Order number 6, dated June 24, 1980, as amended, shall remain in full force and effect.

This Order shall be effective thirty (30) days after publication in *The Pennsylvania Bulletin*.

*By the Court*

SUSAN D. SCOTT,  
*President Judge*

[Pa.B. Doc. No. 12-1. Filed for public inspection January 6, 2012, 9:00 a.m.]

## DISCIPLINARY BOARD OF THE SUPREME COURT

### Notice of Suspension

Notice is hereby given that Terry Renease Clayton having been suspended from the practice of law in the State of Tennessee for a period of 7 months, with actual suspension for a period of 1 month with the remainder of the suspension stayed, by Order of the Supreme Court of Tennessee filed January 12, 2011; the Supreme Court of Pennsylvania issued an Order dated December 15, 2011 suspending Terry Renease Clayton from the practice of law in this Commonwealth for a period of 1 month. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,  
*Secretary*  
*The Disciplinary Board of the*  
*Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 12-2. Filed for public inspection January 6, 2012, 9:00 a.m.]

### Notice of Suspension

Notice is hereby given that Terri Y. Lea having been suspended from the practice of law in the District of Columbia for a period of 180 days by Opinion and Order of the District of Columbia Court of Appeals decided January 20, 2011; the Supreme Court of Pennsylvania issued an Order dated December 15, 2011 suspending Terri Y. Lea from the practice of law in this Commonwealth for a period of 180 days. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,  
*Secretary*  
*The Disciplinary Board of the*  
*Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 12-3. Filed for public inspection January 6, 2012, 9:00 a.m.]

# RULES AND REGULATIONS

## Title 52—PUBLIC UTILITIES

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[ 52 PA. CODE CH. 57, 59, 65 AND 67 ]

[ L-2009-2104274 ]

### Utilities' Service Outage Response and Restoration Practices

The Pennsylvania Public Utility Commission on September 22, 2011, adopted a final rulemaking order which establishes a more uniform approach for reporting standards among the gas, water/wastewater and electric industries in the event of utility service outages.

#### Executive Summary

Prompted by 450,000 electric outages caused by Hurricane Ike in September, 2008, the Pennsylvania Public Utility Commission (Commission) initiated an investigation into electric utility service storm response, service restoration, and customer communication practices. The Commission publicly adopted a staff report entitled, Electric Distribution Company Service Outage Response and Restoration Practices Report, Docket No. M-2008-2065532, and initiated a rulemaking proceeding on April 30, 1999, in order to revise its regulations regarding service outages at 52 Pa. Code §§ 67.1, et seq., and reportable incidents at 52 Pa. Code §§ 57.11, 59.11, and 65.2.

The Proposed Rulemaking Order entered on November 10, 2009 at Docket No. L-2009-2104274 proposed to amend regulations regarding service outage and restoration in the electric, gas, and water industries. A companion Proposed Policy Statement was also entered on November 10, 2009, at Docket No. M-2008-2065532.

The Final Rulemaking Order seeks to benefit millions of Pennsylvania consumers by implementing revisions to the Commission's regulations for service outages and reportable accidents involving utility facilities including:

- Amendments to Chapter 57 to broaden the scope of reportable accidents involving electric utility service, establish a uniform reporting period, and require the filing of the utility's internal investigation report.
- Amendments to Chapter 59 to broaden the scope of reportable accidents involving gas utility service, establish a uniform reporting period, and require the filing of the utility's internal investigation report.
- Amendments to Chapter 65 to broaden the scope of reportable accidents involving water utility service, establish a uniform reporting period, and require the filing of the utility's internal investigation report.
- Amendments to Chapter 67 to require that fixed utilities provide a greater level of detail to the Commission regarding outage events.

The Commission will benefit from a more uniform approach to reporting standards among the gas, water/wastewater and electric industries as information will be better organized, more consistent, and better distributed using modern technology from the industries when there are significant outages. The industries affected by the regulations will benefit from the regulations as they will know what is expected of them regarding the reporting during outages as well as clear guidelines regarding

restoration practices. The regulations are designed to help the utilities bolster their goodwill with their customers while at the same time the regulations are not financially or unduly burdensome upon the industries.

Public Meeting held  
September 22, 2011

*Commissioners Present:* Robert F. Powelson, Chairperson, joint statement follows; John F. Coleman, Jr., Vice Chairperson, joint statement follows; Wayne E. Gardner; James H. Cawley; Pamela A. Witmer

*Proposed Rulemaking for Revision of 52 Pa. Code Chapters 57, 59, 65 and 67 Pertaining to Utilities' Service Outage Response and Restoration Practices;*  
*Doc. No. L-2009-2104274*

### Final Rulemaking Order

#### By the Commission:

On November 6, 2009, the Commission issued a proposed rulemaking order inviting comment regarding proposed amendments to our current regulations regarding service outages at 52 Pa. Code §§ 67.1, et seq., and reportable accidents at 52 Pa. Code §§ 57.11, 59.11 and 65.2. On April 30, 2009, the Commission adopted the Joint Motion of Vice Chairman Tyrone J. Christy and Commissioner Kim Pizzingrilli to initiate a rulemaking proceeding to revise our regulations on Service Outages at 52 Pa. Code §§ 67.1, et seq., and reportable incidents at 52 Pa. Code sections 57.11, 59.11 and 65.2. Based upon our review and consideration of the many comments filed in this rulemaking proceeding by the industry, statutory advocates and other interested persons, we shall adopt final-form regulations regarding utility reporting of service outage and reportable incidents.

#### Procedural History

On September 14 and 15, 2008, Hurricane Ike swept through Pennsylvania interrupting electric service to over 450,000 customers. Prompted by this occurrence, on September 25, 2008, Vice Chairman Tyrone J. Christy and Commissioner Kim Pizzingrilli issued a Joint Motion at Docket No. M-2008-2065532, directing Law Bureau to prepare a Secretarial Letter seeking information from all jurisdictional electric distribution companies (EDCs) operating in Pennsylvania regarding their service restoration and public notice practices. On the same date, the Commission issued a Secretarial Letter and initiated an investigation into EDCs' service outage responses and restoration practices with the same information requested. EDCs filed responses. As part of this investigation, the Commission also held two public input hearings in western Pennsylvania and solicited information from EDCs regarding their current and past storm preparation and response practices.

In April, 2009, the Commission's Bureau of Conservation, Economics and Energy Planning and Office of Communications submitted a report to the Commission entitled, Electric Distribution Company Service Outage Response and Restoration Practices Report (Report). This report was adopted by the Commission at Public Meeting of April 30, 2009, at Docket No. M-2008-2065532. On the same date, this Commission adopted the Joint Motion of Vice Chairman Tyrone J. Christy and Commissioner Kim Pizzingrilli to initiate a rulemaking proceeding to revise our regulations on Service Outages at 52 Pa. Code §§ 67.1, et seq., and reportable incidents at 52 Pa. Code

Sections 57.11, 59.11 and 65.2. The Joint Motion also directed a Policy Statement be issued, which we will address in a separate Proposed Policy Statement Order.

### Summary of Recommendations

The Report summarized the findings of the investigation and recommended the following future actions:

- Utilities should apply the principles of the National Incident Management System (NIMS) and its Incident Command System when managing widespread service outages. Application of NIMS would include:

1. Development of written crisis communication plans consistent with national NIMS standards.

- Utilities should provide a greater level of detail in their written reports to the Commission for unscheduled service interruptions that meet the criteria under 52 Pa. Code § 67.1(b), including the level of damage to utility facilities, number of personnel utilized through mutual aid agreements, and other matters identified in the report.

- The Commission should establish a more uniform approach to reportable accidents involving utility facilities and operations.<sup>1</sup>

### Discussion

On November 6, 2009, we issued a Proposed Rule-making Order inviting comment regarding proposed amendments to our current regulations regarding service outages at 52 Pa. Code §§ 67.1, et seq., and reportable accidents at 52 Pa. Code §§ 57.11, 59.11 and 65.2. Our goal is to have even more effective responses to future unscheduled service outages.

In general, under sections 57.11, 59.11 and 65.2, we proposed to expand our regulations to capture more reportable events, such as cyber security attacks, and events that involve damages to a utility company by another utility company. We further proposed establishing deadlines for reporting accidents.

Under section 67.1, we proposed to expand our general provisions regarding service outages such that rather than just an approximate number of customers involved in a single incident is reported, the total number of sustained outages during the event are reported. As utilities employ better technology to more accurately count their sustained outages, this information is reportable to the Commission and we should be made aware of it. Other proposed changes to section 67.1 included reporting the number of not only utility workers, but also contract workers specifically assigned to the repair work and mutual aid workers.

Comments have been received from the following: Verizon Pennsylvania, Inc., Verizon North, Inc. and MCI Metro Access Transmission Services, LLC d/b/a Verizon Access Transmission Services (Verizon), Pennsylvania Telephone Association (PTA), UGI Utilities, Inc.,

<sup>1</sup> This report also included the following recommendations which will be addressed in a separate Final Policy Statement Order:

- Utilities should apply the principles of the National Incident Management System (NIMS) and its Incident Command System when managing widespread service outages. Application of NIMS would include:

1. Development of written crisis communication plans consistent with national NIMS standards.

2. Establishment of a Joint Information System/Joint Information Center to coordinate responses when multiple utilities in the same region are affected by an incident.

- Utility personnel should communicate with the news media and public in a consistent fashion. Common talking points should be distributed to all utility employees who may be in contact with the public and news media.

- During incident management, utilities should establish a schedule for the regular release of information to the news media.

- Utilities should strive to use the best available technology to facilitate the sharing of information, including automated dialing systems, electronic mail and text messaging.

UGI Penn Natural Gas, Inc., and UGI Central Penn Gas, Inc. (UGI), Office of Consumer Advocate (OCA), Philadelphia Gas Works (PGW), Allegheny Power, Pennsylvania AFL-CIO Utility Caucus (AFL-CIO), Duquesne Light Company (Duquesne Light), PPL Electric Utilities (PPL), Metropolitan Edison Company, Pennsylvania Electric Company and Pennsylvania Power Company (First-Energy), Energy Association of Pennsylvania (EAP), PECO Energy Company (PECO), Columbia Gas of Pennsylvania, Inc. (Columbia Gas), National Fuel Gas Distribution Corporation (National Fuel), West Penn Power Company d/b/a Allegheny Power (West Penn), and the Independent Regulatory Review Commission (IRRC).

We have reviewed and addressed these comments below.

### Comments

#### General Comments

IRRC requested that the Commission provide an explanation of its statutory authority for the amendments that it is proposing as it pertains to the telephone industry and the water/wastewater industry. IRRC further requested that the Commission explain the need for additional reporting requirements, especially for the gas and water/wastewater industries given that the past concerns related specifically to the electric utility industry. IRRC Comments, p. 1-2.

IRRC questions whether telephone companies will be required to comply with Chapter 67; what is the need for imposing additional requirements on the telephone industry; and asks what problem the Commission is attempting to address. IRRC Comments, p. 2.

#### Resolution

The Commission's specific statutory authority for the amendments proposed pertaining to the telephone and the water/wastewater industry is from the Pennsylvania Public Utility Code at 66 Pa.C.S. § 1508 relating to reports of utility accidents. Additionally, the Commission has general statutory authority at § 501(a) relating to general powers, § 504 relating to reports by public utilities, § 505 relating to duty to furnish information to commission, and § 506 relating to inspection of facilities and records. Additional statutory authority for telephone utilities comes from 66 Pa.C.S. § 3019(b) relating to powers and duties retained and rules and regulations.

For gas utilities, we tailored our responses to federal gas safety requirements and consulted with Paul Metro, Gas Safety Division Chief. The need for revising these regulations is to keep it consistent with other industries. The Commission did mirror the revised regulation with the federal requirements and/or allows the filing of the federal form when it is consistent with the minimum requirements of the state form. This was done based upon the gas and telephone utilities' comments. With regard to the water section, the revised regulations actually make the reporting requirements easier on the water industry—see revised definition of accidents.

Regarding chapter 67 and whether telephone companies must comply with this section, the Commission agreed with IRRC's comments to consider allowing the submittal of reports required by the Federal Communications Commission (FCC). Furthermore, the Commission provided telephone companies with the option of either complying with subsections (a), (b), and (c) of chapter 67, excluding certain new information requirements or, in lieu of such reporting, the telephone companies may choose to file a comparable outage report required by the



FCC so long as the report contains at a minimum the required information. Accordingly, for a telephone utility that elects to file under the Section 67.1 requirements, there is no change from what is currently required.

We agree with commenters requests concerning filing the federal report and have revised the rulemaking to allow utilities to file the federal report. However, federal forms may change or be eliminated altogether. Thus, we need certain minimum requirements that are listed in the revised regulation. If for example, the federal form does not include the reason for the interruption, utilities can still file the federal form and write in the reason for the interruption.

Regarding Verizon's comments noting the FCC new rules and concerns regarding the confidential and proprietary nature of the documents. This concern is not persuasive, since telephone utilities have been required to file this information with the Commission for years and this has not been a problem. Telephone utilities could have filed a petition at any time regarding any confidential or proprietary concern and this was not done. Also, the documents will now be filed within 10 working days after the last affected customer is restored, which should address the concern of parties having access to outage location information in a manner and timeliness where mischief or criminal actions would be possible. Pursuant to the Commission order entered on December 30, 2005, Section 3015(f) Review Regarding The Lifeline Tracking Report, Accident Report and Service Outage Report, Docket No. M-00051900 the Commission ordered telephone utilities to continue to file service outage reports under 52 Pa. Code § 67.1.

*Comments*

*Chapter 57. Electric Service § 57.11. Accidents.*

*§ 57.11(b)(2)*

IRRC contends that commenters believe the standard; "sufficient that the injured person requires hospitalization" is too broad and would be overly burdensome on the utilities. IRRC Comments, p. 3. EAP, PECO, and FirstEnergy agreed that the requirement is too broad and overly burdensome because the utility may not have access to such information regarding a non-employee or an accident which occurs and is not directly related to the utility facility or operation. EAP Comments, p. 5, FirstEnergy Comments, p. 2, PECO Comments, p. 2-4. FirstEnergy suggests keeping the same language because it strikes the proper balance of distinguishing accidents that may require professional medical attention or hospitalization from serious accidents requiring medical attention. FirstEnergy Comments, p. 2. PPL believes the additional detail in the proposed regulation is not necessary and will provide little or no benefit relative to the additional effort and costs it will impose. PPL Comments, p. 2. PPL contends that the differentiation between employees and the general public as it currently exists is appropriate and treating employees and the general public equally in terms of reporting injuries is unnecessarily burdensome. PPL Comments, p. 3.

Duquesne submits that changing the reporting requirement to those who require professional medical attention would result in a significant increase in reporting and would result in the reporting of minor incidences. Duquesne Comments, p. 3-4. Duquesne requests that the Commission provide clarity in its regulations for reporting accidents, such as only instances of death or serious injury resulting from energized service facilities. Duquesne Comments, p. 5.

*Resolution*

In response to IRRC, Duquesne and EAP, the Commission notes and agrees with the comments made. The Commission, in response, has changed the language in section (b)(2) to "treatment at a hospital emergency room or in-patient admittance to a hospital, or both" to lessen the reporting burden on each utility. The Commission is in agreement that "professional medical attention" is too broad and would make reporting overly burdensome. This change should narrow the requirement and decrease the reporting instances.

The Commission, however, still contends that reporting is applicable to employees as well as non-employees because utilities must distinguish between them on the UCTA-8 and the Commission needs information regarding both. We are concerned with not just the safety of utility employees, but the public in general. Under Section 66 Pa.C.S. § 1501, utilities have a duty to provide safe and reliable service to the public. Distinguishing between employees and non-employees on the form goes to assisting the Commission to ensure that safe and reliable service. Utility workers are trained to operate safely. The Commission is charged with regulating utilities on safety. 66 Pa.C.S. § 1501.

As to FirstEnergy's comments, the Commission altered the original language to "treatment at a hospital emergency room . . ." in order to properly distinguish between serious and minor accidents that require medical attention and lessen the burden of additional reporting. In response to PPL's comments, requiring reporting only when an injury results in immediate treatment at a hospital emergency room and/or in-patient admittance to a hospital will cause less of a burden than any person who requires professional medical attention or hospitalization.

The Commission will not adopt a reporting standard of "only instances of death or serious injury resulting from energized service facilities." Additional reporting requirements ensure safe and adequate utility service. The Commission should be made aware of any serious injury that raises questions of public safety.

*§ 57.11(b)(3)*

OCA submits that the existing regulation appears to limit reporting to only prolonged or serious interruptions of normal service from "occurrences of an unusual nature." The OCA suggests that any accident, not just an unusual accident that results in a prolonged and serious interruption of normal service should be reportable. OCA recommends that the limiting language "of unusual nature" be removed from Section 57.11(b)(3). OCA Comments, p. 5.

*Resolution*

In response to OCA's Comments, the Commission believes that Chapter 67 Service Outages, Section 67.1 covers the concerns of the OCA in this section. The Commission does not find it necessary to expand this section or amend it.

*§ 57.11(b)(4)*

IRRC asserts that there is no need to report "suspected" occurrences of sabotage or attempts against cyber security measures. IRRC Comments, p. 3. Additionally, it questions whether the Commission considered allowing existing reporting protocols and requirements already approved by the North American Electric Reliability Corporation (NERC) and the Federal Energy Regulatory Commission (FERC). IRRC Comments, p. 3. Duquesne

also suggests that instead of imposing new requirements for acts of sabotage and cyber security attacks, that the new rulemaking leverage existing reporting protocols and requirements already established by NERC and FERC. Duquesne Comments, p. 5-6.

Under the Commission's provision, OCA contends that any attempt against cyber security measures triggers a reportable accident, even if there is no impact on the electric system or service to customers. It suggests that organizations already experience multiple cyber attacks daily, and the frequency of such attacks is increasing. OCA Comments, p. 5. OCA submits that the Commission should require reporting of attempted cyber security attacks, but the mechanism of reportable accidents with its specific requirements and timelines may not be the best place to receive such reports. OCA recommends that cyber security attacks that result in outages or interruptions of service could be reportable accidents, but those which do not result in interruptions or outages should not be subject to reporting. OCA Comments, p. 6.

PECO asserts that reporting highly sensitive information about its security in regards to cyber security threats is not in the public interest. PECO Comments, p. 4. This could result in the release of information in a civil proceeding, and ultimately, release of customer information and information that could compromise the safety of company facilities. PECO contends that only basic information should be reported without revealing sensitive security information. PECO Comments, p. 4.

#### *Resolution*

In response to IRRC's concerns, the Commission removed the term "suspected" from this section. This section now only requires reporting for "physical or cyber attack, including attempts against cyber security measures."

In response to OCA's comments, the Commission only requires reporting if the cyber attack causes an interruption of service and/or over \$50,000 in damages, therefore, the reporting requirement will be less burdensome than reporting any cyber attack. Further, the \$50,000 threshold is high enough to prevent reporting minor everyday occurrences but still allows the Commission to have knowledge of incidences that result in a significant expense.

In regard to PECO's comments, in subsection (e), the Commission provides that any information that would compromise the security of the utility or hinder an active criminal investigation may be removed from the written report.

As to OCA and Duquesne's comments, the Commission permits utilities to file alternative forms required by the Bureau of Workers' Compensation, Department of Labor and Industry, or the U.S. Department of Energy so long as these forms contain, at a minimum, the required listed information pursuant to Section 57.11(e). The Commission has allowed alternative forms; however, because federal forms can change sometimes more frequently than state forms, it would not be prudent to tie the information requirements to what is on a specific federal form. Thus, the alternative forms are acceptable as long as the specific required information is listed.

#### *§ 57.11(b)(5)*

IRRC states that the Commission already has access to the information requested in this section. IRRC Comments, p. 4. FirstEnergy states its concern with this section because it fails to define substantial damage.

Additionally, FirstEnergy is concerned that companies are unaware of instances of one utility causing substantial damage to the facility or property of another. FirstEnergy and PPL believe this additional reporting is unnecessary and duplicative because the Commission receives an incident report that includes this information from the Pennsylvania Department of Labor and Industry. FirstEnergy Comments, p. 3.

#### *Resolution*

The Commission notes and agrees with the comments filed in regard to this section, and as a result, has completely removed section (b)(5). The Commission has deemed it unnecessary because the same reporting is required by other state agencies.

#### *§ 57.11(c)*

Duquesne contends that accidents involving vehicles should not be segregated from any other reportable accident and suggests the same standard should apply. Duquesne opposes the requirement to report all accidents involving Company owned vehicles and recommends that motor vehicle and contact accidents be treated the same as any other accident. Duquesne Comments, p. 8.

#### *Resolution*

In response to Duquesne's comments, the Commission agreed that not every auto accident should be reportable. Under the exceptions at Section 57.11(c), we exclude all vehicle accidents other than those which involve a vehicle owned by the utility or driven by a utility employee while on duty or in which some or all of the injuries were a result of contact with electrified facilities. An example of a reportable vehicle accident is an accident involving a utility pole, with wires falling down resulting in harm to the driver or passenger from electrocution. Additionally, any accident in which a person is injured by a utility truck concerns the duty of public utilities to maintain safe, reasonable and adequate service under 66 Pa. C.S. § 1501.

#### *§ 57.11(d)*

PPL contends that a modification of the proposed time period is appropriate rather than requiring reporting "at once." PPL suggests that the reporting by telephone of such occurrence should be made within two working days, or 48 hours. PPL contends this will give them valuable additional time to properly evaluate the situation before being required to provide an initial report that may be based on incomplete information. PPL Comments, p. 5. FirstEnergy submits that the 24 hour time period is acceptable and further suggests that the notice requirement should be initiated at such time that a company gains knowledge of the reportable accident. First Energy Comments, p. 4. IRRC submits that the Commission should consider the concerns of the commenter's and provide an explanation of why the Commission's proposed timeframes are appropriate. IRRC Comments, p. 3.

#### *Resolution*

The Commission notes the comments and concerns of the utilities and decides to keep the 24 hour notice period after a utility becomes aware of a reportable action. Additionally, FirstEnergy agreed with the 24 hour timeframe to report an accident. The Commission is requiring the 24 hour reporting period due to the serious nature of the accidents defined by these regulations. As the state regulatory agency with the duty and responsibility to ensure that utilities provide safe, reasonable and adequate service, such reporting is both reasonable and prudent. In addition, because the Commission receives

inquiries from the media and needs to be informed of events that might involve media attention. Furthermore, the Commission is extending the time period for the written report until thirty days after the incident; therefore, the telephonic report should be timely. Moreover, if the incident is a cyber attack, the Commission will be able to notify other utilities so they can take any necessary precautions.

§ 57.11(e)

PECO asserts that a five day requirement for written reports may cause complications, especially if it takes longer than five days to make the area safe, restore service, or collect and review the data for accuracy. PECO recommends a reasonable period requirement for submitting reports, not to exceed one week after the accident is remedied and the area made safe. PECO Comments, p. 5. FirstEnergy agrees with a five day period to submit written reports but recommends clarification of the five days to be five working days. FirstEnergy Comments, p. 4. PPL states that the five day period is too short to provide complete information after the conclusion of the EDCs investigation. Duquesne and PPL recommend a longer period for reporting to ensure useful, complete, and accurate information. PPL Comments, p. 6, Duquesne Comments, p. 9. Duquesne recommends a thirty day period to report. IRRC asks the Commission to consider the timeframe concerns provided by the commenter's and respond why the timeframes are appropriate. IRRC Comments, p. 3.

*Resolution*

We note and agree with comments by PPL and Duquesne and changed the five day reporting period to a thirty day time period to submit the written report required under this section. We understand that not all pertinent information is available in that short time frame and we want to have the most complete information available so we will allow the extra time—or 30 days to complete the written report. This is also since we have already been made aware of the incident by the telephone notification within 24 hours required under subsection 57.11(d).

§ 57.11(f) *internal investigation reports*

PECO states that the internal investigation accident reports contain confidential information and attorney-client privileged information that is protected by the work product doctrine. Utility employees will be less open if they know their statements may become a public document, and therefore, the investigative reports will lose their value as a tool to understanding what happened in the accident and avoiding repeat accidents. PECO, FirstEnergy and PPL assert that reporting attorney-client privileged information to the Commission is a violation of Rule 1.6 of the Pennsylvania Rules of Professional Conduct. PECO Comments, p. 6, PPL Comments, p. 7, FirstEnergy Comments, p. 4. PPL suggests that any confidential information should be removed from the internal report if submitted to the Commission.

PPL contends that this requirement is unnecessary, provides no meaningful benefit, and could have significant legal ramifications. PPL Comments, p. 6. The submission of the written report is sufficient for the Commission to monitor incidents, and the internal investigation report will provide little or no additional benefit. PPL Comments, p. 7.

*Resolution*

The Commission notes the concerns expressed by PECO, PPL and FirstEnergy in regard to their internal

reports. We agree that adoption of a general rule to require the submission of such internal reports in all circumstances by regulation would be overbroad. A general rule that would require utilities to provide their internal investigation reports may damage or inhibit a utility's ability to manage its legal position and could impose on matters that evolve into litigated matters. Additionally, it could compromise the security of the utility or hinder an active criminal investigation and may be removed from the written report.

Accordingly, due to the above-mentioned concerns, the Commission has removed the entire subsection (f). Nevertheless, while we are removing this requirement as a general rule, we note that this in no way limits the Commission's authority to require, on a case by case basis, any follow up information, data, documents, or reports deemed necessary by the Commission to investigate an outage or accident pursuant to 66 Pa.C.S. §§ 504—506. Lastly, we have added a new subsection (g) to incorporate this authority in these regulations.

*Chapter 59. Gas Service § 59.11 Accidents.*

§ 59.11(b)(2)

UGI, PECO and Columbia assert that expanding the definition to include "injury to a person sufficient that the injured person requires professional medical attention" is overbroad and would require each utility to report when an individual is merely examined by a paramedic and is deemed fine. UGI Comments, p. 6-7, Columbia Comments, p. 5, PECO Comments, p. 8. UGI suggests requiring a personal injury report only where there is a release of gas from a pipeline and the injury necessitates inpatient hospitalization. UGI Comments, p. 7. PGW states that there is no definition of the term "professional medical attention," and as a result, it is uncertain what level of injury must be reported. PGW Comments, p. 2.

*Resolution*

The Commission agrees with the commenters and has changed the reporting requirement from "injured persons requiring professional medical attention or hospitalization" to "an injured person who requires immediate treatment at a hospital emergency room or in-patient admittance to a hospital, or both." The Commission is in agreement that the "professional medical attention" is too broad and would make reporting overly burdensome.

§ 59.11(b)(5)

IRRC questions the need for reporting "suspected" occurrences of sabotage or attempts against cyber security measures. Additionally, IRRC asks whether the Commission has considered allowing existing reporting requirements already approved by NERC and FERC. IRRC Comments, p. 3.

PGW suggests that instead of requiring reporting of insignificant computer/cyber events, the regulation should instead require reporting in occurrences that result in a service outage and is reported to the police or a government agency which performs police functions. PGW Comments, p. 2. Columbia asserts that it is already required to report cyber crimes to the Department of Homeland Security. Columbia Comments, p. 5.

PECO states that there is confusion as to what amount or what type of information the utility must report to the Commission. PECO is also concerned that reporting highly sensitive information about its security does not benefit the public interest because if the Commission has the information it could become discoverable in a civil court proceeding. This information could then be a threat



to the security of customer information and compromise the safety of the facilities. PECO Comments, p. 10. UGI is also concerned with the release of information to the public because of the chance it could interfere with criminal investigations of the incident that may involve terrorist or other organizations working against national interests. UGI suggests modifying the provision to excuse the report where it could interfere with an ongoing criminal or civil investigation or other matter involving the national interest. UGI Comments, p. 7.

#### *Resolution*

In response to IRRC's comments, the Commission has removed the language "suspected" and "determined to be caused by sabotage" and changed it to "physical or cyber attack." Additionally, the Commission has considered the existing reporting requirements already approved by NERC and FERC. The Commission asserts that NERC does not involve gas utilities. The Commission will allow gas utilities to use the form required by the Federal Department of Transportation through the Pipeline and Hazardous Materials Safety Administration (PHMSA) as long as this form has the minimum information required under this section. This requirement is consistent with the PHMSA forms that gas utilities have to send in whenever they have a physical or cyber attack. We allow them to file this federal form under Section 59.11(e) as long as it contains the minimum information.

In response to PECO and UGI's comments, in subsection (e), the Commission has provided that a utility may remove information that would compromise the security of the utility or hinder an active criminal investigation. This should eliminate any problems that are against the public interest or a threat to the security of customer information of utility facilities.

In regard to the comments filed by PGW and Columbia, the Commission believes that this information must be reported because the Department of Homeland Security does not have jurisdictional power over any of the utilities; therefore, it does not have regulatory power. The Commission, is not aware of any forms that are filed with the Department of Homeland Security. In addition, the Department of Homeland Security has no obligation to share information with the Commission.

The Commission has changed the \$25,000 threshold to \$50,000 for reporting incidences in this paragraph to be consistent with the federal standards for reporting by gas utilities. The Commission has limited this requirement to an occurrence as described, "which causes an interruption of service or over \$50,000 in damages, or both."

#### *§ 59.11(b)(6)*

PGW and PECO assert that damage to another utility company's facility or property would not rise to the level deemed "substantial" until the cost of repair exceeded \$50,000. PGW Comments, p. 2-3, PECO Comments, p. 10-11. UGI contends that the information required in this section is already available to the Commission under the Commonwealth's "Dig-Safe" Law administered by the Pennsylvania Department of Labor and Industry (L&I). UGI Comments, p. 8. The information is already made available to the Commission through the L&I pursuant to an inter-agency arrangement. UGI suggests that this would provide no additional benefit to the Commission, and therefore, should be rejected in the final rule. UGI Comments, p. 8.

#### *Resolution*

The Commission agrees with the comments filed by UGI and finds that the reporting of substantial damage

to another utility company's facility would provide no additional benefit. Also, this information is reported to other state agencies such as the L&I so we do not need to make them file with us as well. Therefore, the Commission has decided to remove this subsection from the regulation.

#### *§ 59.11(c) exceptions*

UGI asserts that a motor vehicle exception exists for electric utility accidents resulting in any injury; however, no exception has been proposed for gas utilities. UGI Comments, p. 9-10. UGI argues that gas utilities should not be required to report injuries that are sourced in motor vehicle accidents where electric utilities are exempt from reporting. UGI Comments, p. 10.

#### *Resolution*

The Commission agrees with UGI's comments and adds an exception for gas utilities in subsection (c), paragraphs (1) and (2). Additionally, we are making this consistent with the electric and water provisions at Sections 57.11(c)(1), (2) and Sections 65.2(c)(1), (2).

#### *§ 59.11(c) telephone reports—now 59.11(d)*

UGI states that "at once" is not a realistic standard for reporting an incident by telephone and asks the Commission to consider using a standard that does not require the utility to make any report immediately. UGI contends that utilities do not report at once, but actually report when they have made certain that they adequately understand the facts of the situation and can communicate those facts to the Commission. UGI asks the Commission to change the standard to "at the earliest practicable moment following discovery." UGI Comments, p. 10-11.

PGW contends that the 24 hour reporting requirement should be 24 hours after the event is known to the utility. PGW Comments, p. 3.

#### *Resolution*

As we did with electric, the Commission has changed the standard from "at once" to "immediately after the utility becomes aware of the occurrence of a reportable accident." The Commission made this change in response to UGI's comments to clarify the time period in which the utility must report to the Commission by telephone. For events under subsection (b)(1), (3), (4), and (5) the reporting time period is now "immediately after the utility becomes aware of the occurrence of a reportable event." For events under subsection (b)(2), in response to PGW's comment, the Commission has changed the standard to "within 24 hours after the utility becomes aware of a reportable accident."

#### *§ 59.11(d) written reports—now section 59.11(e)*

IRRC asks the Commission to consider the proposed timeframe and whether it is appropriate for making a written report. IRRC Comments, p. 3. Columbia asserts that the timeframe to make a written report should be changed from five days to thirty days, making it consistent with the federal reporting requirements. Columbia is concerned that five days may not be enough time for a utility to collect accurate data and fully assess it. Columbia fears that this requirement will likely result in an increase in the number of amended reports. Columbia Comments, p. 5-6. PECO agrees that the timeframe is too short to file a report but recommends a time not exceeding one week after the circumstances of the accident is remedied to submit the written report. PECO Comments, p. 11. UGI also proposes a thirty day reporting require-



ment because a five day is insufficient to gather the information needed for the report, particularly in instances where there is a release of natural gas with significant resulting property damage and injuries to the person. UGI Comments, p. 11.

*Resolution*

The Commission notes and agrees with the comments filed alleging that the timeframe is not long enough to provide adequate and sufficient information in a written report. For the reasons discussed, the timeframe to file a written report with the Commission has been changed from five days to thirty days after the occurrence of a reportable accident. We are allowing this extra time to file the written report since we have already been made aware of the incident by telephone notification as required under subsection 59.11(d).

§ 59.11(e) *internal investigation reports*

UGI opposes the imposition of a requirement to provide internal investigation reports because the matters potentially evolve into litigated matters of a civil or criminal nature. UGI contends that exposing the mental impressions and thought processes of counsel could greatly damage the utility's ability to manage its legal position in those matters. UGI, PECO and PGW state that this subsection may violate the attorney-client privilege. UGI Comments, p. 12, PECO Comments, p. 11, UGI suggests deleting this section, or at minimum, allowing the utility to redact any information that may compromise an expert, consultant or legal opinion. UGI Comments, p. 12.

*Resolution*

The Commission notes the concerns expressed by PECO, UGI, and PGW in regard to their internal reports. We agree that adoption of a general rule to require the submission of such internal reports in all circumstances by regulation would be overbroad. A general rule that would require utilities to provide their internal investigation reports may damage or inhibit a utility's ability to manage its legal position and could impose on matters that evolve into litigated matters. Additionally, it could compromise the security of the utility or hinder an active criminal investigation and may be removed from the written report.

Accordingly, due to the above-mentioned concerns, the Commission has removed the entire subsection (e). Nevertheless, while we are removing this requirement as a general rule, we note that this in no way limits the Commission's authority to require, on a case by case basis, any follow up information, data, documents, or reports deemed necessary by the Commission to investigate an outage or accident pursuant to 66 Pa.C.S. §§ 504—506. Lastly, we have added a new subsection (g) to incorporate this authority in these regulations.

*Chapter 65. Water Service § 65.2 Accidents.*

§ 65.2(b)(2)

OCA contends that accident reports should specifically identify whether injuries were to employees, on duty or off duty, or to non-employees. OCA Comments, p. 10.

*Resolution*

The Commission agrees with the comments made by OCA. The UCTA-8 reporting form currently requires that each utility distinguish whether the injury was to an employee or a non-employee. This is already in the form. See attached UCTA-8 form. We did not remove this distinction or change that on the form. Additionally, the Commission changed the reporting requirement from an

injury that requires "professional medical attention or hospitalization" to an injury that requires "immediate treatment at a hospital emergency room or in-patient admittance to a hospital, or both." This requirement was changed by the Commission to avoid the inconvenience to a utility by requiring it to report minor injuries.

The Commission has also changed this provision to allow water utilities to report accidents to the Commission using the forms required by the Bureau of Workers' Compensation, Department of Labor and Industry. See § 65.2(e).

§ 65.2(b)(3)

OCA asserts that any accident that results in a prolonged and serious interruption of normal utility service should be reportable not just those "of an unusual nature." OCA Comments, p. 11.

*Resolution*

The Commission has kept the requirement that only an occurrence of an unusual nature should be reported under this paragraph because other regulations by the Commission require utilities to report service outages depending on number of customers affected, etc. Occurrences of an unusual nature are rare but the Commission needs to know if a serious service interruption occurs that does not fall under one of the other sections for reporting, but happens to be of an unusual nature. For example, if tornado damage in a small town affects only 400 people; but causes an interruption of service to those people, it must be reported to the Commission because it is unusual and of a significant nature for that particular town.

§ 65.2 (b)(4)

OCA submits that a "reportable accident" for the purposes of this section should include cyber security attacks that result in an interruption in utility service to customers while cyber security attacks that do not result in service interruptions should be reported to the Commission through a separate process. OCA Comments, p. 11.

*Resolution*

The Commission agrees that cyber attacks that result in an interruption should be reported to the Commission but also contends that those attacks that result in over \$50,000 in damages should also be reported because this is a large enough threshold that it will not burden utilities with reporting everyday minor incidences. If we required them to report every cyber attack, this would require a significant amount of reporting since this happens every day. We changed this to make the requirement threshold \$50,000 in damages. This threshold is significant damages so that every daily incident will not be reported. This is also consistent with the federal regulations.

§ 65.2(b)(5)

IRRC asks the Commission to explain why it is appropriate for the utility that causes the damage to report the accident and not the utility whose property was damaged. IRRC Comments, p. 4.

*Resolution*

The Commission has decided to remove this entire section because the Commission already receives an incident report that includes this information from the Pennsylvania Department of Labor and Industry. The Commission has deemed it unnecessary to include this section because the same reporting is required by other state agencies.

§ 65.2 (c)

The Commission has added a section for exceptions for reportable accidents caused by certain motor vehicles resulting in injury to make it consistent with electric and gas utilities provisions at §§ 57.11(c) and 59.11(c) respectively.

§ 65.2(c) telephone reports now Section 65.2(d)

IRRC asks the Commission to explain why a report by telephone should be made within 24 hours of a reportable accident. IRRC Comments, p. 3.

*Resolution*

The Commission needs to be notified immediately upon the utilities becoming aware of an accident under subsections (b)(1), (3), and (4). This was changed to make it consistent with the requirements for the electric and gas utilities. Reportable accidents, as defined herein, are serious in nature and should be disclosed as soon as possible to the state regulatory agency with the duty and responsibility to ensure that utilities provide safe, reasonable and adequate service, such reporting is both reasonable and prudent. In addition, for newsworthy events that would involve media inquiries such as deaths and actual physical cyber attacks, it is important that the Commission is notified by telephone immediately upon the utility becoming aware of the event.

§ 65.2(d) written reports, now Section 65.2(e)

IRRC asks the Commission to explain why a written report should be made within five days of a reportable accident. IRRC Comments, p. 3.

*Resolution*

The Commission changed the five day requirement of a written report to thirty days for the convenience of the utility companies. Additionally, this extra time will allow the companies to provide an accurate and complete report to the Commission. This section was changed to make it consistent with electric and gas utilities.

§ 65.2(e) internal investigation reports

IRRC states that commenters are concerned with this section because internal investigative reports are often prepared in anticipation of litigation or criminal proceedings. Providing this information may also violate the attorney-client privilege and the Pennsylvania Rules of Professional Conduct. IRRC Comments, p. 4. IRRC recommends allowing utilities to redact information that would harm the utility or allow an exemption or waiver from this requirement. IRRC Comments, p. 4-5.

*Resolution*

The Commission agrees with the concerns of the commenters and has eliminated this section in its entirety. We agree that adoption of a general rule to require the submission of such internal reports in all circumstances by regulation would be overbroad. A general rule that would require utilities to provide their internal investigation reports may damage or inhibit a utility's ability to manage its legal position and could impose on matters that evolve into litigated matters. Additionally, it could compromise the security of the utility or hinder an active criminal investigation and may be removed from the written report.

Accordingly, due to the above-mentioned concerns, the Commission has removed the entire subsection (e). Nevertheless, while we are removing this requirement as a general rule, we note that this in no way limits the Commission's authority to require, on a case by case

basis, any follow up information, data, documents, or reports deemed necessary by the Commission to investigate an outage or accident pursuant to 66 Pa.C.S. §§ 504—506. Lastly, we have added a new subsection (g) incorporate this authority in these regulations.

*Chapter 67. Service Outages § 67.1. General Provisions § 67.1(b)*

IRRC states its concern for the additional reporting obligations by utilities and states that commenters suggest that the original requirements are sufficient. IRRC questions the need for the additional information and how it will be used by the Commission.

Verizon contends that the Commission should not increase its service outage requirements for telephone companies. Verizon Comments, p. 2. Verizon submits that the Commission's statutory limitations on its authority to require telephone carrier reporting in 66 Pa.C.S. § 3014(f) and the Commission's representation to IRRC that the new rules are optional for telephone carriers requires the Commission to modify its proposed regulations to limit its application. Verizon Comments, p. 2. Verizon asserts that the Commission has made no finding that the substantial level of detail for service outage reporting meets the standards under 66 Pa.C.S. § 3015(f)(1). Verizon Comments, p. 7.

PECO states that the five days allotted to compile, review, and submit the information, in addition to the information already requested, is not enough time. PECO is concerned with the cost involved in compiling an extensive report and is worried that PECO will still be fulfilling restoration obligations during this time period. PECO Comments, p. 14. Additionally, IRRC maintains that there have been concerns raised about the timeframes in submitting written reports after the restoration of service and requests that the Commission provide an explanation of why the timeframe is appropriate. IRRC Comments, p. 3. Further, EAP contends that the five day timeframe may lead to reporting inaccurate information because the time is not sufficient. EAP Comments, p. 7. FirstEnergy also finds that the collection of additional information within this timeframe is overly burdensome and extremely difficult to do. FirstEnergy Comments, p. 5. Lastly, Duquesne states that it cannot compile the data with its existing technology quickly. Duquesne Comments, p. 10.

The PTA commented that it did not oppose changing the word "incident" to "event", although, the PTA does not find it necessary to make this change, because the current regulation has already been consistently implemented as an "event," rather than individual incidents. PTA Comments, p. 10.

*Resolution*

In response to IRRC, the additional information collected by the Commission will go to the Commission's review of each utility's response to outages and to the reliability and restoration of the outage. The additional information will also be used for any follow-up site visits and for inquiries. As noted in the original order, several utilities already provide this additional information. Further, we exempted telephone, gas and water utilities from these additional regulations. There is no reason a utility cannot provide this information since the Commission has extended the time deadline and expanded the geographic area.

As to Verizon's comments regarding the application of the reporting requirements to telephone companies, we

agree with the comments and revised the section to accurately reflect them. As discussed in the general comments section to this final rulemaking order, the Commission did not add to or change any of the current reporting requirements for telephone companies. Section 67.1 has an exception for telephone utilities at subsection (f)(3) that exempts telephone utilities from the general obligation to file information required under subsections (b)(2), (4), (5), (8), (9), (10), (12), (14), (15), and (16).

We agree with commenters requests concerning filing the federal report and have revised the rulemaking to allow utilities to file the federal report. For this reason, the Commission has provided telephone utilities with the option of filing, in lieu of the section 67.1 information, the comparable FCC report—so long as it contains, at a minimum, the information required under subsections 67.1(b)(1), (3), (6), (7), (11), and (13).

The Commission notes and agrees with the concerns and suggestions made by the various commenters regarding the timeframe to compile and produce the additional outage reporting requirements. To allow utilities additional time to fulfill their reporting obligations and to provide for greater accuracy under section 67.1, the Commission has modified this section to permit reporting in ten (10) working days after the total restoration of service instead of five (5) working days.

The Commission finds it crucial to change the language to “event” instead of “incident” because a single incident could be construed to mean a single outage order, which would rarely rise to the level of 2,500 or 5 percent of total customers. Further, single incident could be construed to mean an outage incident in a specific area of the service territory.

§ 67.1(b)(1)

Duquesne asserts that it cannot automatically differentiate customers on outage duration of greater or less than five minutes. If this requirement is finalized, Duquesne would have to review and process the information manually. Determining the “total number of sustained outages” for any event will involve a large volume of data. Duquesne suggests that the Commission retain the language “approximate number of customers involved in a single incident.” Duquesne Comments, p. 10. Furthermore, Duquesne believes that the utility and the Commission cannot accurately assess the magnitude of an event by reviewing only the “total number of sustained outages.”

PTA opposes the new standard using the term “sustained outage” as defined as a loss of service for “5 minutes or greater.” PTA contends that the Commission is incorrect in assuming that technical advances have given utility companies better software systems capable of calculating sustained outages more accurately. It states that separately identifying outages that exceed 5 minutes but do not rise to the level of a 6 hour outage would require changes to the current track and remedy platforms with no measureable benefit in return. PTA suggests that the proposed modification should be rejected. IRRRC submits a question as to whether the Commission will require this data if the utility is not equipped to capture this type of data and does not have the technology to readily produce the data.

PGW contends that gas and other utilities should not be grouped together because gas outages are rare and the facilities and infrastructure are considerably different. PGW suggests that subsection (b)(1) creates a burden on

it because it does not have the software systems that would track the outages by the minute, hour, or day. PGW Comments, p. 4-5.

*Resolution*

The Commission agrees with Duquesne and PTA and retains, with only a slight alteration, the language as is: the “approximate number of customers interrupted during the event.” The Commission finds it important to change the language to event instead of incident because a single incident could be construed to mean a single outage order, which would rarely rise to the level of 2,500 or 5 percent. Further, single incident could be construed to mean an outage incident in a specific area of the service territory. PGW will not be burdened by the lack of software systems to track outages by the minute, hour, or day because the requirement has been removed and the regulation only requires the approximate number of customers involved.

§ 67.1(b)(2)

PTA objects to subsection (b)(2) because of the additional requirement of reporting trouble, or non-outage, cases. PTA asserts that its Member Companies currently have systems in place to report network outages separately from trouble reports and to combine both into a new, revised service outage report would require changes to their current program. PTA states that this will negatively impact its Member Companies’ financial and personnel resources. PTA Comments, p. 11.

Duquesne is in support of the additional requirements; however, it does not support the time period in which it must produce the additional data because workers are exhausted from working extended hours to restore service and clean-up activity is underway after restoration of service. Duquesne Comments, p. 11.

PGW and UGI contend that gas utilities should not be subject to the same heightened reporting requirements as electric utilities. PGW Comments, p. 4, UGI Comments, p. 17. UGI asserts that gas facilities are located underground and, therefore, lack susceptibility of widespread outages. UGI Comments, p. 17. Columbia states that (b)(2) is not applicable to gas utilities because “trouble cases [that] are non-outage cases such as line-down calls and emergency calls” are undoubtedly inapplicable to gas utilities because of infrastructure differences. Columbia Comments, p. 6.

*Resolution*

First, as explained in the Commission’s order adopted December 15, 2005 at Docket No. M-00051900, there is a fundamental nexus between service quality, as measured by the service outage reports, and whether regulated telephone rates are just and reasonable. Moreover, in the Commission’s judgment, the benefits of obtaining this information will substantially outweigh the burden of providing it, especially since the information is already compiled by telephone utilities in the normal course of business. If providing the information in a single report is problematic, the Commission will accept two separate documents in satisfaction of this reporting requirement. Lastly, the Commission believes the data should be separated by geographic area because the utilities have the technological ability to track and report information in this manner.

We disagree with UGI that gas utilities lack susceptibility of widespread outages as demonstrated by Hurricane Lee, however, we recognize the limitations of gas utilities given their tracking systems, and therefore we



will make an exception under subsection (f)(1). This removes the requirement for gas utilities to submit the data required by subsection (b)(2). Additionally, subsection (f)(2) also exempts water utilities from reporting data required by subsection (b)(2).

The Commission agrees with the concerns of Duquesne and has scaled back the reporting requirement from 5 days to 10 days.

§ 67.1(b)(3)

PTA states that it is in opposition of the use of the term “sustained outages” in this section; however, it does not object to providing the approximate number of customers with no service for 6 or more hours by county. PTA Comments, p. 12.

*Resolution*

Regarding subsections (b)(1) and (b)(3), the Commission agrees with PTA and removes the word “sustained” from the regulation because a five minute outage does not fit the generally accepted understanding of sustained: continuous, chronic, unrelenting, unremitting, prolonged, or lasting. The Commission agrees that it would be overly burdensome for utilities to separately identify service losses involving a five minute increment. Subsection (b)(3) now states “the approximate number of outage cases.” The Commission removed the term “sustained and added the word cases.”

§ 67.1(b)(4)

PGW asserts that it does not have the current systems or capability to report outages on a per customer basis; it would only have knowledge of the area affected and an estimated number of customers affected. PGW Comments, p. 5.

PTA suggests removal of subsections (4) and (5) because they become redundant because of its suggested changes to subsection (b)(2).

*Resolution*

The Commission agrees that the utilities may not be able to track on a per customer basis; however, the Commission is only requesting the total number of outage cases and total number of customers affected. The utilities are not required to report on a per customer basis. As to PTA’s comments, telephone utilities are not required to report information under subsections (b)(4) and (5) pursuant to the exceptions for telephone utilities in subsection (f)(3).

§ 67.1(b)(5)

Regarding subsection (b)(5)(i), IRRC submits a question as to whether the Commission will require this data if the utility is not equipped to capture this type of data and if the utility does not have the technology to readily produce the data.

PGW asserts that it does not have the current systems or capability to report outages on a per customer basis; it would only have knowledge of the area affected and an estimated number of customers affected. PGW Comments, p. 5.

FirstEnergy objects to reporting outages by municipality or township because the Companies represented by FirstEnergy currently have a system in place to provide data by county and city as a result of the service address provided by the customer. FirstEnergy states that it cannot provide the information by township at this time. FirstEnergy suggests that the level of reporting by geo-

graphic location be identified as “county or city” as an alternative. FirstEnergy Comments, p. 5-6.

PGW and UGI contend that gas utilities should not be subject to the same heightened reporting requirements as electric utilities. PGW Comments, p. 4, UGI Comments, p. 17. UGI asserts that gas facilities are located underground and, therefore, lack susceptibility of widespread outages. UGI Comments, p. 17.

*Resolution*

The Commission agrees with FirstEnergy and has changed the geographic location in (b)(5)(i). To correspond to the comments, we added that approximate geographic information could be provided by county, city, municipality or township. Because of the data collecting systems currently in place by many utilities, the Commission believes it would be excessively burdensome to require a new system to collect by only municipality or township, so now utilities can also report by county or city. Systems should be able to find this information.

With regard to PGW comments concerning reporting outages on a per customer basis, the Commission does not require reporting by customer. Instead, the Commission requests an approximate location and number of customers affected.

§ 67.1(b)(7)

PTA does not find the words “of the event” necessary because it is generally understood that the projected time for service restoration means an estimate when all interruptions will be restored. Additionally, PTA states that it is not the event that is restored, therefore, the words at the end of the sentence appear awkward. PTA Comments, p. 12.

*Resolution*

The Commission finds it essential to use the word “event” rather than “incident” because a single incident could be construed to mean a single outage order, which would rarely rise to the level of 2,500 or 5 percent. Further, single incident could be construed to mean an outage incident in a specific area of the service territory.

§ 67.1(b)(10)

The OCA suggests that this section should require reporting on both the use of mutual aid by Pennsylvania utilities and the use of Pennsylvania utility assets as part of mutual aid to other states. OCA Comments, p. 10.

*Resolution*

The Commission disagrees with the OCA’s comments because, if the utility is having a chapter 67 reportable event, we do not expect that the utility will be relocating their crews indiscriminately. We do not wish to micromanage the utility’s response to these outage situations. The utility does not need to tell us where it is sending its crews. We do not need this additional information.

As a courtesy, electric utilities typically inform staff that they are sending mutual aid to another state although this is not required. Mutual aid in the electric industry has been practiced for over fifty years and is in the public interest. Utilities that send aid are fully reimbursed for their costs. These companies already have well established crisis and reimbursement schedules.

§ 67.1(b)(15)—(16)

PTA opposes the requirements set forth in subsections (b)(15) and (16) because the data has no benefit to affected customers or to the Companies represented by

PTA. PTA asserts that customers will have experienced the weather first hand and, therefore, the information will have no benefit to them. Additionally, PTA contends that most outages, when caused by weather, are statewide, and therefore, the Commission will already have knowledge of it. PTA Comments, p. 12. PTA states that the historical information can arguably benefit the Commission for comparison purposes; however, the data has no bearing on the status of the current service interruptions or their repairs. PTA maintains that this additional requirement imposes a burden on the Companies and provides no benefit to gaining customer good will or keeping the Commission informed. PTA Comments, p. 13.

PGW and UGI contend that gas utilities should not be subject to the same heightened reporting requirements as electric utilities are subject to. PGW Comments, p. 4, UGI Comments, p. 17. UGI asserts that gas facilities are located underground and, therefore, lack susceptibility of widespread outages. UGI Comments, p. 17. Moreover, PECO states that natural gas events do not require reports on the utility weather reports, outlooks or scenarios for the day of and day prior to the event and the historical data of the past two events for comparison purposes.

*Resolution*

Telephone companies, pursuant to (f)(3) are not required to provide the information in subsections (b)(15) and (16).

With regard to the gas utility commenters, the Commission agrees that it is not necessary for gas utilities to report the weather and historical data. To resolve this, the Commission created an exception in (f)(1) and (2) for gas and water utilities respectively, excluding those utilities from the reporting requirements in subsections (b)(15) and (16).

Furthermore, for all utilities, under subsection (16), the collection of historical data, only requires the best of the utility's ability to access the historical data.

§ 67.1(c)

Duquesne does not object to the one hour reporting requirement to the Commission by telephone; however, it states that it cannot compile sustained outage data due to its system within the one hour timeframe. Duquesne Comments, p. 12. Duquesne suggests allowing EDCs the option of reporting either under the current requirement on the "approximate number of customers involved in a single incident" or under a "sustained outage." Additionally, Duquesne asserts that during the time after a disruption, it is gathering resources, fact-finding, and analyzing, as well as, restoring service as quickly as possible. Duquesne Comments, p. 12. Duquesne suggests reporting to the Commission when supportable findings and assessments are made so long as that time period does not exceed three hours. Duquesne Comments, p. 13.

PTA contends that the forms provided by the Commission should be optional to ensure efficient and expedient reporting. PTA Comments, p. 13-14. Further, PTA suggests that paragraphs (b)(6) and (7) be removed to reflect PTA's suggested changes in prior sections. PTA Comments, p. 14.

*Resolution*

In response to Duquesne's concern regarding the telephone notification within one hour, § 67.1(b) only requests the information from subsections (b)(1), (3), (6) and (7). A more detailed report is required under 67.1(b)

within 10 days of total restoration when the utility will more easily have the information required.

The Commission agrees that the forms provided on the Commission's web site are for use at the utilities' option. Further, the Commission is providing the forms to facilitate ease in reporting service outages. Additionally, telephone companies can opt out of reporting under subsections (b)(15) and (16) under the exception in (f)(3). Nevertheless, while we are removing this requirement as a general rule, we note that this in no way limits the Commission's authority to require, on a case by case basis, any follow up information, data, documents, or reports deemed necessary by the Commission to investigate an outage or accident pursuant to 66 Pa.C.S. §§ 504—506. Lastly, we have added a new subsection (g) incorporate this authority in these regulations.

*Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on February 18, 2010, the Commission submitted a copy of the notice of proposed rulemaking, published at 40 Pa.B. 1203 (March 6, 2010), to IRRC and the Chairpersons of the House Committee on Consumer Affairs and the Senate Committee on Consumer Protection and Professional Licensure 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 Commission 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 November 16, 2011, 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 November 17, 2011, and approved the final-form rulemaking.

*Conclusion*

Accordingly, pursuant to Sections 501, 504, 505, 506, 1501, 3009(b), (d), and 2801, et seq., and the regulations promulgated thereunder at 52 Pa. Code §§ 57.191—57.197; and 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 thereunder at 4 Pa. Code §§ 7.231—7.234, we will adopt as final the proposed revisions to Sections 57, 59, 65, and 67 as set forth in Annex A; *Therefore,*

*It Is Ordered That:*

1. The regulations of the Commission, 52 Pa. Code Chapters 57, 59, 65 and 67, are amended by amending §§ 57.11, 59.11, 65.2 and 67.1 to read as set forth in Annex A.
2. The Secretary shall submit this order and Annex A to the Office of Attorney General for approval as to legality.
3. The Secretary shall submit this order and Annex A to the Governor's Budget Office for review of fiscal impact.

4. The Secretary shall submit this order and Annex A for review by the designated standing committees of both houses of the General Assembly, and for review and approval by IRRG.

5. The Secretary shall certify this order and Annex A with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

6. These regulations shall become effective upon publication in the *Pennsylvania Bulletin*.

7. This Final Order, Annex A and Report of Service Outage be posted on the Commission's web site.

8. The contact persons for this final-form rulemaking are Daniel Searforce, Bureau of Technical Utility Services, (717) 783-6159 (technical) and Patricia T. Wiedt, Law Bureau, (717) 787-5755 (legal). Alternate formats of this document are available to persons with disabilities and may be obtained by contacting Sherri DelBiondo, Regulatory Review Assistant, Law Bureau, (717) 772-4597.

9. A copy of this order and Annex A be served on all parties that filed comments at Docket No. L-2009-2104274 Utilities' Service Outage Response and Restoration Practices, the Office of Small Business Advocate, the AFL-CIO Utility Caucus, the Pennsylvania Utility Contractors Association, the Energy Association of Pennsylvania, and the Director of the Pennsylvania Emergency Management Agency.

ROSEMARY CHIAVETTA,  
*Secretary*

*(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 41 Pa.B. 6470 (December 3, 2011).)*

**Fiscal Note:** Fiscal Note 57-271 remains valid for the final adoption of the subject regulations.

*Joint Statement of Chairperson Robert F. Powelson  
and Vice Chairperson John F. Coleman, Jr.*

Today the Commission is issuing final regulations setting reporting rules for our jurisdictional utilities for service outage and restoration practices. While these rules were not formally formalized before the historical outages resulting from the effects of Hurricane Irene and Tropical Storm Lee, we assure all interested parties that the Commission and utilities operated at the highest level of coordination. This can be demonstrated by the efforts of the Commission's emergency preparedness team, who spent countless hours coordinating service outage issues as well as communicating with utilities on restoration efforts.

However, anticipating flooding, various cities and municipalities, including the city of Harrisburg, directed PUC jurisdictional electric utilities to terminate service to thousands of homes and businesses throughout the affected parts of the Commonwealth. This was largely done without coordination with the Pennsylvania Emergency Management Agency (PEMA) or the Commission. In the future, we urge all cities and municipalities to coordinate such large-scale utility terminations with the PUC and PEMA through the State Emergency Operations Center. It is imperative that both residential and business customers receive adequate notice of such terminations; had such coordination taken place the Commission could have worked with the utilities to ensure this notice occurred. Additionally, the PUC and PEMA need such utility outage information for response and planning purposes.

We look forward to discussing this and other topics during the Commission's Special Electric Reliability Forum to be held on October 12, 2011 in Hearing Room 1 of the Commonwealth Keystone Building in Harrisburg.

ROBERT F. POWELSON,  
*Chairperson*

JOHN F. COLEMAN, Jr.,  
*Vice Chairperson*

## Annex A

### TITLE 52. PUBLIC UTILITIES

#### PART I. PUBLIC UTILITY COMMISSION

##### Subpart C. FIXED SERVICE UTILITIES

##### CHAPTER 57. ELECTRIC SERVICE

##### Subchapter B. SERVICE AND FACILITIES

##### § 57.11. Accidents.

(a) *General.* A public utility shall submit a report of each reportable accident involving the facilities or operations of the public utility in this Commonwealth to the Secretary of the Commission.

(b) *Reportable accidents.* Reportable accidents are those involving utility facilities or operations which result in one or more of the following circumstances:

(1) The death of a person.

(2) Injury to a person sufficient that the injured person requires immediate treatment at a hospital emergency room or in-patient admittance to a hospital, or both.

(3) An occurrence of an unusual nature, whether or not death or injury of a person results, which apparently will result in a prolonged and serious interruption of normal service.

(4) An occurrence of an unusual nature that is a physical or cyber attack, including attempts against cyber security measures as defined in Chapter 101 (relating to public utility preparedness through self certification) that causes an interruption of service or over \$50,000 in damages, or both.

(c) *Exceptions.* Injuries, as defined in subsection (b)(1) and (2), may not include those suffered as a result of a motor vehicle accident with utility facilities unless one or both of the following circumstances apply:

(1) A vehicle involved in the accident is owned by the utility or driven by a utility employee while on duty.

(2) Some or all of the injuries were as a result of contact with electrified facilities.

(d) *Telephone reports.* A report by telephone shall be made immediately after the utility becomes aware of the occurrence of a reportable accident under subsection (b)(1), (3) or (4). A report by telephone shall be made within 24 hours after a utility becomes aware of a reportable accident under subsection (b)(2).

(e) *Written reports.* A written report shall be made on Form UCTA-8 within 30 days of the occurrence of a reportable accident. For reportable accidents under subsection (b)(4), a utility may remove from Form UCTA-8 information that would compromise the security of the utility or hinder an active criminal investigation. Accidents reportable on forms required by the Bureau of Workers' Compensation, Department of Labor and Industry, or the United States Department of Energy, may be reported to the Commission by filing a copy of the forms



in lieu of a report on Form UCTA-8, as long as the alternative forms, at a minimum, provide the following information:

- (1) The utility name.
- (2) The date of reportable accident.
- (3) The date of report.
- (4) The location where the reportable accident occurred.
- (5) The name, age, residence and occupation of the injured or deceased parties.
- (6) The general description of the reportable accident.
- (7) The name and telephone number of the reporting officer.

(f) *Form availability.* Blank UCTA-8 forms are available for download on the Commission's web site.

(g) *Reports not exclusive.* The reporting under this chapter is not limited to the requirements in this section and does not limit requests for additional information.

**CHAPTER 59. GAS SERVICE  
SERVICE AND FACILITIES**

**§ 59.11. Accidents.**

(a) *General.* Each public utility shall submit a report of each reportable accident involving the facilities or operations of the public utility in this Commonwealth as provided in this section. The reports shall be addressed to the Secretary of the Commission.

(b) *Reportable accidents.* Reportable accidents are those involving utility facilities or operations which result in one or more of the following circumstances:

- (1) The death of a person.
- (2) Injury to a person sufficient that the injured person requires immediate treatment at a hospital emergency room or in-patient admittance to a hospital, or both.
- (3) An event that involves a release of gas from a pipeline or of LNG or gas from an LNG facility, which results in estimated property damage, including the cost of gas lost of the operator or others, of at least \$50,000 in market value.
- (4) An event that results in an emergency shutdown of an LNG facility.
- (5) An occurrence of an unusual nature that is a physical or cyber attack, including attempts against cyber security measures as defined in Chapter 101 (relating to public utility preparedness through self certification) which causes an interruption of service or over \$50,000 in damages, or both.

(c) *Exceptions.* Injuries, as defined in subsection (b)(1) and (2), may not include those suffered as a result of a motor vehicle accident with utility facilities unless one or both of the following circumstances apply:

- (1) A vehicle involved in the accident is owned by the utility or driven by a utility employee while on duty.
- (2) Some or all of the injuries were as a result of contact with natural gas facilities transporting or storing natural gas or due to gas escaping from natural gas facilities.

(d) *Telephone reports.* A report by telephone shall be made immediately after the utility becomes aware of the occurrence of a reportable accident under subsection (b)(1), (3), (4) and (5). A report by telephone shall be made

within 24 hours after the utility becomes aware of a reportable accident under subsection (b)(2).

(e) *Written reports.* A written report shall be made on Form UCTA-8 within 30 days of the occurrence of a reportable accident. For reportable accidents under subsection (b)(5), a utility may remove from Form UCTA-8 information that would compromise the security of the utility or hinder an active criminal investigation. Accidents reportable on forms required by the Bureau of Workers' Compensation, Department of Labor and Industry, or the United States Department of Transportation, Pipeline and Hazardous Materials Safety Administration, may be reported to the Commission by filing a copy of the forms in lieu of a report on Form UCTA-8, as long as the alternative forms, at a minimum, provide the following information:

- (1) The utility name.
- (2) The date of the reportable accident.
- (3) The date of the report.
- (4) The location where the reportable accident occurred.
- (5) The name, age, residence and occupation of the injured or deceased parties.
- (6) The general description of the reportable accident.
- (7) The name and telephone number of the reporting officer.

(f) *Form availability.* Blank UCTA-8 forms are available for download on the Commission's web site.

(g) *Reports not exclusive.* The reporting under this chapter is not limited to the requirements in this section and does not limit requests for additional information.

**CHAPTER 65. WATER SERVICE**

**§ 65.2. Accidents.**

(a) *General.* A public utility shall submit a report of each reportable accident involving the facilities or operations of the public utility in this Commonwealth. The reports shall be addressed to the Secretary of the Commission.

(b) *Reportable accidents.* Reportable accidents are those involving utility facilities or operations which result in one or more of the following circumstances:

- (1) The death of a person.
- (2) Injury to a person sufficient that the injured person requires immediate treatment at a hospital emergency room or in-patient admittance to a hospital, or both.
- (3) An occurrence of an unusual nature, whether or not death or injury of a person results, which apparently will result in a prolonged and serious interruption of normal service.

(4) An occurrence of an unusual nature that is a physical or cyber attack, including attempts against cyber security measures as defined in Chapter 101 (relating to public utility preparedness through self certification) which causes an interruption of service or over \$50,000 in damages, or both.

(c) *Exceptions.* Injuries, as defined in subsection (b)(1) and (2), may not include those suffered as a result of a motor vehicle accident with utility facilities unless one or both of the following circumstances apply:

- (1) A vehicle involved in the accident is owned by the utility or driven by a utility employee while on duty.



(2) Some or all of the injuries were as a result of contact with water facilities transporting or storing water or due to water escaping from water facilities.

(d) *Telephone reports.* A report by telephone shall be made immediately after the utility becomes aware of the occurrence of a reportable accident under subsection (b)(1), (3) and (4). A report by telephone shall be made within 24 hours after a utility becomes aware of a reportable accident under subsection (b)(2).

(e) *Written reports.* A written report shall be made on Form UCTA-8 within 30 days of the occurrence of a reportable accident. For reportable accidents under subsection (b)(4), the utility may remove from Form UCTA-8 information that would compromise the security of the utility or hinder an active criminal investigation. Accidents reportable on forms required by the Bureau of Workers' Compensation, Department of Labor and Industry, Department of Environmental Protection or the United States Environmental Protection Agency may be reported to the Commission by filing a copy of the forms in lieu of a report on Form UCTA-8, as long as the alternative forms, at a minimum, provide the following information:

- (1) The utility name.
- (2) The date of reportable accident.
- (3) The date of report.
- (4) The location where the reportable accident occurred.
- (5) The name, age, residence and occupation of the injured or deceased parties.
- (6) The general description of the reportable accident.
- (7) The name and telephone number of the reporting officer.

(f) *Form availability.* Blank UCTA-8 forms are available for download on the Commission's web site.

(g) *Reports not exclusive.* The reporting under this chapter is not limited to the requirements in this section and does not limit requests for additional information.

## CHAPTER 67. SERVICE OUTAGES

### § 67.1. General provisions.

(a) Electric, gas, water and telephone utilities holding certificates of public convenience under 66 Pa.C.S. §§ 1101 and 1102 (relating to organization of public utilities and beginning of service and enumeration of acts requiring certificate) shall adopt the following steps to notify the Commission with regard to unscheduled service interruptions.

(b) All electric, gas, water and telephone utilities shall notify the Commission when 2,500 or 5.0%, whichever is less, of their total customers have an unscheduled service interruption in a single event for 6 or more projected consecutive hours. A service outage report shall be filed with the Commission within 10 working days after the total restoration of service. Where storm conditions cause multiple reportable interruptions as defined by this section, a single composite service outage report shall be filed for the event. Each report must contain the following information:

- (1) The approximate number of customers interrupted during the event.
- (2) The approximate number of trouble cases for each county affected during the event. Trouble cases are

non-outage cases such as primary and secondary line-down calls and emergency calls.

(3) The approximate number of outage cases for each county affected during the event.

(4) The number of outage cases exceeding 6 or more hours in duration.

(5) A listing of each outage case exceeding 6 or more hours in duration, including the following:

- (i) Approximate geographic location (county, city, municipality or township).
  - (ii) Total number of customers affected.
  - (iii) Duration of the outage.
  - (iv) Initial date and time of the outage.
  - (v) Restoration time and date.
- (6) The reason for the interruption.

(7) The projected time for service restoration of the event.

(8) A listing of the number of utility workers assigned specifically to the repair work by general function, that is linemen, troublemen, tree crew, and the like.

(9) A listing of the number of contract workers assigned specifically to the repair work by company and by general function, that is linemen, troublemen, tree crew, and the like.

(10) A listing of the number of workers received as mutual aid by company and by general function, that is linemen, troublemen, tree crew, and the like.

(11) The date and time of the first information of a service interruption.

(12) The date and time that repair crews were assembled.

(13) The actual time that service was restored to the last affected customer.

(14) A general description of the physical damage sustained by the utility facilities as a result of the event. The description must include facilities replaced due to damage and a listing of the number of poles, transformers, spans of wire, pipes or valves replaced.

(15) For weather-related events, the utility's weather reports, outlooks or scenarios for the day before and the day of the interruption event.

(16) For all interruption events that caused outages to more than 10% of customers in the utility's service territory, and to the best of the utility's ability to access historical data, the historical ranking of the event in terms of the number and duration of outages and examples of two comparable events, including the number and duration of outages for those comparable events.

(c) In addition to the requirements of subsection (b), the utility shall notify the Commission by telephone within 1 hour after preliminary assessment of conditions reasonably indicates that the criteria listed in subsection (b) may be applicable. Subsection (b)(1), (3), (6) and (7) shall be used as guidelines for the telephone report. The Commission will maintain telephone lines for this purpose and will notify each utility of the numbers to be called. Blank outage reporting forms are available for download on the Commission's web site.

(d) A written report shall be made on Form UCTA-8 within 5 days of a reportable accident. Accidents which are also reportable to the Bureau of Workmen's Compens-

sation, Department of Labor and Industry, may be reported to the Commission by filing a copy of the report submitted to that Bureau in place of Form UCTA-8.

(e) All electric, gas, water and telephone utilities shall list in the local telephone directories of their service areas, and on their web sites, a telephone number to be used during normal operating hours and an emergency telephone number to be used 24 hours in emergency service situations.

(f) As defined in subsection (b), the service outage report must contain the required information except for the following utilities:

(1) Gas utilities are not required to submit the information under subsection (b)(2), (5), (14), (15) and (16).

(2) Water utilities are not required to submit the information under subsection (b)(2), (15) and (16).

(3) Telephone utilities are not required to submit the information under subsection (b)(2), (4), (5), (8), (9), (10),

(12), (14), (15) and (16). Alternatively, in lieu of the service outage report required under subsection (b), telephone utilities may file a comparable outage report required by the Federal Communications Commission as long as the comparable report, at a minimum, contains the following information:

(i) The name of the reporting entity.

(ii) The reason for the interruption.

(iii) The date and time of the first information of a service interruption.

(iv) The approximate number of customers interrupted.

(v) The geographic area affected by the interruption.

(vi) The actual time that service was restored to the last affected customer.

(g) The reporting under this chapter is not limited to the requirements in this section and does not limit requests for additional information.

*(Editor's Note: The following form is available on the Commission's web site. It will not be codified in the Pennsylvania Code.)*

**REPORT OF SERVICE OUTAGE TO PENNSYLVANIA PUBLIC UTILITY COMMISSION**

SECRETARY'S BUREAU  
P O BOX 3265  
HARRISBURG, PA 17105-3265

Phone-In Reports: Always call (717) 773-7377  
Email RA-PUCPEMA@pa.gov

An original and one copy of this report are to be mailed to the Secretary's Bureau at the address above, even if an electronic copy has been emailed to the address above.

Information Required:

1. Reporting Utility: \_\_\_\_\_  
Address: \_\_\_\_\_

2. Name and title of person making report:  
\_\_\_\_\_  
(Name) (Title)

3. Telephone number: \_\_\_\_\_  
(Telephone Number)

4. Date and time initial telephonic report was made to Commission:  
\_\_\_\_\_  
(Date) (Time)

5. Interruption or Outage:  
(a) Number of customers affected: \_\_\_\_\_  
(b) Approximate number of outage cases and trouble cases for each county affected during the event: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**RULES AND REGULATIONS**

(c) Approximate number of outages for each county affected during the event: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(d) Approximate number of outage cases exceeding 6 or more hours in duration: \_\_\_\_\_  
 \_\_\_\_\_

(e) A listing of each outage case exceeding 6 or more hours in duration, including the following information:

<i>Outage Case</i>	<i>Approximate Geographic Location (county, city, muni or twp)</i>	<i>Total Number of Customers Affected</i>	<i>Duration of the Outage</i>	<i>Initial Date and Time of the Outage</i>	<i>Restoration Date and Time</i>

(f) Reason for the interruption or outages: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(g) Projected time of restoration: \_\_\_\_\_  
 \_\_\_\_\_

(h) The number of utility workers, contract workers and workers received as mutual aid assigned specifically to the repair work by general function, that is linemen, troublemen, tree crew, and the like:

<i>Utility/Company</i>	<i># of Workers</i>	<i>General Function</i>

(i) The date and time of the first information of a service interruption: \_\_\_\_\_  
 \_\_\_\_\_

(j) The date and time that repair crews were assembled: \_\_\_\_\_  
 \_\_\_\_\_

(k) The actual time that service was restored to the last affected customer: \_\_\_\_\_  
 \_\_\_\_\_

(l) A general description of the physical damage sustained by the utility facilities as a result of the interruption/outage: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(m) If the interruption / outage event was weather-related, the utility’s weather reports, outlooks, or scenarios for the day before and the day of the interruption/outage event: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(n) If the interruption / outage event caused approximate outages that exceed 10% or more of customers in the utility’s entire service territory, rank the event in terms of the number and duration of outages and provide 2 comparable events, including the number and duration of outages for those comparable events:

<i>Event and Rank</i>	<i>Event Date</i>	<i>Number of Outages</i>	<i>Duration of Outages</i>

Remarks: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

[Pa.B. Doc. No. 12-4. Filed for public inspection January 6, 2012, 9:00 a.m.]

# Title 67—TRANSPORTATION

## DEPARTMENT OF TRANSPORTATION

### [ 67 PA. CODE CH. 231 ]

#### Intrastate Motor Carrier Safety Requirements; Snow Removal Operations

The Department of Transportation (Department), under the authority in 75 Pa.C.S. §§ 4704 and 6103 (relating to inspection by police or Commonwealth personnel; and promulgation of rules and regulations by department), amends Chapter 231 (relating to intrastate motor carrier safety requirements) to read as set forth in Annex A. This rulemaking is being submitted as a final regulation with proposed rulemaking omitted under section 204 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. § 1204), known as the Commonwealth Documents Law (CDL).

The Department published a final-form rulemaking at 40 Pa.B. 2106 (April 24, 2010) that amended the Intrastate Motor Carrier Safety Regulations to comply with the Federal Motor Carrier Safety Regulations. After the final-form rulemaking, during the winter of 2010-2011, State (the Department and the Turnpike Commission (Commission)) and local governments contacted the Department and expressed concern that the final-form rulemaking rescinded § 231.346 which had been interpreted to allow drivers of snow plows to operate on 12-hour driving shifts. The Federal Motor Carrier Safety Regulations limit drivers of commercial vehicles to 11-hour shifts. During several snowstorms in the past winter, the Department, the Commission and local municipalities experienced difficulty in securing sufficient numbers of qualified snow plow operators to effectively keep roads safe

and free of snow and still comply with the restrictions of the newly adopted regulations.

The final-omitted rulemaking is needed to provide State and local governments with the flexibility to ensure that roadways can be cleared of snow. Insofar as the amendment has been requested by State and local governments and State or local governments will not be adversely impacted by the amendment, the Department has determined that the approach of the 2011-2012 winter season makes it impractical, unnecessary and contrary to the public interest to provide public notice and comment on the rulemaking in accordance with section 204(c)(3) of the CDL.

#### *Purpose of Chapter*

The purpose of Chapter 231 is to prescribe the minimum requirements and qualifications for drivers, vehicles and other matters regarding the intrastate operation of commercial vehicles.

#### *Purpose of the Final-Omitted Rulemaking*

The purpose of the amendments to Chapter 231 is to provide State and local governments with more flexibility under the regulations for snow removal activities, roadway maintenance activity and traffic control support operations to keep the highways and roadways of this Commonwealth safe for travel.

#### *Summary of Significant Amendments*

This final-omitted rulemaking will exempt State and local government drivers performing roadway maintenance, snow plow operations and traffic control support operations from the hours of service and driver log requirements. This final-omitted rulemaking will also extend the permitted driving time from 11 hours to 12

hours for drivers of private carriers who are performing snow removal operations for State or local governments.

*Persons and Entities Affected*

This final-omitted rulemaking will affect State and local government drivers who drive commercial motor vehicles to provide snow removal, highway maintenance and traffic control support activities. This final-omitted rulemaking will also affect private motor carrier drivers who provide snow removal activities on behalf of State or local governments.

*Fiscal Impact*

Implementation of this final-omitted rulemaking will not require the expenditure of any additional funds by the Commonwealth or local municipalities. These regulations will not impose any additional costs on the regulated community.

*Regulatory Review*

Under section 5.1(c) of the Regulatory Review Act (71 P. S. § 745.5a(c)), on October 21, 2011, the Department submitted a copy of the final-omitted rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House and Senate Transportation Committees. On the same date, the final-omitted rulemaking submitted to the Office of Attorney General for review and approval under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506).

Under section 5.1(j.2) of the Regulatory Review Act, on December 14, 2011, the final-omitted rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on December 15, 2011, and approved the final-omitted rulemaking.

*Sunset Provisions*

The Department is not establishing a sunset date for this regulation, since this regulation is required to participate in the Federal Motor Carrier Safety Assistance Program. The Department, however, will continue to closely monitor this regulation for its effectiveness.

*Contact Person*

The contact person for technical questions about the final-omitted rulemaking is Daryl St. Clair, Bureau of Highway Safety and Traffic Engineering, 400 North St., 6th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120, (717) 787-6899.

*Order*

The Department orders that:

(a) The regulations of the Department, 67 Pa. Code Chapter 237, are amended by amending § 231.8 to read as set forth in Annex A, with ellipses referring to the existing text of the regulation.

(b) The Secretary of the Department shall submit this order and Annex A to the Office of General Counsel and the Office of Attorney General for approval as to legality and form as required by law.

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

(d) This final-omitted rulemaking shall take effect upon publication in the *Pennsylvania Bulletin*.

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

*(Editor’s Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 41 Pa.B. 7045 (December 31, 2011).)*

**Fiscal Note:** 18-426. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 67. TRANSPORTATION**  
**PART I. DEPARTMENT OF TRANSPORTATION**  
**Subpart A. VEHICLE CODE PROVISIONS**  
**ARTICLE VIII. ADMINISTRATION AND ENFORCEMENT**  
**CHAPTER 231. INTRASTATE MOTOR CARRIER SAFETY REQUIREMENTS**  
**Subchapter A. GENERAL**

**§ 231.8. Additions or modifications to 49 CFR.**

As stated in § 231.7 (relating to adoption of portions of 49 CFR by reference), this chapter generally incorporates 49 CFR Parts 382, 385, 390, 391, 392, 393, 395 and 396. The following modification, additions and deletions to those parts apply:

\* \* \* \* \*

(15) 49 CFR 395.1 (relating to scope of rules in this part) is modified by adding subsections as follows:

(q.1) This part does not apply to transportation relating to snow removal, roadway maintenance and traffic control support activities performed by a state or any political subdivision of the state.

(q.2) A driver performing highway snow removal operations on behalf of the state or any political subdivision of the state who is not eligible to be exempted under subsection (q.1) may operate a commercial motor vehicle for up to 12 hours provided that:

(1) The driver does not drive a commercial motor vehicle after having been on duty for more than 16 hours; and

(2) The driver has not been on duty 70 hours in 7 consecutive days or 80 hours in 8 consecutive days.

[Pa.B. Doc. No. 12-5. Filed for public inspection January 6, 2012, 9:00 a.m.]

# STATEMENTS OF POLICY

## Title 4—ADMINISTRATION

### PART II. EXECUTIVE BOARD

#### [ 4 PA. CODE CH. 9 ]

#### Reorganization of the Department of Health

The Executive Board approved a reorganization of the Department of Health effective December 19, 2011.

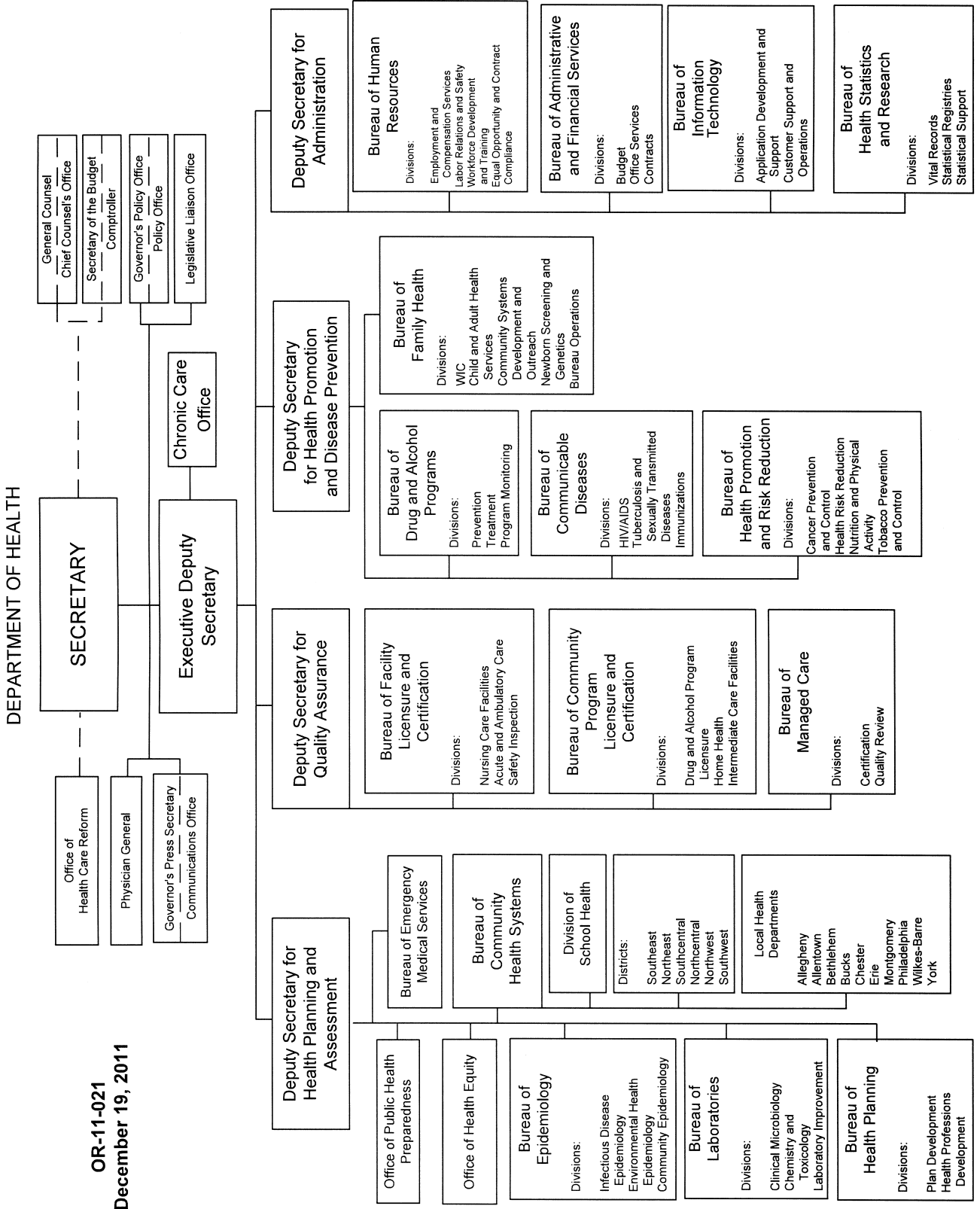
The organization chart at 42 Pa.B. 28 (January 7, 2012) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

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

[Pa.B. Doc. No. 12-6. Filed for public inspection January 6, 2012, 9:00 a.m.]

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OR-11-021  
December 19, 2011



# Title 101—GENERAL ASSEMBLY

## LEGISLATIVE REFERENCE BUREAU

[ 101 PA. CODE CH. 31 ]

### Right-to-Know Law; Statement of Policy

Under section 502(a)(2) of the Right-to-Know Law (65 P. S. § 67.502(a)(2)), as enacted February 14, 2008 (P. L. 6, No. 3), the Legislative Reference Bureau (Bureau) is charged with designating the open-records officer of each legislative service agency other than the Senate and the House of Representatives. This statement of policy adds the Independent Fiscal Office and updates contact information for several nonadjudicative legislative service agencies. The Bureau, under section 504(a) of the Right-to-Know Law (65 P. S. § 67.504(a)), amends § 31.2 (relating to open-records officers) to read as set forth in Annex A.

#### *Effective Date*

This statement of policy is effective upon publication.

ROBERT W. ZECH, Jr.,  
*Director*

*(Editor's Note: Title 101 of the Pennsylvania Code is amended by amending the statement of policy in § 31.2 to read as set forth in Annex A.)*

#### **Annex A**

#### **TITLE 101. GENERAL ASSEMBLY**

#### **PART I. LEGISLATIVE REFERENCE BUREAU**

#### **Subpart E. STATEMENTS OF POLICY**

#### **CHAPTER 31. RIGHT-TO-KNOW LAW**

#### **Subchapter A. PRELIMINARY PROVISIONS**

#### **§ 31.2. Open-records officers.**

##### *(a) Designation.*

(1) Under section 502(a)(2) of the law (65 P. S. § 67.502(a)(2)), the Bureau will coordinate with each nonadjudicative legislative service agency to do one of the following:

(i) Accept the nonadjudicative legislative service agency's designation of the open-records officer.

(ii) Designate the head of the nonadjudicative legislative service agency as the open-records officer.

(2) The designations under paragraph (1) are as follows:

(i) The Bureau's designation is set forth in § 31.12 (relating to contact information).

(ii) The Capitol Preservation Committee:

Open-Records Officer  
Capitol Preservation Committee  
Room 630, Main Capitol Building  
Harrisburg, PA 17120  
Fax: (717) 772-0742  
E-mail: rtkrequest@cpc.state.pa.us

(iii) The Center for Rural Pennsylvania:

Open-Records Officer  
The Center for Rural Pennsylvania  
625 Forster St., Room 902  
Harrisburg, PA 17120  
Fax: (717) 772-3587  
E-mail: RTK@rural.palegislature.us

(iv) The Joint Legislative Air and Water Pollution Control and Conservation Committee:

Open-Records Officer  
Joint Legislative Air and Water Pollution Control and  
Conservation Committee  
Room 408 Finance Building  
House Box 202254  
Harrisburg, PA 17120-2254  
Fax: (717) 772-3836  
E-mail: cbrooks@jcc.legis.state.pa.us

(v) The Joint State Government Commission:

Open-Records Officer  
Joint State Government Commission  
108 Finance Building  
Harrisburg, PA 17120  
Fax: (717) 787-4397  
E-mail: jntst02@legis.state.pa.us

(vi) The Legislative Budget and Finance Committee:

Open-Records Officer  
Legislative Budget and Finance Committee  
400 Finance Building  
P. O. Box 8737  
Harrisburg, PA 17105-8737  
Fax: (717) 787-5487  
E-mail: openrecords@lbfc.legis.state.pa.us

(vii) The Legislative Data Processing Center:

Open-Records Officer  
Legislative Data Processing Center  
G-27 North Office Building  
Harrisburg, PA 17120  
Fax: (717) 772-1652  
E-mail: ldpc@palegislature.us

(viii) The Independent Regulatory Review Commission:

Open-Records Officer  
Independent Regulatory Review Commission  
333 Market Street, 14th Floor  
Harrisburg, PA 17101  
Fax: (717) 783-2664  
E-mail: RTKofficer@irrc.state.pa.us

(ix) The Local Government Commission:

Open-Records Officer  
Local Government Commission  
Senate Box 203078  
Harrisburg, PA 17120-3078  
Fax: (717) 772-4524  
E-mail: mgasbarre@palegislature.us

(x) The Pennsylvania Commission on Sentencing:

Open-Records Officer  
Pennsylvania Commission on Sentencing  
P. O. Box 1045  
Harrisburg, PA 17108-1045  
Fax: (717) 772-8892

(xi) The Legislative Audit Advisory Commission:

Open-Records Officer  
Legislative Audit Advisory Commission  
211 Ryan Office Building  
P. O. Box 202099  
Harrisburg, PA 17120-2099  
Fax: (717) 705-1986  
E-mail: gdenling@pahousegop.com

(3) The Legislative Reapportionment Commission:

Open-Records Officer  
Legislative Data Processing Center  
G-27 North Office Building  
Harrisburg, PA 17120  
Fax: (717) 772-1652  
E-mail: lrc@redistricting.state.pa.us

(4) The Independent Fiscal Office:

Independent Fiscal Office  
Second Floor, Rachel Carson Building  
Harrisburg, PA 17105  
Telephone: (717) 230-8293.  
E-mail: contact@iffo.state.pa.us

(b) *Notice.* As soon as possible after the designation under subsection (a)(2) and (3), the Bureau will publish the designations in the *Pennsylvania Bulletin*.

[Pa.B. Doc. No. 12-7. Filed for public inspection January 6, 2012, 9:00 a.m.]

# NOTICES

## DEPARTMENT OF AGRICULTURE

### Pennsylvania Wine Marketing and Research Program 2011 Order as Amended

#### Article I—Declaration.

In accordance with the requirements of the Agricultural Commodities Marketing Act, the Secretary of Agriculture finds that this program—the Pennsylvania Wine Marketing and Research Program—effectuates the purposes of that statute.

#### Article II—Definitions.

The following words and terms, when used in this marketing and research program, shall have the following meanings:

1. “ACMA”—The Agricultural Commodities Marketing Act (act of March 24, 1998, P. L. 217, No. 39) (3 Pa.C.S. §§ 4501—4513).
2. “Board”—The persons appointed by the Secretary from among those producers whose commodities are subject to this marketing and research program.
3. “Department”—The Department of Agriculture of the Commonwealth of Pennsylvania.
4. “Limited Winery”—The holder of a limited winery license issued under authority of the Liquor Code (47 P. S. §§ 1-101 through 8-803).
5. “Marketing Contract”—Any contract or agreement between the Board and a person for the performance of service related to advertising, promotion, research, marketing, or other objectives in furtherance of this marketing and research program.
6. “Marketing Season”—The initial marketing season for purposes of this order shall be from July 1, 2001 through December 31, 2001. Thereafter, the marketing season shall be the period beginning January 1 of any year and extending through December 31 of the same year.
7. “Person”—An individual, partnership, firm, corporation, association or any other business unit.
8. “Producer”—A person who produces or sells wine under authority of a limited winery license during a particular marketing season.
9. “Program”—The Pennsylvania Wine Marketing and Research Program.
10. “Secretary”—The Secretary of Agriculture of the Commonwealth of Pennsylvania.

#### Article III—Scope of the Program.

The area affected by this program shall be the Commonwealth of Pennsylvania and the program shall apply to persons who produce or sell wine under authority of a limited winery license during a particular marketing season.

#### Article IV—The Program Board.

##### Section A. Membership and Terms of Office.

1. *Number.* The Board shall consist of nine (9) members, one of whom shall be the Secretary, or his designee.

2. *Appointment.* The Secretary shall appoint eight (8) of the Board members.

3. *Eligibility for Appointment.* Persons who are current producers and who are current with their obligations under this program shall be eligible for appointment to the Board.

4. *Nominations.* The Secretary shall consider nominations submitted by producers.

5. *Representation.* The Secretary shall endeavor to select Board members representing a cross-section of the various wine production areas of the Commonwealth.

6. *Appointment.* The Secretary shall appoint a person to the Board by providing that person written notification of appointment.

7. *Qualification.* A person appointed to the Board shall qualify by filing a written acceptance of appointment within 15 days of receiving written notification of appointment.

8. *Term of Office.* The Secretary shall appoint three of the initial Board members to 3-year terms, three to 2-year terms and two to 1-year terms. Thereafter, all terms of office shall be three years. Board members shall serve until their successors are appointed. If a Board member is not able to serve a full term, the Secretary shall appoint a person to serve the balance of that term.

##### Section B. Representation and Qualifications.

Any person appointed as a member of the Board shall represent the interest of producers, as those interests relate to the program.

##### Section C. Schedule of Meetings.

Regular meetings of the Board will be held during the months of March and August. Special meetings of the Board may be called by either the Secretary, the Board Chairman or the majority of the Board members.

##### Section D. Powers and Duties of the Board.

1. *General Powers.* The Board shall have all of the authority granted a commodity marketing board under ACMA.

2. *Specific Powers and Duties.* The Board shall have primary decision making authority relative to marketing contracts and other projects in furtherance of this marketing and research program and includes the following powers and duties:

- (a) To determine all matters pertaining to the program.

- (b) To hire and employ personnel which the Board deems necessary for the proper administration of the program and to fix the compensation and terms of employment of such personnel.

- (c) To adopt written procedures for acquiring and disposing of property, and subject to these procedures, to acquire, own, use, hire, lease, operate and dispose of personal property, real property and interests in real property.

- (d) To make and enter into all contracts and agreements, in accordance with the provisions of the law, which the Board deems necessary or incidental for the furtherance of the program or performance of duties and powers set forth in ACMA.

(e) To receive, account for and disburse all monies collected pursuant to the program.

(f) To prepare a budget for the administration, operating costs and expenses of the program.

(g) To receive and report to the Secretary complaints or violations of the program and to assist and cooperate with the Secretary in the enforcement thereof.

(h) To establish committees or subcommittees to carry out assigned duties and functions, and to designate Board members and non-Board members to serve on such committees and subcommittees. These non-Board members might include wine grape growers, wine retailers and any other persons the Board, in its discretion, chooses to assign to a particular committee or subcommittee. There will be at least three standing committees, including Marketing, Enology, and Viticulture. The viticulture standing committee is to include 3 (three) independent (non-winery-affiliated) wine grape growers.

(i) To collect and gather information and data relevant to the proper administration of the program.

(j) To charge fees and to assist the Secretary in the imposition of fees and the collection of fees and revenues pursuant to the Act. The Board may also afford affected producers the opportunity to designate the specific percentage of the fees collected from that producer to be used for marketing (including generic advertising and other promotional activities) and the specific percentage to be applied to non-marketing activities (such as research).

(k) To issue an annual report on the operation of the program.

(l) To recommend amendments to the program and amendments to ACMA and any regulations relating to the program.

3. *Duty to Adopt Written Procurement Procedures.* The Board shall adopt written procurement procedures for all marketing contracts, in accordance with ACMA.

#### **Section E. Expenses and Compensation.**

No member of the Board shall receive a salary, but each shall be entitled to actual expenses incurred while engaged in performing the duties authorized by ACMA or this Order. However, no *per diem* payment shall be made to any Board, committee or subcommittee member.

#### **Article V—Powers and Duties of the Secretary.**

The Secretary shall have all of the powers and perform all of the duties prescribed under ACMA, and shall exercise all administrative powers necessary to effectuate the purposes of that statute. These powers and duties include the issuance of this Order, the appointment of members to the Board and the providing of personnel, staff, legal counsel, and office facilities required for the administration and enforcement of the program.

#### **Article VI—Purpose.**

1. *General Purpose.* The program will provide funds for wine and wine grape research and to support promotion and marketing of wines for the benefit of Pennsylvania's producers.

2. *Cooperation with other Persons and Organizations.* The Secretary and the Board may cooperate with any other organizations whose activities may be deemed beneficial to the purpose of this program.

3. *Special Relationship to the Wine Grape Production Industry.* The interests of the Commonwealth's wine grape production industry and its wine production indus-

try are intertwined. Growers of wine grapes will benefit from the research and promotion efforts to be funded by the program. As a consequence of the mutual interests of wine producers and wine grape producers, the Board shall, to the extent practicable, endeavor to include growers of wine grapes, or organizations representing such growers, in its consideration of appropriate research or marketing projects relating to wine grapes or wine production.

#### **Article VII—The Program Budget.**

The Board shall prepare a budget for each marketing season. The budget shall be prepared by December 1 of the year immediately preceding the marketing season. The budget shall address administrative and operating costs of the program, and the costs of carrying on duly authorized research and marketing projects, programs and activities.

#### **Article VIII—Disbursement of Funds.**

Disbursement of funds shall be made by the Board in the manner described in ACMA and in accordance with the provisions of this marketing order.

At least 30% of annual funding shall be allocated to viticultural research. This allocation, or any unexpended portion thereof, may be carried-forward from year to year to fund viticultural research.

#### **Article IX—Producer Charges.**

1. *Obligation of Producer to Pay Producer Charge.* A producer shall account for and pay the producer charge described in this article in the amount and manner described herein.

2. *Producer Charge Amount.* A producer shall pay the program \$.15 (fifteen cents) with respect to each gallon of wine sold (excludes instate winery to winery sales in bond) within a given marketing season.

3. *Mandatory Deadline for Payment of Producer Charges.* A producer shall make remittance and accounting of the proper producer charge to the Secretary or his designated fiscal agent by February 1 of the year immediately following the marketing season with respect to which payment is due.

4. *Optional Quarterly Payments of Producer Charges.* The program will provide producers an opportunity to pay producer charges during the marketing season on a quarterly basis. Full payment must be made by February 1 of the year immediately following the marketing season with respect to which payment is due.

5. *Production and Sales Figures to be used in Calculating Producer Charges.* A producer—as a holder of a limited winery license—is obligated by law to provide the Pennsylvania Liquor Control Board ("PLCB") monthly reports of wine production and sales. For purposes of calculating the appropriate producer charges due the program with respect to a particular marketing season, a producer shall use the same production and sales figures as it provided the PLCB with respect to that same marketing season.

6. *Civil Penalties and Interest.* A producer who fails to account for and pay producer charges owed the program by March 1 of the year immediately following the marketing season with respect to which payment is due shall be required to pay an additional penalty of not less than \$100 nor more than \$5,000. The penalty shall be as nearly equivalent to 100% of the amount of delinquent producer charges as is practicable.



7. *Special Provisions for the Initial Marketing Season.* The initial marketing season for the program shall be the six-month period from July 1, 2001 through December 31, 2001. Producers shall pay the program producer charges with respect to this abbreviated initial marketing season, in accordance with this Article.

8. *Voluntary Contributions.* The program may encourage and accept financial contributions from persons other than producers. This may include but not be limited to contributions from wine grape growers (who shall benefit from the research and marketing efforts of the program).

#### **Article X—Effecting the Program.**

This program, or any amendment thereto, shall not become effective unless and until the Secretary determines by a referendum whether or not the affected producers assent to the proposed action. The Secretary shall conduct the referendum among affected producers and the affected producers shall be deemed to have assented to the proposed program if, of those voting, not less than a majority by number and by volume assent to the proposed program.

#### **Article XI—Terminating the Marketing Program.**

Subject to approval of the Board, the Secretary shall suspend or terminate this program or any provisions of this program whenever he finds that such provisions or program do not tend to effectuate ACMA within the standards and subject to the limitations and restrictions imposed in ACMA; provided, that such suspension or termination shall not be effective until the expiration of the current marketing season.

If the Secretary finds that the termination of the program is requested, in writing, by more than thirty-three and one-third percent of the affected producers who sell more than fifty percent of the volume of wines produced within the Commonwealth, he shall terminate or suspend for a specified period such program or provisions thereof, provided that such termination shall be effective only if announced on or before a date thirty days in advance of the beginning of the current marketing season. If fifteen percent of the producers request, in writing, that a referendum be held on the question of terminating the program, the Secretary must announce and conduct such a referendum within a reasonable period of time, and in any case, within one year of the request, the marketing and research program shall be terminated if so voted by a majority of those voting.

#### **Article XII—Review of Program at 5-Year Intervals.**

Every five years, the Secretary shall call a referendum to determine whether or not a majority of the affected producers voting still desire the marketing and research program.

#### **Article XIII—Interpretation.**

Applicable provisions of this program shall be interpreted consistent with ACMA and ACMA shall take precedence in the event of any conflict with this program.

#### **Article XIV—Effective date.**

This program shall take effect no less than 21 days after the notice described in § 4509 of the Agricultural Commodities Marketing Act (3 Pa.C.S. §§ 4501—4513) is published in a newspaper of general circulation in the capital of the State.

GEORGE D. GREIG,  
*Secretary*

[Pa.B. Doc. No. 12-8. Filed for public inspection January 6, 2012, 9:00 a.m.]

#### **Referendum on Continuation of the Pennsylvania Wine Marketing and Research Program**

Under the applicable provisions of 3 Pa.C.S. Chapter 45 (relating to Agricultural Commodities Marketing Act), a review referendum was held from November 14 to November 30, 2011, to determine if the producers affected by the Pennsylvania Wine Marketing and Research Program (program) wanted to continue the program for an additional 5 years. To pass, a majority of eligible producers voting had to vote in favor of the program's continuation. An impartial Teller Committee met on December 9, 2011, to count the ballots. The following results were submitted by the Teller Committee: a total of 75 eligible votes were cast with 53 producers voting in favor of and 22 voting against the continuation of the program. An additional one ballot was invalid because it was postmarked and received after the deadline. Votes favoring continuation of the program by number of producers represented 71% of eligible votes and votes against continuation of the program represented 29% of eligible votes. Because a majority of the votes were cast in favor of the program, the program shall continue for 5 years, effective immediately.

GEORGE D. GREIG,  
*Secretary*

[Pa.B. Doc. No. 12-9. Filed for public inspection January 6, 2012, 9:00 a.m.]

## **DEPARTMENT OF BANKING**

### **Actions on Applications**

The Department of Banking (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 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 December 20, 2011.

Under section 503.E of the Department of Banking 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, 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

#### Conversions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
12-14-2011	<p><i>From:</i> First National Bank of Liverpool Liverpool Perry County</p> <p><i>To:</i> Liverpool Community Bank Liverpool Perry County</p> <p>Application for approval to convert from a national banking association to a Pennsylvania state-chartered bank.</p>	Approved
12-15-2011	<p><i>From:</i> William Penn Bank, FSB Levittown Bucks County</p> <p><i>To:</i> William Penn Bank Levittown Bucks County</p> <p>Application for approval to convert from a Federal stock savings bank to State-chartered stock savings bank.</p>	Approved

#### Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
12-20-2011	<p>S&amp;T Bancorp, Inc. Indiana Indiana County</p> <p>Application for approval to acquire 100% of Mainline Bancorp, Inc. Ebensburg, and thereby indirectly acquire 100% of Mainline National Bank, Portage.</p>	Approved

#### Consolidations, Mergers, and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
12-20-2011	<p>Hershey Trust Company Hershey Dauphin County</p> <p>Application for approval to merge PWMG Trust Holdings, Inc., Hershey, with and into Hershey Trust Company, Hershey.</p>	Approved

#### Branch Applications

#### Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
12-19-2011	<p>Firsttrust Savings Bank Conshohocken Montgomery County</p>	<p>4275 County Line Road Chalfont Bucks County</p>	Filed

### SAVINGS INSTITUTIONS

No activity.

### CREDIT UNIONS

#### Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
12-20-2011	<p>Crayola, LLC Employees Credit Union Easton Northampton County</p> <p>Amendment to Article 8 of the institution's Articles of Incorporation in its entirety.</p>	Approved and Effective

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

GLENN E. MOYER,  
*Secretary*

# DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

## Consolidated Plan Public Meeting and Pennsylvania Housing Advisory Committee Meeting

The Department of Community and Economic Development (Department) is preparing a draft of the Action Plan for Federal Fiscal Year (FFY) 2012 for the Program Year that begins January 1, 2012, as well as a Substantial Amendment to the Fiscal Year 2011 Action Plan. The Substantial Amendment includes revisions to activities that were listed in the 2011 Action Plan that were to be funded and carried out in 2011 with the use of Federal funds. These Action Plans are an update of the Commonwealth's Consolidated Plan for FFY 2009-2013. Both documents 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's 2009-2013 Consolidated Plan addresses how the Commonwealth intends to allocate funds under the following programs: Community Development Block Grant, HOME Investment Partnerships, Emergency Shelter Grant, Community and Housing Opportunities for People with AIDS and the Neighborhood Stabilization Program Grant.

### *Public Meeting*

A public meeting will be conducted electronically by means of the Internet. The format will be more accessible than an in-person meeting because those who wish to make a comment or discuss policy may participate directly from their personal computer or from a computer location at their public library on Monday, January 23, 2012. Access to the discussion by means of the Internet will occur between 1:30 p.m. and 3 p.m. This more widely available personal computer access will replace the usual public meeting.

Any individual or organization may give testimony or comments by means of the Internet. Comments will be accepted about topics related to community development, housing, plans for the content of the Commonwealth's Action Plans for FFY 2012 and the process by which the public input is gathered. The Commonwealth encourages public participation in this process.

Anyone who wants to participate must register in advance, by visiting the Department's technical assistance page on its web site at <http://www.newpa.com/strengthen-your-community/technical-assistance/index.aspx>, and clicking on the link "Action Plan Public Meeting—January 23, 2012," which is under the Consolidated Plan section. Individuals may also contact Daniel Fox at (717) 720-7412 to receive registration instructions for the

Internet meeting at least 24 hours prior to the meeting date. During the meeting, if support is required, call (717) 720-7405. The meeting will be shortened if there is no one to testify or if there is minimal response.

Persons who have a disability and wish to participate in the public meeting should contact Daniel Fox, Department of Community and Economic Development, Commonwealth Keystone Building, 400 North Street, 4th Floor, Harrisburg, PA 17120-0225, (717) 720-7412 to discuss how the Department can accommodate their needs. Text telephone calls can be placed through the Pennsylvania AT&T Relay Service at (800) 654-5984. Calls will be relayed to the Department's number listed previously.

### *Written Comments*

Action Plans will be available for public comment on the Department's technical assistance page on its web site. These documents will be available under the Consolidated Plan section beginning January 13, 2012.

Written comments, in lieu of Internet testimony during the Public Meeting, must be submitted by 5 p.m. on Friday, January 27, 2012. Submit written comments to Daniel Fox, Department of Community and Economic Development, Center for Community Financing, 400 North Street, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120-0225.

### *Pennsylvania Housing Advisory Committee Meeting*

The Commonwealth has a Pennsylvania Housing Advisory Committee (PHAC) comprised of appointed members. The PHAC is responsible for reviewing Statewide housing, supportive services, needs and priorities as well as advising the Department in preparation of the Commonwealth Consolidated Plan and Annual Action Plans in the coordination of Federal, State and local resources to manage the implementation of this plan. A meeting of the PHAC will be held on Thursday, January 26, 2012, at 10 a.m. in the Board Room, Pennsylvania Housing Finance Agency, 211 North Front Street, Harrisburg, PA 17105. Meetings of the PHAC are open to the public under 7 Pa.C.S. (relating to Sunshine Act).

Individuals who want to participate in the PHAC meeting must register in advance by contacting Daniel Fox at (717) 720-7412 at least 24 hours prior to the meeting date. During the meeting, if support is required call (717) 720-7405.

Persons with a disability who wish to participate in the PHAC meeting and require an auxiliary aid, service or other accommodation to participate, should contact Daniel Fox, Department of Community and Economic Development, Center for Community Financing, Commonwealth Keystone Building, 400 North Street, 4th Floor, Harrisburg, PA 17120-0225, (717) 720-7412, to discuss how the Department may best accommodate their needs. Text telephone calls can be placed through the Pennsylvania AT&T Relay Service at (800) 654-5984. Calls will be relayed to the Department's number listed previously.

C. ALAN WALKER,  
*Secretary*

[Pa.B. Doc. No. 12-11. Filed for public inspection January 6, 2012, 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. 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: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

<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>
PA0063037 (Sewage)	Stoney Creek Hotel Route 903 and Smith Road Albrightsville, PA 18229	Carbon County Penn Forest Township	Stoney Creek (2-B)	Y
PA0033472 (Sewage)	Camp Starlight WWTP 151 Starlight Lake Road Starlight, PA 18461	Wayne County Preston Township	Unnamed Tributary to Shehawken Creek (01A)	Y

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0062235 (Sewage)	Jai Mai, Inc. dba Drums Sewage Treatment Plant 1064 State Route 93 Drums, PA 18222	Luzerne County Sugarloaf Township	Unnamed Tributary to Nescopeck Creek (05D)	Y
PAS402202 (Storm Water)	RPM Recycling Inc. 701 North Broadway Wind Gap, PA 18091	Northampton County	Little Bushkill Creek (1-F)	Y
PAS212212 (Storm Water)	Premier Bluestone, Inc. Endless Mountain Stone S. R. 1021 Susquehanna, PA 18847	Susquehanna County Oakland Township	Unnamed Tributary of Drinker Creek (4-E)	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0087530 (Sew)	Paul L. McAnulty 3651 Waggoners Gap Road Carlisle, PA 17015	Cumberland County North Middleton Township	UNT to Conodoguinet Creek / 7-C	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed#)	EPA Waived Y/N?
PA0100889	Richard S. Wasielewski Water Treatment Plant 2350 West 4th Street, Erie, PA 16505	Erie County Millcreek Township	Presque Isle Bay 15	Y

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

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

**IW PA0052647**, SIC Code 4941, **Pottstown Borough Authority Montgomery County**, 100 E High Street, Pottstown, PA 19464-5438. Facility Name: Pottstown Borough Water Filtration Plant. This existing facility is located in Pottstown Borough, **Montgomery County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated filter back wash, sedimentation basins cleaning and intake screen wash water.

The receiving stream(s), Schuylkill River and Unnamed Tributary to Schuylkill River (Dresher Run), is located in State Water Plan watershed 3-D and is classified for Warm Water Fishes, Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.22 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Instant. Minimum	Average Monthly	Daily Maximum	Instant. Maximum
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	1.0	1.5
Total Suspended Solids	55	110	XXX	30	60	75
Total Aluminum	7.4	14.8	XXX	4.0	8.0	10.0
Total Iron	3.7	7.4	XXX	2.0	4.0	5.0
Total Manganese	1.8	3.6	XXX	1.0	2.0	2.5

The proposed effluent limits for Outfall 002 are based on a design flow of 0.0098 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Instant. Minimum	Instant. Maximum	Average Monthly	Instant. Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.4	XXX	1.0

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

The EPA Waiver is in effect.

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

**PA0244198**, SIC Code 8811, **Sang M. & Hasook Ha**, 2565 Wayland Road, Berwyn, PA 19312-2146. Facility Name: Ha SRSTP. This existing facility is located in Easttown Township, **Chester County**.

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

The receiving stream(s), Unnamed Tributary to Crum Creek, is located in State Water Plan watershed 3-G 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 0.0005 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily	Instant. Minimum	Average Monthly	Instant. Maximum	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
CBOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	20
Ammonia-Nitrogen	XXX	XXX	XXX	Geo Mean	XXX	XXX
	XXX	XXX	XXX	3.0	XXX	6.0

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

1. AMR to DEP
2. Abandon STP when Municipal Sewers Available
3. Remedial Measures if Public Nuisance
4. No Stormwater
5. Necessary Property Rights
6. Small Stream Discharge
7. Change in Ownership
8. Proper Sludge Disposal
9. Laboratory Certification

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: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

**PA0039861**, Industrial Waste, SIC Codes 2141, 2844, 3081, **Altadis USA, Inc.**, 1000 Tresckow Road, McAdoo, PA 18237. Facility Name: Altadis USA, Inc. McAdoo Plant. This existing facility is located in Banks Township, **Carbon 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), Catawissa Creek, is located in State Water Plan watershed 5-E and is classified for 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 0.086 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Quarterly	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	6.0	XXX	XXX	XXX
CBOD <sub>5</sub>	8.9	XXX	XXX	XXX	XXX	XXX
Total Suspended Solids	6.5	XXX	XXX	XXX	XXX	XXX

The proposed effluent limits for Internal Monitoring Point 101 are as follows:

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly		
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
CBOD <sub>5</sub> % Removal (%)	85	XXX	XXX	XXX	XXX	XXX
TSS % Removal (%)	85	XXX	XXX	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)		Minimum	Concentration (mg/l)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	

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

- Chesapeake Bay Nutrient Requirements

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. Phone: 717-705-4707.*

**PA0087050**, Sewage, SIC Code 4952, 8641, **Valley Creek Estates Home Owners Association**, 1075 D Sherman Avenue, Hagerstown, MD 21740. Facility Name: Valley Creek Estates STP. This existing facility is located in Montgomery Township, **Franklin County**.

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

The receiving stream(s), Licking Creek, is located in State Water Plan watershed 13-C and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly		
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)				200		
May 1 - Sep 30	XXX	XXX	XXX	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	XXX	XXX	XXX	3.0	XXX	6.0
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18

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.

**PA0088421**, SIC Code 6514, **Patrick J Gibson**, 2887 Chaneyville Road, Clearville, PA 15535-8828. Facility Name: Gibson SFTF. This existing facility is located in Southampton Township, **Bedford County**.

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

The receiving stream(s), Town Creek, 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)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
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	Report	XXX	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	1,000

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

The EPA Waiver is in effect.

**PA0088536**, Sewage, SIC Code 7032, 7033, **Camp Hebron**, 957 Camp Hebron Road, Halifax, PA 17032-9520. Facility Name: Camp Hebron Retreat. This existing facility is located in Halifax Township, **Dauphin 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), Powell Creek, is located in State Water Plan watershed 6-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 0.0206 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily 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
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)				200		
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000

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

The EPA Waiver is in effect.

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

**PA0110663**, Sewage, **Cresson Borough Municipal Authority**, 631 Second Street, Cresson, PA 16630. Facility Name: Cresson Borough STP. This existing facility is located in Cresson Borough, **Cambria 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), Howells Run and Little Conemaugh River, is located in State Water Plan watershed 18-E and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.5 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	
Flow (MGD)	Report	Report				
pH (S.U.)	Report	Daily Max	XXX	XXX	XXX	XXX
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	9.0
CBOD <sub>5</sub>	XXX	XXX	6.0	XXX	XXX	XXX
BOD <sub>5</sub>	312.9	469.4	XXX	25	37.5	50
Raw Sewage Influent	Report	Report				
	Report	Daily Max	XXX	Report	XXX	XXX



Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
	375.5	Daily Max 563.3	XXX	30	45	60
Total Suspended Solids Fecal Coliform (CFU/100 ml)				200		
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean	XXX	10,000
Ammonia-Nitrogen						
May 1 - Oct 31	23.8	35.7	XXX	1.9	2.9	3.8
Nov 1 - Apr 30	31.3	46.9	XXX	2.5	3.8	5.0
		0.94			0.075	
Total Copper	0.53	Daily Max	XXX	0.042	Daily Max	XXX

The EPA Waiver is not in effect.

**PA0218634**, Sewage, **Indiana County Municipal Services Authority**, 602 Kolter Drive, Indiana, PA 15701. Facility Name: Heilwood STP. This existing facility is located in Pine Township, **Indiana 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), Yellow Creek, is located in State Water Plan Watershed 18-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 0.045 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Average Weekly	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
CBOD <sub>5</sub>	9.4	XXX	XXX	25	XXX	50
Total Suspended Solids	11.3	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)				200		
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 2000	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean	XXX	10000
Ammonia-Nitrogen						
May 1 - Oct 31	4.1	XXX	XXX	11.0	XXX	22.0
Nov 1 - Apr 30	9.4	XXX	XXX	25.0	XXX	50.0

The EPA Waiver is in effect.

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

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

**WQM Permit No. 0711403**, Sewerage, **Freedom Township Water and Sewer Authority**, 131 Municipal Street, East Freedom, PA 16637. This proposed facility is located in Freedom Township, **Blair County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction / operation of the McKee Pump Station.

**WQM Permit No. 0596408, Amendment 11-1**, Sewerage, **Chestnut Ridge Area Joint Municipal Authority**, 320 Lane Metal Road, New Paris, PA 15554-9238.

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

Description of Proposed Action/Activity: Seeking permit approval for the plant Nutrient Removal Upgrade and Camp Pleasant Station Improvements.

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

**WQM Permit No. 1811201**, Industrial Waste [SIC 3399], **Jersey Shore Steel Company**, PO Box 5055, 70 Maryland Avenue, Jersey Shore, PA 17740.

This proposed facility is located in Pine Creek Township, **Clinton County**.

Description of Proposed Action/Activity: Jersey Shore Steel Company is proposing to add magnetic separators to remove iron particulates.

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

**WQM Permit No. 2611402**, Sewerage, **PA Dept. CNR**, 400 Market St., HBG, PA 17101

This proposed facility is located in Ohiopyle Boro, **Fayette County**.

Description of Proposed Action/Activity: Application for the construction and operation of a sewage treatment facility.

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

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

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

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

*Luzerne County Conservation District: 325 Smiths Pond Road, Shavertown, PA 18708, 570-674-7991.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024011001	Sand Springs Development Corp. Richard Krasley 4511 Falmer Drive Bethlehem, PA 18020	Luzerne	Butler Twp.	Long Run, HQ-CWF

*Monroe County Conservation District: 8050 Running Valley Road, Stroudsburg, PA 18360, 570-629-3060.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024511011	J.A. Snyder Entities, Inc. 7400 Route 611 Suite #8 Stroudsburg, PA 18360	Monroe	Pocono Twp.	UNT Cranberry Creek, HQ-CWF, MF

*Lehigh County Conservation District: Lehigh Ag. Ctr., Ste. 102, 4184 Dorney Park Road, Allentown, PA 18104, 610-391-9583.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023904003(2)	Lehigh Northampton Airport Authority Brian Sinwell 3311 Airport Rd. Allentown, PA 18109	Lehigh	City of Allentown	Little Lehigh Creek, HQ-CWF, MF

*Carbon County Conservation District: 5664 Interchange Road, Lehighton, Pa 18235, 610-377-4894.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI021311006	Miller Brothers Development Dollar General Albrightsville 950 E. Main St. P. O. #472 Schuylkill Haven, PA 17972	Carbon	Penn Forest Twp. Mud Run, HQ-CWF, MF	

*Wayne County Conservation District: 648 Park Street, Honesdale, PA 18431, 570-253-0930.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI026411005	Roamingwood Sewer & Water Assoc. Replacement Project P. O. Box 6 Lake Ariel, PA 18436	Wayne	Salem Twp. and Lake Twp.	Lake Wallenpaupack, HQ-CWF, MF

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

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030611007	Barry Suski Reading School District 800 Washington Street Reading, PA 19601	Berks	Reading City	Schuylkill River/WWF

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030711002	James C. Faith 717 Turkey Valley Road Hollidaysburg, PA 16648	Blair	Frankstown Twp.	New Creek/HQ-CWF

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

*Somerset County Conservation District, 6024 Glades Pike, Suite103, Somerset, PA 15501, (724.471.4751)*

<i>Permit No.</i>	<i>Applicant &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI055611006	Windber Area Authority 1700 Stockholm Avenue Windber, PA 15963	Somerset	Ogle, Paint Townships & Windber Borough	Clear Shade Creek, HQ-CWF Shade Creek, Roaring Fork, Weaver Run & Seese Run, CWF

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

PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

### STATE CONSERVATION COMMISSION

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

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

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

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

#### NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal / New</i>
Meadow Vista Dairy LLC Eric Risser 166 Risser Road Bainbridge, PA 17502	Lancaster	791	1296.5	Dairy	NA	Renewal
Don Cotner Farms 127 Rushtown, Danville PA 17821	Northumberland	1168	1403.5	Poultry (Layers)	N/A	Renewal
By A Dam Site Farm Lamar Troup 282 Troup Road Beaver Springs, PA 17812	Snyder	300	497.55	Swine, Poultry & Horse	N/A	Renewal
Marvin & Wendy Carpenter Box 266 Paitt Road Shunk, PA 17768	Sullivan	603	628.09	Swine, Beef, Heifer	HQ	Renewal

## PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

### SAFE DRINKING WATER

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

*Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

**Application No. 5411509**, Public Water Supply.

Applicant	<b>Hazleton Area Water Company</b> (Mountain Springs Bulk Water Hauling) 410 West Mine St Hazleton, Pa
[Township or Borough]	West Penn Twp., <b>Schuylkill Co.</b>
Responsible Official	Dominic Yannuzzi
Type of Facility	Bulk Water Hauling
Consulting Engineer	Quad 3 72 Glenmaura National Blvd. Moosic, Pa
Application Received Date	11/23/2011
Description of Action	The addition of a source to supply the existing bulk water hauling facility.

**Application No. 1311507**, Public Water Supply.

Applicant	<b>Lansford Coaldale Joint Water Auth.</b>
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[Township or Borough]	Nesquehoning Borough <b>Carbon County</b>
Responsible Official	Mr. Tobias Krajcirick Authority Chairman 1 East Ridge Street Lansford, PA. 18232
Type of Facility	Public Water Supply
Consulting Engineer	System Design Engineering Mr. Keith R. Showalter 1032 James Drive Leesport, PA. 19533
Application Received Date	December 16, 2011
Description of Action	This project provides for the construction of a pre-chlorination facility at Pump House #2. This additional disinfection is necessary in order to comply with the requirements of the Ground Water Rule

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

**Permit No. 3811512**, Public Water Supply.

Applicant	<b>Coutryside Christian Community</b>
Municipality	North Annville Township
County	<b>Lebanon</b>
Responsible Official	Troy A Dennis, Maintenance Supervisor 200 Bellann Court Annville, PA 17003
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:	9/30/2011
Description of Action	Installation of potassium permanganate & greensand filtration for Fe & Mn treatment, softening, contact tanks, storage tanks and a booster pump. Also, GWR 4-log treatment of viruses for EP 102.

**Permit No. 0611525**, Public Water Supply.

Applicant	<b>Western Berks Water Authority</b>
Municipality	Lower Heidelberg Township
County	<b>Berks</b>
Responsible Official	Leonard E Bilger II, Executive Director 91 Water Road Sinking Spring, PA 19608
Type of Facility	Public Water Supply
Consulting Engineer	John P Spitko, P.E. Spotts Stevens and McCoy Inc 1047 North Park Road Reading, PA 19610-0307



Application Received: 12/7/2011  
 Description of Action Installation of sulfuric acid feed equipment for pH adjustment. Also relocation of the carbon dioxide pretreatment feed point.

**Application No. 3611546 MA, Minor Amendment, Public Water Supply.**

Applicant **Blue Ball Water Authority**  
 Municipality East Earl Township  
 County **Lancaster**  
 Responsible Official Thomas P. O'Neill,  
 Authority Chairman  
 4610 Division Highway  
 East Earl, PA 17519  
 Type of Facility Public Water Supply  
 Consulting Engineer Timothy J Glessner, P.E.  
 Gannett Fleming, Inc.  
 207 Senate Avenue  
 Camp Hill, PA 17011

Application Received: 11/18/2011  
 Description of Action Installation of new well pumps and removal of 100,000 gallon ground level tank and booster pump station.

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

**Permit No. 3211507, Public Water Supply.**

Applicant **Green Township Municipal Authority**  
 77 Musser Street  
 Commodore, PA 15729  
 [Township or Borough] Green Township  
 Responsible Official David Putt, Vice Chairman  
 Green Township Municipal Authority  
 77 Musser Street  
 Commodore, PA 15729  
 Type of Facility Commodore water system  
 Consulting Engineer Keller Engineers, Inc.  
 420 Allegheny Street  
 Hollidaysburg, PA 16648

Application Received Date December 21, 2011  
 Description of Action Construction of new water supply wells, water treatment facilities, new water storage tank and the demolition of the water supply reservoir.

**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:

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

**Black 1H/2H Well Site**, State Route 3023, Springville Township, **Susquehanna County**. James Pinta and Thomas Merski, URS Corporation, 501 Holiday Drive, Foster Plaza 4, Suite 300, Pittsburgh, PA 15220 have submitted a Notice of Intent to Remediate (on behalf of their client, Cabot Oil & Gas Corporation, 5 Penn Center West, Suite 401, Pittsburgh, PA 15276), concerning the remediation of soil and groundwater found to have been impacted by drilling mud as a result of a tear in the mud pump's flexible suction line. The applicant proposes to remediate the site to meet the Statewide Health Standard for

groundwater and the Background Standard for soil. The intended future use of the well site is for natural gas production. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future. A Final Report was simultaneously submitted.

**Gesford 2H/7H Well Site**, Carter Road (Township Road 516), Dimock Township, **Susquehanna County**. James Pinta and Thomas Merski, URS Corporation, 501 Holiday Drive, Foster Plaza 4, Suite 300, Pittsburgh, PA 15220 have submitted a Notice of Intent to Remediate (on behalf of their client, Cabot Oil & Gas Corporation, 5 Penn Center West, Suite 401, Pittsburgh, PA 15276), concerning the remediation of soil found to have been impacted by a release of diesel fuel and recycled frac water. The applicant proposes to meet the residential Statewide Health Standard for soil and the Background Standard for soil. The property is agricultural; and the area of the release is an active natural gas well and associated production, metering, piping, and produced water storage. The future use of the property will be the same, with a likely return to agricultural use once the well is no longer productive. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future. A Final Report was simultaneously submitted.

**UGI PNG Bridge Street Former Manufactured Gas Plant**, 1010 Bridge Street, Scranton City, **Lackawanna County**. David Mooney, EPSYS, LLC, 1414 N. Cameron Street, Harrisburg, PA 17103 has submitted a Notice of Intent to Remediate (on behalf of his client, UGI Penn Natural Gas, Inc., P. O. Box 12677, 2525 North 12th Street, Suite 360, Reading, PA 19612-2677), concerning the remediation of soil and groundwater found to have been impacted by manufactured gas plant materials, including volatile organics, aromatic and polycyclic aromatic hydrocarbons (PAHs), metals, and cyanide as a result of historical operations at this former manufactured gas plant. The applicant proposes to remediate the site to meet the Site-Specific Standard for soil and groundwater. The site will continue to be used for UGI-PNG operations in the near future while other non-residential reuse options are being considered. A summary of the Notice of Intent to Remediate was expected to have been published in the *Scranton Times-Tribune* on December 12, 2011.

## 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.

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

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

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**46-0121: Main Line Hospitals, Inc.—dba Lankenau Medical Center** (100 Lancaster Avenue, Wynnewood, PA 19096) for authorization to combust #2 fuel oil in four steam boilers as a backup fuel to natural gas in Lower Merion Township, **Montgomery County**. The additional fuel use would not cause the facility to exceed any major source thresholds. The facility will continue to maintain a synthetic minor operating status. The Plan Approval will contain recordkeeping and operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

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

**PA-30-00072H: Consol Pennsylvania Coal Co., LLC** (1000 CONSOL Drive, Canonsburg, PA 15317) for construction and temporary operation of sources and controls associated with expansion of their Bailey Prep Plant in Richhill Township, **Greene County**.

In accordance with 25 Pa. Code §§ 127.44(c) and 127.45 the Department of Environmental Protection (DEP) intends to issue Plan Approval PA-30-00072H for construction and temporary operation of sources and controls

associated with expansion of the Bailey Prep Plant in Richhill Township, Greene County.

This authorization is subject to applicable sections of 25 Pa. Code and Federal New Source Performance Standards (NSPS), specifically 40 CFR Part 60 Subpart Y—Standards of Performance for Coal Preparation and Processing Plants. The Plan Approval will include monitoring, testing, maintenance, and record keeping requirements to ensure compliance with all applicable rules, regulations, and plan approval conditions.

The expansion of the Bailey Prep Plant proposes additional sources of PM and PM-10 emissions at the plant including three (3) coal storage silos equipped with mechanical vents, twelve (12) coal conveyors and associated transfer points, and two (2) additional enclosed breaker screens. Conditions of the plan approval will incorporate federally enforceable limitations on hours of operation and throughput, and limitations on emissions of total PM from the coal storage silo mechanical vents as found in 40 CFR 60.254 and 25 Pa. Code § 123.13. Consol has elected to take a PM grain loading limitation of 0.006 gr/dscf for the proposed silo mechanical vents which is more restrictive than the 0.010 gr/dscf mandated by § 60.254. The more restrictive PM grain loading limitation of 0.006 gr/dscf will also be applied to coal storage silo mechanical vents associated with the Enlow Fork Conveyor System via minor modification of PA-30-00072I. Compliance with these emission limitations will be demonstrated through stack testing. Best available technology (BAT) pursuant to 25 Pa. Code § 127.12(a)(5) for the proposed sources includes covered coal conveyors, enclosed transfer points, enclosed breaker screens, and installation of water/oil sprays at appropriate points. Once compliance with the conditions of the Plan Approval has been demonstrated, the applicant may subsequently apply for a Title V Operating Permit or Administrative Amendment in accordance with 25 Pa. Code, Subchapter G.

The potential to emit for sources associated with the proposed expansion of the Bailey Prep Plant, based on raw coal throughput of 5,000 tons per hour and 5,500 hours of operation per year, is estimated at 38.24 tons of PM per year, 28.23 tons of which is assumed to be PM-10. Emissions increases that are contemporaneous to the proposed expansion include 6.58 tons of PM and 3.01 tons of PM-10 annually from the Crabapple Overland Conveyor, and 19.64 tons of PM and 16.28 tons of PM-10 annually from the Enlow Fork Overland Conveyor. Emissions decreases that are contemporaneous to the proposed plant expansion include 47.85 tons of PM and PM-10 resulting from the permanent decommissioning of Thermal Dryer #1 at the Bailey Prep Plant. The above activities combined will generate a net increase in past actual to future projected actual emissions of 16.61 tons of PM, and a net decrease in past actual to future projected actual emissions of 0.34 tons of PM-10 annually at the facility. As such, this project (the proposed emissions increases combined with any increases or decreases that are considered contemporaneous) does not propose a net emissions increase that meets the definition of significant (a net increase of equal to or greater than 25.0 tons per year of PM or equal to or greater than 15.0 tons PM-10) as established in 40 CFR § 52.21(b)(23)(i), and is therefore not subject to Part 52 requirements.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Plan Approval may submit the information to Devin P. Tomko, Pennsylvania

Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Each written comment must contain the following:

Name, address and telephone number of the person submitting the comments.

Identification of the proposed Plan Approval (PA-30-00072H).

Concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval.

All comments must be received prior to the close of business 30 days after the date of this publication.

For additional information you may contact Devin P. Tomko at 412-442-5231.

### OPERATING PERMITS

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

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

*Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-705-4863*

**22-05007: The Harrisburg Authority** (212 Locust Street, Suite 302, Harrisburg, PA 17101) for operation of their municipal waste combustion facility in the City of Harrisburg, **Dauphin County**. This will be the initial operating permit for the renovated facility.

In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

Actual air emissions for 2010 were 203.1 tons of NO<sub>x</sub>, 28.3 tons of CO, 43.3 tons of SO<sub>x</sub>, 21.7 tons of PM<sub>10</sub> and 33.4 tons of HCl. 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. The facility is subject to 40 CFR Part 60, Subpart Eb—Standards of Performance For Large Municipal Waste Combustors for Which Construction is Commenced After September 20, 1994 or for Which Modification or Reconstruction is Commenced After June 19, 1996.

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

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.

- Identification of the proposed permit by the permit number listed above.



- 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.

Daniel C. Husted, P.E., West Permitting Section Chief may be contacted at (717) 705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

Permits issued to sources identified in 25 Pa. Code § 127.44(b)(1)–(4) or permits issued to sources with limitations on the potential to emit used to avoid otherwise applicable Federal requirements may become part of the SIP, and will be submitted to the EPA for review and approval.

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

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

**37-00013: Cemex Construction Materials Atlantic, LLC** (2001 Portland Park, Wampum, PA 16157) for reissuance of the Title V Permit for the Cemex Wampum Cement Plant in Wampum Borough, **Lawrence County**. The facility's representative to contact concerning this application is Ms. Regina Henry, Senior Environmental Manager. Her phone number is (713) 722-5189.

The facility's major emission sources include three cement kilns, three clinker coolers, assorted mills and crushers, and numerous conveyors, transfer points and material storage areas. The facility is a major facility due to its potential to emit Nitrogen Oxides (NO<sub>x</sub>), Sulfur Oxides (SO<sub>x</sub>), Carbon Monoxide (CO), Particulate Matter less than 10 microns (PM-10), and Hazardous Air Pollutants (HAPs). The facility is subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The facility is subject to the National Emission Standards for Hazardous Air Pollutants (NESHAP) from the Portland Cement Industry (40 CFR 63, Subpart LLL) and NESHAP for Stationary Reciprocating Internal Combustion Engines (40 CFR 63, Subpart ZZZZ).

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

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428*

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

**15-00023: Quality Park Products** (2 Tabas Lane, Exton, PA 19341) for renewal of a State Only Operating Permit for a manufacturer of specialty packaging and printed office products in West Whiteland Township, **Chester County**. The facility has taken restriction to remain a synthetic minor for VOC and HAP emissions. The facility is subject to Area Source MACT requirements of 40 CFR Part 63 Subpart KK. This Operating Permit renewal includes emission restrictions, monitoring, recordkeeping and reporting requirements designed to ensure this facility complies with all applicable air quality regulations.

**46-00123: Wesco Industrial Products, Inc.** (1250 Welsh Road, Lansdale, PA 19446) for a State-Only, Synthetic Minor Operating Permit in Montgomery Township,

**Montgomery County**. Wesco Industrial Products manufactures, and paints hand trucks and other types of lift equipment. This facility is a Synthetic Minor facility for Volatile Organic Compounds (VOC). Total VOC emissions from the facility are limited to 13.50 tons per year, on a 12-month rolling sum basis. This is a renewal of the State Only Operating Permit. Wesco Industrial Products is not requesting any air emission increase with this application. The Operating Permit will contain monitoring, recordkeeping, and reporting requirements designed to address all applicable air quality requirements.

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

*Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-705-4863*

**36-03095: New Enterprise Stone & Lime Co., Inc. dba Martin Limestone, Inc.** (1046 Narvon Road, Narvon, PA 17555) for their clay mining and processing facility in Caernarvon 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 actual emissions of 1.0 tpy of SO<sub>x</sub> and 0.94 tpy of PM. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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 following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- 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 *PA Bulletin*, will exist for the submission of comments or protests. Mr. Thomas Hanlon, Chief, East Permitting Section 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.

**6-03032: Hamburg Manufacturing, Inc.** (221 South Fourth Street, Hamburg, PA 19526) for their Plant 1 castings manufacturing facility located at 147 South Fourth Street in the Borough of Hamburg, **Berks 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 actual particulate matter emissions of 17 tons per year. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- 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.

Mr. Thomas Hanlon, Chief, East Permitting Section 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.

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

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

**OP-65-00627: Seton Hill University** (1 Seton Hill Dr., Greensburg, PA, 15601-1548) Operating Permit renewal for the Greensburg Campus in the city of Greensburg, **Westmoreland County**. Equipment at this facility includes one CNB, 600 horsepower tri-fuel boiler burning primarily coal, two Burnham, 300 horsepower (each) boilers burning primarily natural gas, and an Onan 250 kVA emergency generator at the university's boiler house. There are a number of miscellaneous combustion sources scattered throughout the campus but these are small and considered trivial on an emissions basis. These units are however listed in the Miscellaneous Section of the permit. Potential emissions from the facility are based on a limit of burning 2,160 tons of coal per consecutive 12 month period in the CNB Boiler and natural gas in the other three boiler house sources. Emissions are estimated to be 10.2 tons NO<sub>x</sub>, 1.4 tons VOCs, 11.8 tons CO, 4.8 tons particulate matter and 63.6 tons SO<sub>x</sub>. Actual emissions from the facility are much lower. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements.

**OP-04-00067: Harsco Metals** (300 Seven Fields Blvd, Seven Fields, PA 16001) for manufacturing ground or treated minerals and earth at the Midland Plant site in Midland Borough, **Beaver County**. This is a State Only Operating Permit Renewal Application submittal.

**OP-65-00890: Basic Carbide Corp** (900 Main Street, Lowber, PA 15660) for manufacturing special dies, tools, jigs, and fixtures at the Lowber Plant in Sewickley Township, **Westmoreland County**. This is a State Only Operating Permit Renewal Application submittal.

**OP-32-00409: Rosebud Mining Co.** (301 Market Street, Kitanning, PA 16201) for mining bituminous coal at the Starford Mine Coal Prep Plant in Green Township, **Indiana County**. This is an initial State Only Operating Permit Application submittal.

## 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*

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

**03961301. Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201), to revise the permit for the Tracy Lynne Mine in Parks and Kiskiminetas Townships, **Armstrong County** to add underground mine permit and subsidence control plan area acres. Underground Acres Proposed 248.0, Subsidence Control Plan Acres Proposed 248.0. The application was considered administratively complete on December 19, 2011. Application received: August 29, 2011.

**32061301. Rosebud Mining Company** (302 Market Street, Kittanning, PA 16201), to revise the permit for the Starford Mine in Greene Township, **Indiana County** to add acreage to install two mine de-watering boreholes. Surface Acres Proposed 3.6. The application was considered administratively complete on December 19, 2011. Application received: September 11, 2011.

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

**03110102 and NPDES Permit No. PA0252166. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001). Application for commencement, operation and reclamation of a bituminous surface mine, located in Redbank Township, **Armstrong County**, affecting 47.2 acres. Receiving streams: unnamed tributaries to Pine Run, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: December 9, 2011.

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

**33960108 and NPDES Permit No. PA0227315. Bedrock Mines, LP** (111 Freeport Road, Pittsburgh, PA 15215). Revision to an existing bituminous surface mine to change the land use from forestland to unmanaged natural habitat on the Blake Becker property now owned by Ronald J. McConnell in Ringgold Township, **Jefferson County** affecting 54.1 acres. Receiving streams: Unnamed tributaries to Painter Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: December 19, 2011.

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

**40663023R5 and NPDES Permit No. PA0225207. Pagnotti Enterprises, Inc.**, (46 Public Squire, Suite 600, Wilkes-Barre, PA 18701), the addition of an NPDES Permit for discharge of treated mine drainage from an anthracite surface mine, coal refuse reprocessing, refuse disposal and prep plant operation in Hazle Township and the City of Hazleton affecting 640.0 acres, receiving stream: Hazle Creek, classified for the following uses: HQ-cold water fishes and migratory fishes. Application received: December 14, 2011.

**40663034R5 and NPDES Permit No. PA0225215. Pagnotti Enterprises, Inc.**, (46 Public Squire, Suite 600, Wilkes-Barre, PA 18701), the addition of an NPDES Permit for discharge of treated mine drainage from an existing anthracite surface mine and coal refuse reprocessing operation in Foster Township, **Luzerne County** affecting 360.0, receiving streams: Oley Creek, classified for the following uses: HQ-cold water fishes and migra-

tory fishes and Pond Creek, classified for the following use: HQ-cold water fishes. Application received: December 14, 2011.

**49910201R4. Rosini Enterprises, Inc.**, (PO Box 568, Shamokin, PA 17872), renewal of an existing anthracite coal refuse reprocessing operation in Coal Township, **Northumberland County** affecting 68.0 acres, receiving stream: none. Application received: December 16, 2011.

**54-305-023GP12. Waste Management & Processors, Inc.**, (PO Box K, Frackville, PA 17931), application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 54080201 in Port Carbon and Mechanicsville Boroughs, **Schuylkill County**. Application received: December 16, 2011.

*Noncoal Applications Received*

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

**37910305. Three Rivers Aggregates, LLC** (225 North Shore Drive, Pittsburgh, PA 15212) Renewal of NPDES Permit No. PA0208485 in Plain Grove Township, **Lawrence County**. Receiving streams: Taylor Run and unnamed tributary to Taylor Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: December 12, 2011.

**61110304 and NPDES Permit No. PA0259217. Glenn O. Hawbaker, Inc.** (1952 Waddle Road, State College, PA 16803) Commencement, operation and restoration of a large industrial minerals mine in Barkeyville Borough, **Venango County** affecting 144.0 acres. Receiving streams: Four unnamed tributaries to East Branch Wolf Creek and one unnamed tributary to North Branch Slippery Rock Creek, both classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is Barkeyville Municipal Authority. Application received: December 15, 2011.

**10010309. Annandale Sandstone** (219 Goff Station Road, Boyers, PA 16020) Renewal of NPDES Permit No. PA0241938 in Venango Township, **Butler County**. Receiving streams: Unnamed tributary to Seaton Creek and Seaton Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: December 16, 2011.

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

**7775SM3C4 and NPDES Permit No. PA0594679. Lehigh Cement Co., LLC**, (7660 Imperial Way, Allentown, PA 18195), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Richmond and Maxatawny Townships, **Berks County**, receiving stream: unnamed tributary to Moselem Creek, classified for the following use: HQ-cold water fishes. Application received: December 16, 2011.

**7775SM10C6 and NPDES Permit No. PA011789. Lehigh Cement Co., LLC**, (7660 Imperial Way, Allentown, PA 18195), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Maiden Creek Township, **Berks County**, receiving stream: Maiden Creek, classified for the following uses: warm water fishes and migratory fishes. Application received: December 16, 2011.

## MINING ACTIVITY NPDES DRAFT PERMITS

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

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

### *Effluent Limits for Coal Mining Activities*

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

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

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

\*The parameter is applicable at all times.

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

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

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

### *Effluent Limits for Noncoal Mining Activities*

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

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

\* The parameter is applicable at all times.

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

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

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality stan-

dards 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 Depart-



ment 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.

#### *Noncoal NPDES Draft Permits*

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

**NPDES No. PA0225126 on Surface Mining Permit Number 64112503. Victor Lupo**, (47 Hawkins Road, Nineveh, NY, 13813) new NPDES permit for a bluestone quarry operation in Buckingham Township, **Wayne County**, affecting 10.0 acres. Receiving stream: Equinunk Creek, classified for the following uses: HQ-cold water fishes and migratory fishes. Application received October 6, 2011.

Non-discharge BMP's for stormwater will apply to this site.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which

the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

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

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

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, Telephone 570-826-2511.*

**E64-291. Dreher Township**, P. O. Box 177, Newfoundland, PA 18445, in Dreher Township, **Wayne County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a 74-foot by 22-foot building containing a patio area, concession stand, storage room, and restroom facilities in the floodway fringe of Wal-lenpaupack Creek (HQ-CWF). The project is located in the Carlton Memorial Park on the west side of S.R. 0507 approximately 0.15 mile north of its intersection with S.R. 0447 (Newfoundland, PA Quadrangle, Latitude: 41°18'40"; Longitude: -75°18'58").

**E13-169. Carbon County**, P. O. Box 129, Jim Thorpe, PA 18229, in Mahoning Township, **Carbon County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a 72-foot wide road crossing of Beaver Run (CWF, MF) consisting of an open-bottom precast concrete arch having a 32-foot span and a 7.5-foot underclearance for the purpose of providing access to the Packerton Business Park. The project is located adjacent to the intersection of SR 0209 and SR 3006 (Lehigh-ton, PA Quadrangle, Latitude: 40°51'2.6"; Longitude: -75°42'45.5").

**E40-722. Hickory Hills Property Owner Association**, 20 Hickory Hills Drive, White Haven, PA 18661, in Foster Township, **Luzerne County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a dry hydrant in a pond that is tributary to Pond Creek (HQ-CWF, MF) for the purpose of providing fire protection. The project is located in the Hickory Hills Residential Development approximately 2,000 feet southeast of the intersection of SR 0940 and Hickory Hills Drive (White Haven, PA Quadrangle, Latitude: 41°2'1"; Longitude: -75°48'38").

**E54-349. Michael A. Kroznuskie & Denise M. Kroznuskie**, 114 Valley Street, New Philadelphia, PA 17959, in Walker Township, **Schuylkill County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a 14-foot wide driveway crossing of Cold Run (HQ-CWF, MF) consisting of a steel I-beam bridge having a 20-foot span and a 4-foot underclearance, and a crossing of approximately 105 feet of wetlands consisting of four 12-inch diameter culverts spaced approximately 20-feet apart, impacting a de minimus area of wetlands (EV) equal to 0.05 acre. The project is located on the south side of West Valley Road



approximately 0.7 miles east of its intersection with SR 2003 (Mountain Road) (Orwigsburg, PA Quadrangle, Latitude: 40°42'48"; Longitude: -76°3'6").

*Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636*

**E08-477. Pennsylvania Department of Transportation, Engineering District 3-0**, PO Box 218, Montoursville, PA 17754-0218. S.R. 1002, Section XXX, Segment 0030, Offset 1672, Temporary Crossing Construction Project. Tuscarora Township, **Bradford County**, ACOE Baltimore District (Laceyville, PA Quadrangle N: 41° 41' 59"; W: 76° 09' 59").

PA DOT Engineering District 3-0 proposes to remove the existing single span steel I-beam bridge with stone abutments and wingwalls. The existing structure has a normal span of 11.0 Ft. and an underclearance of 4.6 Ft; to construct and maintain a twin pipe configuration. One 60 In. Smooth Bore Plastic Pipe will be depressed 1.5 Ft. for aquatic passage and one 36 In. Smooth Bore Plastic Pipe set at streambed elevation to pass high flows. The twin pipes will be set between the existing stone abutments to temporarily carry S.R. 1002 over an Unnamed Tributary to Fargo Creek. This temporary condition will be in place for longer than one year; therefore, it is not eligible for a General Permit. The total stream disturbance is approximately 62 Ft. of temporary stream impact. There will be approximately 0.01 acres of temporary and permanent wetland impacts. The Unnamed Tributary to Fargo Creek is classified as Cold Water Fishery by Title 25, Chapter 93 Water Quality Standards. This application is the result of an Emergency Condition and has already been constructed under EP 0811520. The project will not require mitigation.

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

**E30-240. Shannopin Materials, LLC**, 308 Dents Run Road Morgantown, WV 26501, in Monongahela Township. The Applicant proposes to modify the existing facility authorized by permit 3078711T-1, to remove one steel mooring cell and to construct and maintain three quad-

ties, to construct and maintain a 150-ft long steel sheet pile wall with wing walls, which encompass the existing wall. The site is located approximately 2200 feet downstream from the mouth of Dunkard Creek and extends for a length of 1720 feet downstream along left bank of the Monongahela River (WWF). The site will consist of seven mooring cells, three quad-ties, an ice breaker, a sheet pile wall, and loading site located in Monongahela Township, **Greene County** (Masontown, PA Quadrangle N: 3.8 inches; W: 8.3 inches; Latitude: 39°46'15"; Longitude: -79°56'03").

**E63-638. Bruno Pepenella**, 636 E. McMurray Road McMurray, PA 15317, in North Strabane Township. The applicant proposes to operate and maintain the existing 102 foot long 60-inch diameter culvert in an Unnamed Tributary to Little Chartiers Creek (WWF) and to construct and maintain a 115 foot long extension to the existing 60 inch diameter culvert (making the total length of the culvert approximately 217 feet in length) for the purpose of constructing a commercial development. The project is located just east from the intersection of Fulton Road and Washington Road (Canonsburg, PA Quadrangle N: 0.2 inches; W: 6.4 inches; Latitude: 40°-15'-04"; Longitude: 80°-10'-15") in North Strabane Township, **Washington County** and will impact approximately 115.0 linear feet of stream channel.

*Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335*

**E33-08-001, EQT Gathering, LLC**, 455 Racetrack Road, Suite 101, Washington, PA 15301 Frano Pipeline Project, in Snyder and Washington Townships, **Jefferson County**, Army Corps of Engineers Pittsburgh District (Falls Creek, PA Quadrangle N: 41° 13' 54"; W: 78° 47' 13").

The applicant proposes to construct and maintain approximately 16,400 feet of 6" diameter steel natural gas pipeline in Snyder and Washington Townships, Jefferson County. The proposed pipeline will connect a natural gas pad to an existing pipeline located approximately 1.0 mile south of Brockway, PA. The water obstructions and encroachments for the purpose of installing the natural gas gathering line are described below:

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
1	A 6" diameter natural gas pipeline to be open trenched under an UNT to Curry Run (CWF) and a temporary crossing in an UNT to Curry Run (CWF) temporarily impacting 52 linear feet of channel.	N: 41°13'46.48" W: 78°47'50.00"
2	A 6" diameter natural gas pipeline to be bored under Rattlesnake Run (CWF) and 100 feet of palustrine emergent (PEM) EV wetland	N: 41°12'47.40" W: 78°47'51.47"
3	A 6" diameter natural gas pipeline to be bored under 30 feet of a palustrine emergent / forested (PEM/PFO) EV wetland.	N: 41°12'27.49" W: 78°47'43.15"
4	A 6" diameter natural gas pipeline to be bored under 110 feet of a palustrine emergent / scrub-shrub/forested (PEM/PSS/PFO) EV wetland.	N: 41°12'25.20" W: 78°47'43.15"
5	A 6" diameter natural gas pipeline to be bored under Rattlesnake Run (CWF)	N: 41°12'24.23" W: 78°47'42.78"
6	A 6" diameter natural gas pipeline to be bored under 40 feet of a palustrine emergent / scrub-shrub/forested (PEM/PSS/PFO) EV wetland.	N: 41°1'23.78" W: 78°47'42.65"
7	A temporary crossing of a palustrine emergent (PEM) wetland impacting 0.001 acre.	N: 41°12'20.11" W: 78°47'58.51"
8	A temporary crossing of a palustrine emergent (PEM) wetland impacting 0.001 acre.	N: 41°12'19.53" W: 78°47'57.25"

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
9	A 6" diameter natural gas pipeline to be installed by open trench and a temporary road crossing through a palustrine emergent (PEM) wetland impacting 0.078 acre.	N: 41°12'9.28" W: 78°47'24.65"
10	A 6" diameter natural gas pipeline to be installed by open trench under an UNT to Wolf Run (CWF) and a temporary road crossing in an UNT to Wolf Run (CWF) impacting 90 linear feet of channel	N: 41°11'52.53" W: 78°47'9.95"

The project will result in a total of 142 linear feet of temporary stream impacts and 0.080 acre of temporary wetland impacts.

*Northcentral Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701*

**E4129-027: Chief Gathering LLC**, 6051 Wallace Road, Suite 210, Wexford, Pa 15090, Penn Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) one 16 inch natural gas pipeline and a temporary road crossing using a timber mat bridge impacting 86 linear feet of Sugar Run (CWF, MF) and 3997 square feet of adjacent palustrine scrub-shrub (PSS) wetlands (Picture Rocks PA Quadrangle 41°16'03"N 76°39'21"W),

2) one 16 inch natural gas pipeline and a temporary road crossing using a timber mat bridge impacting 169 linear feet of an unnamed tributary to Big Run (CWF, MF) (Picture Rocks PA Quadrangle 41°16'01"N 76°38'32"W),

3) one 16 inch natural gas pipeline impacting 42 square feet of a palustrine emergent (PEM) wetland (Picture Rocks PA Quadrangle 41°16'00"N 76°37'56"W),

4) one 16 inch natural gas pipeline bored to avoid impacting 112 linear feet of Big Run (CWF, MF) and unnamed tributaries to Big Run (CWF, MF) and 8946 square feet of adjacent palustrine forested (PFO) wetland (Picture Rocks PA Quadrangle 41°16'17"N 76°37'38"W),

5) one 16 inch natural gas pipeline and a temporary road crossing using a timber mat bridge impacting 129 linear feet of an unnamed tributary to Big Run (CWF, MF) (Picture Rocks PA Quadrangle 41°16'19"N 76°37'32"W),

6) one 16 inch natural gas pipeline bored to avoid impacting 31 linear feet of an unnamed tributary to Big Run (CWF, MF) and 2699 square feet of adjacent palustrine forested (PFO) wetland (Sonestown PA Quadrangle 41°16'15"N 76°37'03"W),

7) one 16 inch natural gas pipeline bored to avoid impacting 35 linear feet of an unnamed tributary to Big Run (CWF, MF) and 475 square feet of adjacent palustrine forested (PFO) wetland (Sonestown PA Quadrangle 41°16'14"N 76°36'53"W),

8) a temporary road crossing using a timber mat bridge impacting 51 linear feet of an unnamed tributary to Big Run (CWF, MF) (Sonestown PA Quadrangle 41°16'14"N 76°36'55"W).

The project will result in 613 linear feet of temporary stream impacts and 0.37 acres of temporary wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus well development.

**E5829-009. Williams Marcellus Gathering, LLC;** 1000 Town Center, Suite 130, Canonsburg, PA 15317; Bridgewater and Silver Lake Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) an 8" steel natural gas gathering line and a 16" HDPE waterline crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 4 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 52' 36", Longitude -75° 53' 37"),

2) an 8" steel natural gas gathering line, a 16" HDPE waterline, and timber mat bridge crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 48 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 52' 38", Longitude -75° 53' 42"),

3) an 8" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat bridge crossing a Palustrine Emergent Wetlands (PEM) impacting 156 square feet (Laurel Lake, PA Quadrangle; Latitude 41° 52' 46", Longitude -75° 53' 42"),

4) an 8" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat bridge crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 43 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 52' 52", Longitude -75° 53' 41"),

5) an 8" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat bridge crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 43 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 52' 53", Longitude -75° 53' 41"),

6) a 12" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat bridge crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 41 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 04", Longitude -75° 53' 37"),

7) a 12" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat bridge crossing a Palustrine Emergent Wetlands (PEM) impacting 718 square feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 10", Longitude -75° 53' 38"),

8) a 12" steel natural gas gathering line and a 16" HDPE waterline crossing a Palustrine Emergent Wetlands/Scrub Shrub (PEM/PSS) impacting 1,503 square feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 19", Longitude -75° 53' 38"),

9) a 12" steel natural gas gathering line and a 16" HDPE waterline crossing Fall Brook (Chap. 93 CWF, MF - EV) impacting 75 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 19", Longitude -75° 53' 38"),

10) a 12" steel natural gas gathering line, a 16" HDPE waterline, a timber mat bridge crossing a Palustrine Emergent Wetlands (PEM) impacting 61 square feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 30", Longitude -75° 53' 44"),

11) a 12" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat bridge crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 78 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 32", Longitude -75° 53' 45"),

12) a 12" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat bridge crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 59 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 34", Longitude -75° 53' 45"),

13) a 12" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat bridge crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 40 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 38", Longitude -75° 53' 46"),

14) a 12" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat crossing a Palustrine Emergent Wetlands (PEM) impacting 274 square feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 38", Longitude -75° 53' 51"),

15) a 12" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 49 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 37", Longitude -75° 54' 03"),

16) a 12" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat crossing a Palustrine Emergent Wetlands (PEM) impacting 470 square feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 36", Longitude -75° 54' 05"),

17) a temporary timber mat crossing a Palustrine Emergent Wetlands (PEM) impacting 59 square feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 31", Longitude -75° 54' 21"),

18) a 12" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat bridge crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 45 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 29", Longitude -75° 54' 30"),

19) a 12" steel natural gas gathering line and a 16" HDPE waterline crossing a Palustrine Emergent Wetlands (PEM) impacting 50 square feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 28", Longitude -75° 54' 34"),

20) a 12" steel natural gas gathering line and a 16" HDPE waterline crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 10 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 28", Longitude -75° 54' 36"),

21) a 12" steel natural gas gathering line and a 16" HDPE waterline crossing a Palustrine Emergent Wetlands (PEM) impacting 50 square feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 28", Longitude -75° 54' 36"),

22) a 12" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat bridge crossing an unnamed tributary to Fall Brook (Chap. 93 CWF, MF - EV) impacting 48 lineal feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 29", Longitude -75° 54' 53"),

23) a 12" steel natural gas gathering line, a 16" HDPE waterline, and a timber mat crossing a Palustrine Forested Wetlands (PFO) impacting 1,532 square feet (Laurel Lake, PA Quadrangle; Latitude 41° 53' 28", Longitude -75° 54' 58").

The project will begin at the existing Markovitch Well Pad and convey natural gas 3.07 miles, within 8" and 12" natural gas gathering line, to a meter station at the Hayes well pad; prior to entering the existing Laser Northeast Natural Gas Pipeline System. This project will result in the impact of 613 lineal feet of stream channel. The project will result in the impact of 3,623 square feet (0.08 acres) of wetlands.

**E0829-032: Chief Gathering, LLC**, 6051 Wallace Road, Suite 210, Wexford, PA 15090, Towanda Township, Bradford County, ACOE Baltimore District.

To construct, operate and maintain:

1. One 8 inch diameter natural gas line and a timber mat bridge impacting 66 lineal feet of an unnamed tributary to French Run (CWF, MF) (Powell, PA Quadrangle, Latitude: 41°44'16", Longitude: -76°30'52").

2. One 8 inch diameter natural gas line and a timber mat bridge impacting 122 lineal feet of an unnamed tributary to French Run (CWF, MF), and an adjacent Palustrine Forested Wetland impacting 2,064 square feet (Powell, PA Quadrangle, Latitude: 41°44'17", Longitude: -76°30'51").

3. One 8 inch diameter natural gas line and a timber mat bridge impacting 39 lineal feet of an unnamed tributary to French Run (CWF, MF), and an adjacent Palustrine Emergent Wetland impacting 4,220 square feet (Powell, PA Quadrangle, Latitude: 41°44'17", Longitude: -76°30'49").

4. One 8 inch diameter natural gas line and a timber mat bridge impacting 1,412 square feet of a Palustrine Emergent Wetland (Powell, PA Quadrangle, Latitude: 41°44'13", Longitude: -76°30'39").

5. One 8 inch diameter natural gas line and a timber mat bridge impacting 1,412 square feet of a Palustrine Emergent Wetland (Powell, PA Quadrangle, Latitude: 41°44'12", Longitude: -76°30'36").

6. One 8 inch diameter natural gas line and a timber mat bridge impacting 1,171 square feet of a Palustrine Forested Wetland (Powell, PA Quadrangle, Latitude: 41°44'12", Longitude: -76°30'34").

7. One 8 inch diameter natural gas line and a timber mat bridge impacting 36 lineal feet of an unnamed tributary to French Run (CWF, MF) (Powell, PA Quadrangle, Latitude: 41°44'13", Longitude: -76°30'33").

8. One 8 inch diameter natural gas line and a timber mat bridge impacting 29 lineal feet of an unnamed tributary to French Run (CWF, MF), and an adjacent Palustrine Forested Wetland impacting 10,287 square feet (Powell, PA Quadrangle, Latitude: 41°44'11", Longitude: -76°30'24").

9. One 8 inch diameter natural gas line and a timber mat bridge impacting 10,679 square feet of a Palustrine Emergent Wetland (Powell, PA Quadrangle, Latitude: 41°44'17", Longitude: -76°30'15").

10. One 8 inch diameter natural gas line and a timber mat bridge impacting 31 lineal feet of an unnamed tributary to Towanda Creek (CWF, MF), an adjacent Palustrine Emergent and Palustrine Forested Wetland impacting 28,374 square feet (Powell, PA Quadrangle, Latitude: 41°44'15", Longitude: -76°30'05").

11. One 8 inch diameter natural gas line and a timber mat bridge impacting 3,015 square feet of a Palustrine Emergent Wetland (Monroeton, PA Quadrangle, Latitude: 41°44'02", Longitude: -76°29'48").



The project will result in 323 linear feet and 2,451 square feet of temporary stream impacts and 63,156 square feet (1.45 acres) of PEM and PFO wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways.

**E5329-009. Tenaska Resources, LLC**, 1701 E. Lamar Blvd., Suite 100, Arlington, TX 76006-7320. Spahr Pipeline, in Abbott Township, **Potter County**, ACOE Baltimore District. (Galeton, PA Quadrangle, Latitude: N41°39'5.04", Longitude: W77°42'2.88").

To construct, operate, and maintain one 2-inch underground natural gas pipeline crossing beneath Hoppe Hollow (EV) and installed via directional drilling. The project will result in 8 linear feet of impact to Hoppe Hollow, all for the purpose of transmission of natural gas from Marcellus Shale development.

**E1829-001: Anadarko Marcellus Midstream, L.L.C.**, 33 West Third Street, Suite 200, Williamsport, PA 17701, Grugan and Beech Creek Townships, **Clinton County**, ACOE Baltimore District.

To construct, operate, and maintain the Sproul Trunkline, which consists of: one 16 inch steel gas line, two 6 inch flex steel pipelines, two 6 inch flex steel waterlines, and one 14 inch waterline, with impacts as follows:

1) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 2,350.0 square feet of an EV palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°12'16.81", W77°38'13.63");

2) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 449.0 square feet of a palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°12'16.03", W77°38'17.33");

3) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 442.0 square feet of a palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°12'15.65", W77°38'17.84");

4) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 622.0 square feet of a palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°12'15.03", W77°38'18.60");

5) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 1,657.0 square feet of a palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°12'15.51", W77°38'18.66");

6) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 113.0 square feet of a palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°12'0.23", W77°38'49.07");

7) installation via boring with impacts to 168.0 linear feet and 2,700.0 square feet of East Branch Big Run (CWF, MF) (Howard NW, PA Quadrangle, N41°10'48.75", W77°43'22.38");

8) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 2788.0 square feet of an EV palustrine forested (PFO) wetland (Howard NW, PA Quadrangle, N41°10'46.91", W77°43'23.12");

9) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 20,856.0 square feet of a palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°10'41.94", W77°43'48.28");

10) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 996.0 square feet of a palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°10'36.20", W77°43'54.78");

11) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 1,142.0 square feet of a palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°10'35.05", W77°43'55.33");

12) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 291.0 square feet of a palustrine open water (POW) wetland (Howard NW, PA Quadrangle, N41°10'34.97", W77°43'55.93");

13) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 1,157.0 square feet of a palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°10'27.29", W77°44'41.49");

14) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 1,954.0 square feet of a palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°10'22.53", W77°44'50.11");

15) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 674.0 square feet of a palustrine emergent (PEM) wetland (Howard NW, PA Quadrangle, N41°10'16.92", W77°44'54.99");

16) a temporary road crossing using a timber mat bridge and installation via open cut trenching with temporary impacts to 122.0 linear feet and 2,957.0 square feet of Middle Branch Big Run (CWF, MF) (Snow Shoe NE, PA Quadrangle, N41°09'09.26", W77°46'06.14");

17) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 1,060.0 square feet of a palustrine forested (PFO) wetland (Snow Shoe NE, PA Quadrangle, N41°09'09", W77°46'06.");

18) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 12,406.0 square feet of an EV palustrine emergent (PEM) wetland (Snow Shoe NE, PA Quadrangle, N41°09'00.25", W77°46'36.09");

19) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 4,418.0 square feet of an EV palustrine forested (PFO) wetland (Snow Shoe NE, PA Quadrangle, N41°08'55.65", W77°46'40.33");

20) a temporary road crossing using a timber mat bridge and installation via open cut trenching with temporary impacts to 66.0 linear feet and 588.0 square feet of an unnamed tributary (UNT) to West Branch Big Run (EV, MF) (Snow Shoe NE, PA Quadrangle, N41°08'53.27", W77°46'42.24");

21) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 705.0 square feet of an EV palustrine



forested (PFO) wetland (Snow Shoe NE, PA Quadrangle, N41°08'47.94", W77°46'45.96");

22) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 147.0 linear feet and 2,940.0 square feet of West Branch Big Run (EV, MF) (Snow Shoe NE, PA Quadrangle, N41°08' 48.52", W77°46'47.09");

The project will result in the following: 14,756.0 square feet (0.34 acre) of temporary EV palustrine emergent wetland impacts; 30,0062.0 square feet (0.69 acre) of temporary palustrine emergent wetland impacts; 291.0 square feet (0.01 acre) of temporary palustrine open water impacts; 7,911.0 square feet (0.18 acre) of permanent impacts to EV palustrine forested wetlands; 1,060.0 square feet (0.02 acre) of permanent impacts to palustrine forested wetlands; 503.0 linear feet of stream impacts; and 9,185.0 square feet (0.21 acre) of stream impacts all for the purpose of installing a natural gas line, two flex steel gas lines, two flex steel waterlines, a fresh waterline, and associated access roadways for the development of Marcellus Shale natural gas. A contingency plan utilizing temporary cofferdams may be utilized for bored crossings in the event an inadvertent return occurs during the boring operations.

**E1429-001: Anadarko Marcellus Midstream, L.L.C.**, 33 West Third Street, Suite 200, Williamsport, PA 17701, Curtin, Boggs, Snowshoe, and Burnside Townships, **Centre County**, ACOE Baltimore District. To construct, operate, and maintain the Sproul Trunkline, which consists of: one 16 inch steel gas line, two 6 inch flex steel pipelines, two 6 inch flex steel waterlines, and one 14 inch waterline, with impacts as follows:

1) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 290.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe NE, PA Quadrangle, N41°08'24.13", W77°46'59.51");

2) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 1,224.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe NE, PA Quadrangle, N41°08'24.57", W77°46'56.29");

3) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 183.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe NE, PA Quadrangle, N41°08'22.74", W77°46'50.87");

4) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 1,320.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe NE, PA Quadrangle, N41°08'18.43", W77°46'47.41");

5) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 2,802.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe NE, PA Quadrangle, N41°08'18.41", W77°46'46.74");

6) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 452.0 square feet of a palustrine scrub shrub (PSS) wetland (Snow Shoe SE, PA Quadrangle, N41°07'28.92", W77°46'05.94");

7) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 432.0 square feet of a palustrine

emergent (PEM) wetland (Snow Shoe SE, PA Quadrangle, N41°07'27.70", W77°46'03.51");

8) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 691.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe SE, PA Quadrangle, N41°07'16.16", W77°46'01.20");

9) a temporary road crossing using a timber mat bridge and installation via open cut trenching with temporary impacts to 100.0 linear feet and 7,110.0 square feet of Beech Creek (CWF, MF) (Snow Shoe SE, PA Quadrangle, N41°06'46.44", W77°46'08.89");

10) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 574.0 square feet of a spring seep (Snow Shoe SE, PA Quadrangle, N41°06'29.74", W77°46'19.65");

11) a temporary road crossing using a timber mat bridge and installation via open cut trenching with temporary impacts to 205.0 linear feet and 445.0 square feet of an unnamed tributary (UNT) to Hayes Run (EV, MF) (Snow Shoe SE, PA Quadrangle, N41°05'55.14", W77°46'39.13");

12) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 4,016.0 square feet of an EV palustrine emergent (PEM) wetland (Snow Shoe SE, PA Quadrangle, N41°05'55.97", W77°46'40.70");

13) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 1,527.0 square feet of an EV palustrine open water (POW) wetland (Snow Shoe SE, PA Quadrangle, N41°05'54.48", W77°46'40.30");

14) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 413.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe SE, PA Quadrangle, N41°05'13.05", W77°47'38.57");

15) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 256.0 square feet of a palustrine forested (PFO) wetland (Snow Shoe SE, PA Quadrangle, N41°05'06.95", W77°47'44.22");

16) a temporary road crossing using a timber mat bridge and installation via open cut trenching with temporary impacts to 139.0 linear feet and 1,030.0 square feet of an unnamed tributary (UNT) to Council Run (CWF, MF) (Snow Shoe SE, PA Quadrangle, N41°04'39.75", W77°48'15.50");

17) a temporary road crossing using a timber mat bridge and installation via open cut trenching with temporary impacts to 137.0 linear feet and 494.0 square feet of Council Run (CWF, MF) (Snow Shoe SE, PA Quadrangle, N41°04'16.67", W77°48'07.34");

18) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 421.0 square feet of an EV palustrine forested (PFO) wetland (Snow Shoe SE, PA Quadrangle, N41°04'17.59", W77°48'07.56");

19) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 544.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe SE, PA Quadrangle, N41°03'55.72", W77°48'41.34");

20) a temporary road crossing using a timber mat bridge and installation via open cut trenching with temporary impacts to 101.0 linear feet and 437.0 square feet of an unnamed tributary (UNT) to Council Run (CWF, MF) (Snow Shoe SE, PA Quadrangle, N41°03'57.27", W77°50'09.63");

21) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 525.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe SE, PA Quadrangle, N41°03'54.67", W77°50'20.71");

22) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 429.0 square feet of a palustrine forested (PFO) wetland (Snow Shoe SE, PA Quadrangle, N41°03'54.67", W77°50'20.71");

23) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 334.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe SE, PA Quadrangle, N41°03'54.99", W77°50'27.43");

24) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 503.0 square feet of a palustrine forested (PFO) wetland (Snow Shoe SE, PA Quadrangle, N41°03'54.99", W77°50'27.43");

25) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 471.0 square feet of an EV palustrine emergent (PEM) wetland (Snow Shoe SE, PA Quadrangle, N41°03'55.84", W77°50'31.60");

26) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 1,649.0 square feet of an EV palustrine forested (PFO) wetland (Snow Shoe SE, PA Quadrangle, N41°03'55.84", W77°50'31.60");

27) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 1,954.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe SE, PA Quadrangle, N41°04'11.14", W77°50'41.00");

28) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 968.0 square feet of an EV palustrine emergent (PEM) wetland (Snow Shoe SE, PA Quadrangle, N41°04'16.42", W77°50'43.19");

29) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 7,644.0 square feet of an EV palustrine forested (PFO) wetland (Snow Shoe SE, PA Quadrangle, N41°04'16.42", W77°50'43.19");

30) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 1,190.0 square feet of an EV palustrine scrub shrub (PSS) wetland (Snow Shoe SE, PA Quadrangle, N41°04'16.42", W77°50'43.19");

31) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with temporary impacts to 193.0 square feet of a palustrine emergent (PEM) wetland (Snow Shoe SE, PA Quadrangle, N41°04'32.06", W77°50'48.22");

32) a temporary road crossing using a timber mat bridge and permanent installation via open cut trenching with impacts to 5,695.0 square feet of a palustrine scrub

shrub (PSS) wetland (Snow Shoe SE, PA Quadrangle, N41°05'37.06", W77°51'26.48");

33) a temporary road crossing using a timber mat bridge and installation via open cut trenching with temporary impacts to 156.0 linear feet and 7,823.0 square feet of Beech Creek (CWF, MF) (Snow Shoe SE, PA Quadrangle, N41°05'38.26", W77°51'25.01");

The project will result in the following: 5,455.0 square feet (0.13 acre) of temporary EV palustrine emergent wetland impacts; 10,905.0 square feet (0.25 acre) of temporary palustrine emergent wetland impacts; 1527.0 square feet (0.04 acre) of temporary EV palustrine open water impacts; 6885.0 square feet (0.16 acre) of permanent impacts to EV palustrine scrub shrub wetlands; 452.0 square feet (0.01 acre) of permanent impacts to palustrine scrub shrub wetlands; 9,714.0 square feet (0.22 acre) of permanent impacts to EV palustrine forested wetlands; 1,188.0 square feet (0.03 acre) of permanent impacts to palustrine forested wetlands; 838.0 linear feet of stream impacts; 17,339.0 square feet (0.40 acre) of stream impacts; and 574.0 square feet (0.04 acre) of impacts to a spring seep; all for the purpose of installing a natural gas line, two flex steel gas lines, two flex steel waterlines, a fresh waterline, and associated access roadways for the development of Marcellus Shale natural gas.

**E1429-002. Carrizo (Marcellus), LLC.** 251 Drain Lick Road, Drifting, PA 16834. Steinman Development (CC-11) Access Road, in Rush Township, **Centre County**, ACOE Baltimore District.

To construct, operate, and maintain an access road to a Marcellus Shale well site, with impacts to the following:

(1) Conversion of an existing ford crossing of Mountain Branch (CWF, MF) via the installation of a corrugated metal box culvert with a hydraulic opening 22'-9" wide and 5'-4" high, resulting in 127.4 linear feet of temporary channel impacts and 61.7 linear feet of permanent channel impacts, 248.3 square feet of temporary impacts and 496.0 square feet of permanent impacts to a PEM wetland, (Houtzdale, PA Quadrangle, Latitude: N40°48'22.27", Longitude: W78°19'02.26");

(2) Conversion of an existing ford crossing of a UNT to Mountain Branch (CWF, MF) via the installation of a 24" diameter corrugated polyethylene drainage pipe, resulting in 90.0 linear feet of temporary channel impacts and 73.1 linear feet of permanent channel impacts, 328.4 square feet of temporary impacts and 365.0 square feet of permanent impacts to a PEM wetland, (Houtzdale, PA Quadrangle, Latitude: N40°48'20.46", Longitude: W78°18'56.40");

(3) Conversion of an existing ford crossing of a UNT to Mountain Branch (CWF, MF) via the installation of three 36" diameter corrugated metal drainage pipes, resulting in 50.0 linear feet of temporary channel impacts and 46.0 linear feet of permanent channel impacts, 366.3 square feet of temporary impacts and 108.0 square feet of permanent impacts to a PEM wetland, (Houtzdale, PA Quadrangle, Latitude: N40°48'10.04", Longitude: W78°18'57.70");

The project will result in 267.4 linear feet of temporary channel impacts, 180.8 linear feet of permanent channel impacts, 943.0 square feet (0.02 acres) of temporary PEM wetland impacts, and 969.0 square feet (0.02 acres) of permanent PEM wetland impacts, all for the purpose of providing access for Marcellus Shale wellsite development.

Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105

**E1014-001. City of Butler**, 124 West Diamond Street, Butler, PA 16001, Sullivan Run Channel Improvement Project, City of Butler, **Butler County**, ACOE Pittsburgh District.

This permit is requested to replace three bridges along Sullivan Run in the City of Butler, Butler County, PA. The flood improvement project is known as The Continuation of Sullivan Run Channel Improvement Project DGS 183-21 Phase 1 (DEP C10:03). The project area will be impacted during construction and a total of .69 acre below Ordinary High Water will be disturbed. Reference the USGS "IRWIN" Quadrangle North 20.0 inches, West 4.0 inches. The following activities are associated with the construction of this project:

- Construct 85 lineal feet of concrete channel and concrete wall that will transition into 185 lineal foot concrete box culvert that replaces West Penn Street and Miller Street Bridges.
- Construct 120 foot long concrete box culvert will replace the West Brady Street Bridge with 20 feet of concrete u channel downstream of the culvert.
- Remove the twin 11 foot culverts at the former Armco Steel factory and former Allegheny Axel Company which will return the stream to its original streambed.

Anticipated construction time is 12 to 18 months.

Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105

**E6514-002. City of Jeannette**, 10 South 2nd Street, Jeanette, PA 15644, Brush Creek Flood Protection Project, Jeannette City and Penn Borough, **Westmoreland County**, ACOE Pittsburgh District.

This permit is requested to construct and maintain a rolled earthen embankment levee and floodwall system along the north bank of Brush Creek. The flood protection project is known as Jeannette City and Penn Borough Flood Protection Project DGS 182-7 Phase 2 (DEP C65:01). The project area will be impacted during construction and a total of 5.69 acres below Ordinary High Water will be disturbed. Of this total disturbance area, 0.23 acres of permanent fill below Ordinary High Water is proposed. Reference the USGS "IRWIN" Quadrangle

North 14.7 inches, West 1.1 inches. The following activities are associated with the construction of this project:

- Construct approximately 3,100 LF of rolled earth embankment levee. The estimated total volume of rolled embankment is 16,700 cubic yards.
- Construct approximately 3,200 LF of concrete floodwall.
- Install approximately 6,300 LF of Turf Reinforcement Mat and Erosion Control blanket slope protection.
- Excavate 1.6 acres of ponding area for interior drainage, all disturbed areas we be seeded and mulched.
- Install twenty-five drainage structures through the levee and floodwall.

Anticipated construction time is 24 to 30 months.

Northcentral Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701

**95-16-65420-009: Pennsylvania General Energy Company, LLC**, 120 Market Street, Warren, Pennsylvania 16365.

This Departmental action was incorrectly published in the *Pennsylvania Bulletin* on October 2, 2010 as an application received under the Limited Power Act. The action is being published correctly in this edition of the *Pennsylvania Bulletin* under the Federal Water Pollution Control Act Section 401 portion of this publication.

**95-16-65420-013: Southwestern Energy Company**, 2350 N. Sam Houston Parkway East, Suite 125, Houston, TX 77032.

This Departmental action was incorrectly published in the *Pennsylvania Bulletin* on November 12, 2011 as an application received under the Limited Power Act. The action is being published correctly in this edition of the *Pennsylvania Bulletin* under the Federal Water Pollution Control Act Section 401 portion of this publication.

**95-16-65420-014: Southwestern Energy Company**, 2350 N. Sam Houston Parkway East, Suite 125, Houston, TX 77032.

This Departmental action was incorrectly published in the *Pennsylvania Bulletin* on November 12, 2011 as an application received under the Limited Power Act. The action is being published correctly as an action in this edition of the *Pennsylvania Bulletin* under the Federal Water Pollution Control Act Section 401 portion of this publication.

**ACTIONS**

**THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT**

**FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS**

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) 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



<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
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.

## I. NPDES Renewal Permit Actions

*Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570.826.2553.*

<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>
PAS222201 (Storm Water)	UFP Atlantic Division LLC 200 Commerce Way Stockertown, PA 18083	Northampton County Stockertown Borough	Unnamed Tributary to Bushkill Creek (1-F)	Y
PA0064114 (Sewage)	Jim Thorpe Area School District K-8 WWTP Route 534 And Route 903 Albrightsville, PA 18210	Carbon County Kidder Township	Dilldown Creek High Quality Cold water Fishes 2A	Y
PA0035335 (Sewage)	Barton Court MHP Bartonsville Avenue Bartonsville, PA 18321	Monroe County Pocono Township	Unnamed Tributary to Pocono Creek High Quality-Cold Water fishes (1-E)	Y
PA0029149 (Sewage)	Pocono Manor Investors, PT1, LP Pocono Manor Inn Route 314 Pocono Manor, PA 18349	Monroe County Pocono Township	Swiftwater Creek HQ-CWF (1-E)	Y
PA0044709 (Sewage)	B'nai B'rith Perlman Camp 661 Rose Hill Road Lake Como, PA 18437	Wayne County Buckingham Township	Shehawken Creek High Quality-Cold water Fishes, Migratory Fishes (1-A)	Y
PAS232209 (Storm Water)	Jeld-Wen Inc. 700 West Main Ringtown, PA 17967	Schuylkill County Ringtown Borough	Unnamed Tributary to Dark Run (5-E)	Y



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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0096890 Sew	Oakridge Hts. MHP STP #2 23 Oakridge Hts. Dr. Oakdale, PA 15071	Allegheny County North Fayette Township	UNT of Robinson Run	Y

\*\*\*\*Renewal individuals

*Northwest Region: Water Management 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>
PA00223000 (Sewage)	Mark Wineman d/b/a Kalyument Campgrounds 8630 Miola Road Lucinda, PA 16235	Clarion County Highland Township	Callihan Run 17-B	Y
PA0238414 (Sewage)	Amy L & Roger A Sandak SRSTP 124 Memory Lane New Castle, PA 16101	Lawrence County Scott Township	Unnamed Tributary to Big Run 20-A	Y
PA0209783 (Sewage)	Jerry Novosel SRSTP 41 Gearhart Road Pulaski, PA 16143	Mercer County Shenango Township	Unnamed Tributary to Buchanan Run 20-A	Y

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

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

**NPDES Permit No. PA0062201-A1**, Sewage, SIC Code 4952, **Schuylkill County Municipal Authority**, 221 S Centre Street, Pottsville, PA 17901-3506.

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

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated Sewage.

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

**PA0020257**, Sewage, **Amendment No. 3, Grove City Borough**, PO Box 110 Grove City, PA 16127-0110.

This existing facility is located in Grove City Borough, **Mercer County**.

Description of Proposed Action/Activity: This amendment is to remove the final limits because the treatment plant is not being expanded.

**PA0263885**, Sewage, **Cherrie & Thomas Peffer**, 4162 State Route 448, Portersville, PA 16051.

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

Description of Proposed Action/Activity: Issuance of a new NPDES permit for a new discharge of treated sanitary wastewater.

**PAS128301**, Storm Water, SIC Code 2047, **Ainsworth Pet Nutrition, Inc.** 18746 Mill Street, Meadville, PA 16335-3644.

This existing facility is located in Vernon Township, **Crawford County**.

Description of Proposed Action/Activity: This issuance is for a new NPDES permit for an existing discharge of Storm Water.

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

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

**WQM Permit No. 101142**, Sewage, **Winfield Township**, 194 Brose Road Cabot, PA 16023.

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

Description of Proposed Action/Activity: Issuance of a Water Quality Permit to upgrade an existing Sewage Treatment Facility to provide the installation of seven residential grinder pumps.

**WQM Permit No. 3711401**, Sewage, **Cherrie & Thomas Peffer**, 4162 State Route 448, Portersville, PA 16051.

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

Description of Proposed Action/Activity: Issuance of a Water Quality Management permit for a new discharge of treated sanitary wastewater.

**WQM Permit No. 101142**, Sewage, **Butler Area Sewer Authority**, 100 Littman Road Butler, PA 16001.

This existing facility is located in Butler Township & City of Butler, **Butler County**.

Description of Proposed Action/Activity: Issuance of a Water Quality Management permit to upsize approximately 8200 linear feet of sanitary sewer line.

**WQM Permit No. 4397411**, Sewage, **John C. Chrzanowski d/b/a Hemlock Mobile Home Park** 6 Pond Lane Malvern, PA 19355-2927.

This existing facility is located in Wolf Creek Township, **Mercer County**.

Description of Proposed Action/Activity: Amendment of a Water Quality Management permit to convert an existing chlorine contact tank into a dosing tank, addition of two intermittent sand filters, replacement of tablet chlorinator feed with new sodium hypochlorite feed pump, and new 1000 gallon chlorine contact tank.

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

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

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

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023911001	Castle Holdings, Inc. 6616 B Ruppssville Road Allentown, PA 18106	Lehigh	Upper Macungie Twp.	Breinig Run, HQ-CWF, MF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041411005	Beginning Properties Dba Lions Gate Self Storage 1444 Willowbrook Dr Boalsburg PA 16827	Centre	Benner Township	Buffalo Run HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI053211001	Indiana County Municipal Services Authority 602 Kolter Ave. Indiana, PA 15701	Indiana	Pine Township	UNT to Little Yellow Creek (HQ-CWF)

#### 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 in 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 (PAR)
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
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional 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 CAFOs  
 PAG-13 Stormwater Discharges from MS4

*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>
City of Scranton & Taylor Borough, Lackawanna Co.	PAG02003510001R	PA Dept. of Transportation, Eng. Dist. 4-0 Debbie A. Noone 55 Keystone Industrial Park Dunmore, PA 18512	Keyser Creek, CWF, MF Lindy Creek, CWF, MF Lucky Creek, CWF, MF Unnamed Tributary to Keyser Creek, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Lehigh Township & Moore Township, Northampton Co.	PAG02004804026R(1)	Larry Kemmerer Kemmerer Corp. 3220 Valley View Dr. Bath, PA 18014	Hokendauqua Creek, CWF, MF	Northampton Co. Cons. Dist. 610-746-1971
Cass Township, Schuylkill Co.	PAG02005410014	Schuylkill Economic Development Corp. (SEDCO) P. O. Box 659 Pottsville, PA 17901	West Branch of the Schuylkill River, CWF, MF	Schuylkill Co. Cons. Dist. 570-622-3742
Bedford Township Bedford County	PAG02000511013	Ray H. Jennings PO Box 155 Bedford, PA 15522	Brush Run/ WWF	Bedford Co. Conservation District 702 W Pitt St. Bedford, PA 15522 814.623.7900
Richmond Twp. Berks County	PAG02000611045	Terry Brown Kutztown University PO Box 730 Kutztown, PA 19530	Sacony Creek/ TSF, MF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Logan Township Blair County	PAG02000710004(1)	Ian Salada Penn State University Altoona Campus 101P Physical Plant Bldg. University Park, PA 16802	Spring Run/ WWF	Blair Co Conservation District 1407 Blair St Hollidaysburg, PA 16648 814.696.0877
Derry Township Dauphin County	PAG02002209024	Mr. John Osmolinski Milton Hershey School PO Box 830 Hershey, PA 17033-0830	Swatara Creek and Spring Creek/WWF	Dauphin Co. Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Lower Paxton Township Dauphin County	PAG02002211040	Penn DOT District 8-0 2140 Herr Street Harrisburg, PA 17103	Paxton Creek/ WWF	Dauphin Co. Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Lower Swatara Township Dauphin County	PAG02002207042	Mr. David Spaulding SARAA One Terminal Drive Middletown, PA 17057	Stoner Run/ WWF	Dauphin Co. Conservation District 1451 Peters Mountain Road 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>
Susquehanna Twp. Dauphin County	PAG02002209040R	Stan Custer 2901 Linglestown Rd, LLD 2805 Old Post Road Harrisburg, PA 17110	Paxton Creek/ WWF	Dauphin Co. Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Derry Township Dauphin County	PAG02002211027	Jon Sheppard 850 East Chocolate Ave Hershey, PA 17033	Spring Creek/ WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Chambersburg Borough Franklin County	PAG02002811033	Joanne Cochran Keystone Health 755 Norland Ave Chambersburg, PA 17201	Falling Springs Creek/ TSS-MF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717.264.5499
Washington Twp. Franklin County	PAG02002811032	Ted Snowberger Mar Way Estates 10880 Richard Drive Waynesboro, PA 17268	Red Run/CWF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717.264.5499
Fermanagh Twp. Juniata County	PAG0203411003	Don Haubert 15 Central Blvd. Camp Hill, PA 17011	Schweyer Run/ CWF	Juniata Co. Conservation District 146 Stoney Creek Drive, Suite 4 Mifflintown, PA 17059 717.436.8953, Ext. 5
Walker Township Juniata County	PAG0203411002	Chad Reinford Reinford-Frymoyer Farms 5272 Cedar Springs Road Mifflintown, PA 17059	Doe Run/TSF-MF	Juniata Co. Conservation District 146 Stoney Creek Drive, Suite 4 Mifflintown, PA 17059 717.436.8953, Ext. 5
Jackson Township & Richland Boro. Lebanon County	PAG02003811019	Nelson Martin 152 Flanagan Road Richland, PA 17087	Tulpehocken Creek/TSF	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4
Cornwall Borough Lebanon County	PAG02003811021	Stephen Black Stephen Black Builders, Inc. 306 W. Brubaker Valley Rd. Lititz, PA 17543	UNT to Snitz Creek/TSF	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4

*Northcentral Region: Watershed Management Program Manager, 208 W Third Street, Williamsport, Pa 17701*

<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>
Montoursville Borough Lycoming County	PAG02004111018	Wal-Mart Real Estate Business Trust Mail Stop 5570 Bentonville AR 72716	UNT to Loyalsock Creek TSF, MF	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville PA 17754 (570) 433-3003
Wolf Township Lycoming County	PAG02004111021	Daniel Roberts 940 Green Valley Rd Hughesville PA 17737	Muncy Creek TSF, MF	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville PA 17754 (570) 433-3003



<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>
Fairfield Township Lycoming County	PAG02004111026	Pribume Technologies Corp 2333 Reach Rd Williamsport PA 17701	UNT to Tules Run WWF	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville PA 17754 (570) 433-3003
Harrison Township Potter County	PAG02005311002	Richard Van Etten Four Winds Dairy LLC 400 Van Etten Rd Ulysses PA 16948	Cowanesque River CWF, MF	Potter County Conservation District 107 Market St Coudersport PA 16915 Phone: (814) 274-8411 ext. 4
Charleston Township Tioga County	PAG02005911012	Greg Powell Keane Frac LP 101 Keane Rd Lewis Run PA 16738	UNT to North Elk Run CWF	Tioga County Conservation District 50 Plaza Ln Wellsboro PA 16901 (570) 724-1801 Ext. 5
<i>Southwest Region: Regional Watershed Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.</i>				
<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>
Indiana County White Township	PAG02003211009	Doud BTS 25528 Genesee Trail Rd Golden, CO 80401	Ramsey Run/Two Lick Creek	Indiana County CD 625 Kolter Drive, Suite 8 Indiana, PA 15701-3571 (724) 471-4751
Washington County Chartiers Township	PAG02006311028	Chartiers Township 2 Buccaneer Drive Houston, PA 15342	Plum Run (WWF)	Washington County CD 100 West Beau Street Suite 105 Washington, PA 15301 (724) 228-6774
Adams Township Butler County	PAG02001011009	Ken J. Reilly 6133 Valencia Road Valencia PA 16059	Breakneck Creek WWF	Butler Conservation District 724-284-5270
Connoquenessing Township Butler County	PAG02001011019	Debra Herb Realty Maintenance Services LLC 202 E Main Street Evans City PA 16033	Little Connoquenessing Creek CWF	Butler Conservation District 724-284-5270
Adams Township Butler County	PAG02001011022	Mars School District Attn: William Pettigrew 545 Route 228 Mars PA 16046-3142	UNT Breakneck Creek WWF	Butler Conservation District 724-284-5270
Millcreek Township Erie County	PAG02002509012(1)	Millcreek Town Center LP 1330 Boylston Street Chestnut Hill MA 02467	Wilkins Run CWF	Erie Conservation District 814-825-6403
Fayette County, Stewart Township	PAG02092611008	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Jim Run/ CWF	PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800
Clinton County, West Keating Township	PAG02091811009	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Cooks Run/ CWF	PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800

*General Permit Type—PAG-3**Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
PAR123552	Linette Quality Chocolates, Inc. 336 Hill Road PO Box 212 Womelsdorf, PA 19567-9200	UNT Tulpehocken / TSF	DEP / SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
PAR803621	Norfolk Southern Railway Company 1200 Peachtree Street, NE, Box 13 Atlanta, GA 30309	Schuylkill River / WWF	DEP / SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481**Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
PAR118319	Star Iron Works, Inc. 257 Caroline Street Punxsutawney, PA 15767-4276	Unnamed tributaries to Mahoning Creek and Big Run 17-D	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
PAR218306	A. Duchini, Inc. 2550 McKinley Avenue Erie, PA 16503-2322	City of Erie Storm Sews to Garrison Run and Lake Erie Outer Harbor 15	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-6**Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
PAG066123	West Homestead Borough 456 West Eighth Avenue West Homestead, PA 15120	Monongahela River and West Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-7**Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
PAG070003 PAG070005 PAG073508	Synagro 1605 Dooley Rd. PO Box B Whiteford, MD 21160	Charles Richardson Farm 665 N. McDermott Rd. Fawn Grove, PA 17321	DEP-SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

*General Permit Type—PAG-8**Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
PAG083509	Kline's Services, Inc. S. Holland Street Salunga, PA 17538	Joseph Buckwelter Farm 202 Prospect Road Salunga, PA 17538	DEP-SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

*Facility Location:  
Municipality &  
County*

Fawn Township  
York County

*Permit No.*

PAG080002  
PAG080003  
PAG080004  
PAG080006  
PAG080008  
PAG080018  
PAG080021  
PAG082203  
PAG082211  
PAG082219  
PAG083501  
PAG083506  
PAG083510  
PAG083515  
PAG083522  
PAG083535  
PAG083540  
PAG083542  
PAG083547  
PAG083551  
PAG083556  
PAG083565  
PAG083567  
PAG083573  
PAG083596  
PAG083597  
PAG083600  
PAG083605  
PAG083825  
PAG089903  
PAG089904  
PAG089905  
PABIG9903  
WMGR099

*Applicant Name &  
Address*

Synagro  
1605 Dooley Rd  
PO Box B  
Whiteford, MD 21160

*Site Name &  
Location*

Charles Richardson  
Farm  
665 N. McDermott Rd  
Fawn Grove, PA 17321

*Contact Office &  
Phone No.*

DEP-SCRO  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
717-705-4707

Lower Chanceford  
Township  
York County

PAG080016  
PAG083605

Merrell Bros., Inc.  
8811 W. 500 N.  
Kokomo, IN 46901

My-T Farm  
491 Slab Rd.  
Delta, PA 17314

DEP-SCRO  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
717-705-4707

*General Permit Type—PAG-12*

*Facility Location:  
Municipality &  
County*

Granville Township  
Bradford County

*Permit No.*

PAG124811

*Applicant Name &  
Address*

McClellan Farms, Inc.  
443 Coolbaugh Hill Road  
Granville Summit, PA  
16926

*Receiving  
Water / Use*

N. Br. Towanda Creek/  
CWF

*Contact Office &  
Phone No.*

Matt McClellan  
570-673-8171

## STATE CONSERVATION COMMISSION

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

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules

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

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

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

**CAFO PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Leshner's Poultry 1153 Swamp Fox Rd. Chambersburg, PA 17202	Franklin	2284	1001.6	Poultry	HQ	Approved
Dream Farms 13689 Dream Hwy Newburg, PA 17240	Franklin	340.7	2295	Dairy heifers	NA	Approved

**PUBLIC WATER SUPPLY (PWS) PERMITS**

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

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

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

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

**SAFE DRINKING WATER**

**Actions taken under the Pennsylvania Safe Drinking Water Act**

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

**Permit No. 3811510 MA, Minor Amendment, Public Water Supply.**

Applicant	<b>Lebanon Valley MHC</b>
Municipality	Bethel Township
County	<b>Lebanon</b>
Responsible Official	Steven N. Oliver, Owner/Operator 296 Long Road Palmyra, PA 17078
Type of Facility	Installation of additional contact piping for GWR 4-log treatment of viruses for EP 101.
Consulting Engineer	David J Gettle Kohl Bros., Inc. PO Box 350 Myerstown, PA 17067
Permit to Construct Issued:	12/20/2011

**Operations Permit** issued to: **Trickling Springs Creamery**, 7280950, Guilford Township, **Franklin County** on 12/14/2011 for the operation of facilities approved under Construction Permit No. 2808505.

**Operations Permit** issued to: **Zerbe Sister Nursing Center**, 7360094, Caernarvon Township, **Lancaster County** on 12/12/2011 for the operation of facilities submitted under Application No. 3611545 MA.

**Operations Permit** issued to: **Regency Woods MHP**, 7210057, Middlesex Township, **Cumberland County** on 12/20/2011 for the operation of facilities submitted under Application No. 2111505 MA.

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

**Permit No. 4111503—Construction Public Water Supply.**

Applicant	<b>Lycoming County Water &amp; Sewer Authority</b>
[Township or Borough]	Muncy Township
County	<b>Lycoming</b>



Responsible Official Ms. Christine Weigle  
Lycoming County Water &  
Sewer Authority  
P. O. Box 186  
Montoursville, PA 17754

Type of Facility Public Water Supply

Consulting Engineer David M. Swisher, P.E.  
HRG, Inc.  
474 Windmere Drive  
State College, PA 16801

Permit Issued December 21, 2011

Description of Action High Service Pump Station and  
3 interconnections to the  
Lycoming Mall water system.

**Permit No. 5511501—Construction** Public Water  
Supply.

Applicant **Aqua Pennsylvania, Inc.**

[Township or Borough] Monroe Township

County **Snyder**

Responsible Official Mr. Patrick R. Burke  
Aqua Pennsylvania, Inc.  
1 Aqua Way  
White Haven, PA 18661

Type of Facility Public Water Supply

Consulting Engineer William Ladieu, P.E.  
CET Engineering Services  
1240 North Mountain Road  
Harrisburg, PA 17112

Permit Issued December 22, 2011

Description of Action Development of Well No. 7 and  
construction of treatment  
facilities, including a sodium  
hypochlorite chemical feed  
system and 90 feet of 36-inch  
diameter piping.

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

**Operations Permit** issued to **Property One, Inc. d/b/a Doral Estate Mobile Home Park**, PWSID #6200010, Summit Township, **Crawford County**. Permit Number 2090502-T1-MA1, issued December 16, 2011 for the operation of 4-Log treatment of viruses for Entry Point 100. This action is taken under the requirements of the Groundwater Rule.

**Operations Permit** issued to **Albion Borough**, PWSID #6250007, Albion Borough, **Erie County**. Permit Number 2509503 issued December 19, 2011 for the operation of the upgrades to the Gage Road Water Treatment Plant (Gage Road) which include: a new chlorination system, new pressure filters, changes in the filter media, changes to the sequestering agent feed system, and removal of the previously permitted hydrogen peroxide and gas chlorine feed system.

**Permit No. 1011507** Public Water Supply

Applicant **Boyers Water and Sewer Company**

Township or Borough Marion Township

County **Butler**

Type of Facility Public Water Supply

Consulting Engineer Joseph P. Pachioni, P.E.  
Herbert, Rowland & Grubic, Inc.  
3755 East State Street  
Hermitage, PA 16148

Permit to Construct December 19, 2011  
Issued

## 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:

*Northeast Region: Eric Supey, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**Black 1H/2H Well Site**, State Route 3023, Springville Township, **Susquehanna County**. James Pinta and Thomas Merski, URS Corporation, 501 Holiday Drive, Foster Plaza 4, Suite 300, Pittsburgh, PA 15220 have submitted a Final Report (on behalf of their client, Cabot Oil & Gas Corporation, 5 Penn Center West, Suite 401, Pittsburgh, PA 15276), concerning the remediation of soil and groundwater found to have been impacted by drilling mud as a

result of a tear in the mud pump's flexible suction line. The report was submitted to document attainment of the Statewide Health Standard for groundwater and the Background Standard for soil. A Notice of Intent to Remediate was simultaneously submitted.

**Gesford 2H/7H Well Site**, Carter Road (Township Road 516), Dimock Township, **Susquehanna County**. James Pinta and Thomas Merski, URS Corporation, 501 Holiday Drive, Foster Plaza 4, Suite 300, Pittsburgh, PA 15220 have submitted a Final Report (on behalf of their client, Cabot Oil & Gas Corporation, 5 Penn Center West, Suite 401, Pittsburgh, PA 15276), concerning the remediation of soil found to have been impacted by a release of diesel fuel and recycled frac water. The report was submitted to document attainment of the residential Statewide Health Standard for soil and the Background Standard for soil. A Notice of Intent was simultaneously submitted.

*Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**Ames True Temper Camp Hill**, 465 Railroad Avenue, Camp Hill, PA 17011, Hampden Township, **Cumberland County**. Bradburne, Briller, and Johnson, LLC, 1641 Saw Mill Run Boulevard, Pittsburgh, PA 15210-3433, on behalf of Ames True Temper, 465 Railroad Avenue, Camp Hill, PA 17011 and True Railroad Associates, LP, 465 Railroad Avenue, Camp Hill, PA 17011, submitted a revised Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the non-residential Statewide Health Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).**

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup

plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

**Bethlehem Commerce Center-Laubach Yard**, Bethlehem City, **Northampton County**. Kenneth G. Robbins, HDR Engineering, 1720 Spillman Drive, Suite 280, Bethlehem, PA 18015-2165 submitted a combined Remedial Investigation Report/Cleanup Plan (on behalf of his client, Lehigh Valley Industrial Park, Inc., 1720 Spillman Drive, Suite 150, Bethlehem, PA 18015-2164), concerning the remediation of soil found to have been impacted by VOCs, Semi-VOCs and Inorganic constituents as a result of historical operations at the former Bethlehem Steel Plant. The combined report met the requirements of the Site-Specific Standard and was approved by Central Office on October 26, 2011.

**Fisher Property**, 194 East Second Street, Franklin Township, **Carbon County**. John C. Lydzinski, Marshall Miller & Associates, Inc., 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011 submitted a Final Report (on behalf of his client, Kelly Fisher, 263 Pinoak Road, Lehigh, PA 18235), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release due to a loose fitting running from the aboveground storage tank to the furnace. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on December 14, 2011.

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

**Former Schmidt & Ault/Regis Paper Company/Smurfit Stone/Tyler Run LLC**, 427 Kings Mill Road, York, PA 17403, York City and Spring Garden Township, **York County**. Herbert, Rowland & Grubic, Inc., 369 East Park Drive, Harrisburg, PA 17111, on behalf of Tyler Run, LLC, 11915 Park Heights Avenue, Owings Mills, MD 21117, submitted a Final Report concerning remediation of groundwater contaminated with volatile and semi-volatile compounds. The Final Report demonstrated attainment of the Site Specific standard, and was approved by the Department on December 22, 2011. Soils will be addressed in a separate report.

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

**G & B Specialties**, Berwick Plant, Berwick Borough, **Columbia County**, Penn Environmental & Remediations Inc., 2755 Bergey Road, Hatfield, Pa 19940 on behalf of Global Railway Industries Ltd., 155 Boul Montreal-Toronto, Lachine, Quebec H8S 1B4 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with VOCs, PAHs and metals. The Final report demonstrated attainment of the State-wide Health Standard and was approved by the Department on November 18, 2011.

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

**RIDC City Center of Duquesne**, City of Duquesne, **Allegheny County**. KU Resources, 22 South Linden Street, Duquesne PA 15110 on behalf of the RIDC of Southwestern Pennsylvania, the American textile Company, Inc., MBC Properties (Miller Bros Construction), Rutenberg Realty Company, LLC, Greater Pittsburgh Community Food Bank, and the Regional Trail Alliance has submitted a Final Report concerning the remediation of site soil and groundwater. Soil is contaminated with semi-volatile organic compounds, volatile organic compounds, metals and PCBs while groundwater is contaminated with volatile organic compounds and metals. The Final Report was approved on August 18, 2011.

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

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

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401*

**Permit No. 400658. Hatfield Township Municipal Authority**, 3200 Advance Lane, Colmar, PA 18915-9766. This application is for the 10-year renewal of the solid waste permit to continue operation at the Hatfield Township Municipal Authority facility; an existing sewage sludge incinerator facility located at 3200 Advance Lane, Colmar, PA 18915-9766, in Hatfield Township, **Montgomery County**. The permit was issued by the Southeast Regional Office on December 16, 2011.

#### **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: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**GP14-09-0134: Bucks County Crematories, LLC**. (3500 Bristol Oxford Valley Road, Levittown, PA 19057) on December 16, 2011, was authorized to operate (1) one human crematory in Bristol Township, **Bucks 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.**

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

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**09-0196G: Abington Reldan Metals, LLC** (550 Old Bordentown Road, Fairless Hills, PA 19030) on December 19, 2011, to construct fourteen (14) electric melt furnaces and five natural gas-fired melt furnaces exhausting to three baghouses at a new precious metal recovery facility to be in Falls Township, **Bucks County**. This facility is a non-Title V facility, and this Plan Approval is a major modification to and upon issuance will supersede the Plan Approval, No. 09-0196F. This Plan Approval will contain record keeping requirements, monitoring requirements, operating conditions and performance testing requirements designed to keep the facility operating within the allowable emission limitations and all applicable air quality requirements.

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

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

**10-368A: Keystone Midstream Services, LLC** (10355 Westmoor Drive, Suite 250, Westminster, CO 80021) on December 16, 2011, to construct a natural gas processing plant at their facility in Jackson Township, **Butler County**.

**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*

**46-0262A: Penn Color, Inc.** (2755 Bergey Road, Hatfield, PA 19440) on December 15, 2011, to operate dust collector in Hatfield Township, **Montgomery County**.

**46-0054B: Abington Memorial Hospital** (1200 Old York Road, Abington, PA 19001) On December 15, 2011, to operate a generator unit in Abington Township, **Montgomery County**.

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

*Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-705-4863*

**67-03027A: Pretium Packaging LLC** (1 Devco Drive, Manchester, PA 17345-1337) on December 19, 2011, for the construction and temporary operation of three plastic blow mold lines controlled by and existing wet caustic scrubber, at the plastic bottle manufacturing facility in East Manchester Township, **York County**. The plan approval was extended.



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

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

**11-00356B: Peoples Natural Gas Co., LLC**, (1201 Pitt Street, Pittsburgh, PA 15221) on December 22, 2011, to extend the period of temporary operation of a natural gas compressor engine rated at 1,340 bhp known as Laurel Ridge Engine No. 3 and a thermal oxidizer controlling emissions from Dehydrator No. 1 and No. 2 until June 28, 2012, at Laurel Ridge / Rager Mountain in Jackson Township, **Cambria County**.

**63-00955A: National Fuel Gas Supply Corp.** (1100 State Street, Erie, PA 16512) on December 22, 2011, as a result of equipment startup, to establish the 180-day period of temporary operation of two new lean burn natural gas-fired compressor engines rated at 2,370 bhp each and controlled by oxidation catalysts authorized under plan approval PA-63-00955A, until April 26, 2012, at Buffalo Compressor Station in Buffalo Township, **Washington County**.

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

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

**25-025R: General Electric Transportation—Erie Plant** (2901 East Lake Road, Bldg 9-201, Erie, PA 16531) on December 31, 2011, to construct a new paint booth in building 6 in Lawrence Park Township, **Erie County**. This is a Title V facility.

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

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

*Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-705-4863*

**38-05003: Carmeuse Lime, Inc.** (3 Clear Spring Road, Annville, PA 17003-0160) on December 19, 2011, for their lime manufacturing facility in North Londonderry Township, **Lebanon County**. The Title V permit was renewed.

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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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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428*

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

**09-00141: Lower Bucks County Joint Municipal Authority** (7811 New Falls Road, Levittown, PA 19058) on December 19, 2011, for operation of a sewage pump station and associated odor control device of a packed town scrubber, in Bristol Township, **Bucks County**. This action is a renewal of the original State-only Operating Permit (Synthetic Minor), which was issued on December 7, 2006. The renewal will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**09-00068: Orchard Hill Memorial Park, Inc.—d/b/a Abbey Glen Pet Memorial Services** (80 Kelly Road, Quakertown, PA 18951) on December 21, 2011, for re-

newal of a State Only Operating Permit in Richland Township, **Bucks County** (“SOOP”) No. 09-00068. The facility’s air emissions sources consist of four animal crematoriums, one of which was installed in 2006 under General Plan Approval and General Permit (GP-14) No. 09-301-124GP. This is the only change that has occurred at the facility since the SOOP was issued in 2005.

The potential to emit nitrogen oxides (“NO<sub>x</sub>”) from the animal crematory units/facility exceeds 25 tons per year; however, Orchard Hill Memorial Park, Inc., has elected to restrict the hours of operation for the animal crematoriums such that the NO<sub>x</sub> emissions from the facility will not exceed 21.9 tons per year. The SOOP will continue to include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

**39-00086: We Are Pets, Inc.** (9923 Old Route 22, Breinigsville, PA 18031) for an animal crematory in Weisenberg Township, **Lehigh County**. This is a renewal of the State-Only operating permit

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

*Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-705-4863*

**36-03165 Nexans, Inc.** (132 White Oak Road, New Holland, PA 17557-8030) on December 15, 2011, for the electrical cable manufacturing facility located in Earl Township, **Lancaster County**. The State-only permit was renewed.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636*

**16-00136: Glenn O Hawbaker—Clarion Plant** (711 E. College Ave., Bellefonte, PA 16823-6854) on December 21, 2011, to renew the State Only Operating Permit for the sand and gravel aggregate operations at their facility in Beaver Township, **Clarion County**. The facility is a Natural Minor. The primary sources at the facility include crushers, conveyors, washer plant and screening, material stockpiles and a remote parts washer. The facility also includes portable screens, crushers, conveyors, and engines that may be used on the site under previously approved GP-5s and GP-9s. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**37-00003: Essroc Cement Corp.—Bessemer Facility** (3251 Bath Pike, Nazareth, PA 18064) on December 15, 2011, to issue a new State Only Operating Permit for their cement wholesaler facility in Bessemer Borough, **Lawrence County**. The facility was previously a cement manufacturing facility; however, the kilns and related equipment were permanently shut down. The facility serves as a terminal, receiving product, storing, and shipping product out. The sources at the facility include: Silos 27-38; North, Central and South bulk load-out; Miscellaneous natural gas sources (space and water heaters); and, the plant roadway. The facility is a natural minor. The facility wide particulate, PM-10, and PM-10 emissions are 28.64 TPY, 26.77 TPY, and 8.01 TPY,



respectively. The facility generated Emission Reduction Credits from shutting down the kiln and related sources. The ERCs were: 118 TPY CO; 1,561 TPY NO<sub>x</sub>; 270 TPY PM-10; 112 TPY PM-2.5; 919 TPY SO<sub>x</sub>; and 13 TPY VOC. The facility shall not operate any of the sources that generated ERCs. If the ERC generating source has not been dismantled or removed, the company must submit to the Department on an annual basis, the verification of the continuance of the shutdown. The ERCs generated shall expire if not consumed within 10 years from the source shutdown date pursuant to 127.206(f). The kilns were shut down on or about May 1, 2009. The facility and any subsequent user of these credits shall comply with the requirements of 25 Pa. Code § 127.206, § 127.207, and § 127.208, regarding ERC use and transfer requirements. These ERCs may be used, traded, or sold after the approved entry of the ERCs by the Department into the Pennsylvania ERC Registry System. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**42-00133: Collins Pine Co.—Kane Hardwood Division** (95 Hardwood Drive, PO Box 807, Kane, PA 16735) on December 20, 2011, to renew the State Only Operating Permit for their sawmill in Wetmore Borough, **McKean County**. The sources at the facility include a wood fired boiler controlled by a cyclone, sawmill, dimension mill, kilns and a degreaser. The facility is a natural minor. The facility is an Area Source for MACT. The wood fired boiler is subject to the requirements of 40 CFR 63, Subpart JJJJJJ—NESHAP for Industrial, Commercial, and Institutional Boilers at Area Sources. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**42-00195: Ram Forest Products—Shinglehouse** (HCR No. 1, Box 15A, Shinglehouse, PA 16748) on December 20, 2011, to renew the State Only Operating Permit for their hardwood manufacturing facility in Ceres Township, **McKean County**. The sources at the facility include a wood fired boiler controlled by multicloner collectors, sawmill controlled by a baghouse, board sorting controlled by a baghouse, and kilns. The facility is a natural minor. The facility is an Area Source for MACT. The wood fired boiler is subject to the requirements of 40 CFR 63, Subpart JJJJJJ—NESHAP for Industrial, Commercial, and Institutional Boilers at Area Sources. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**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.**

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

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

**OP-26-00562: Eastern Hardwoods, Inc.** (3302 Loban Place, Charlottesville, VA 22903) Administrative Amendment issued on December 19, 2011 to change the name of the owner/operator and responsible official for the Hopwood Sawmill to Eastern Hardwoods, Inc. The Hopwood Sawmill is located in South Union Township, **Fayette County**.

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

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

**25-00944: PHB Inc.—Die Casting Division** (7900 West Ridge Road, Fairview, PA 16415-1807) on December 20, 2011, issued an administrative amendment to the State Operating Permit to incorporate the plan approval 25-944B requirements into the permit for their facility in Fairview Township, **Erie County**.

**33-00055: Glen Gery—Hanley Plant** (PO Box 68, Summerville, PA 15864), on December 16, 2011, issued an administrative amendment to the State Operating Permit to incorporate the plan approval 33-055C requirements into the permit for the facility in Summerville Borough, **Jefferson County**.

**42-00011: International Waxes Inc.—Farmers Valley** (45 Route 446, Smethport, PA 16749-5413) on December 19, 2011, issued an administrative amendment to the State Operating Permit to incorporate the plan approval 42-011B requirements (except those pertaining to burning oil which were not satisfactorily demonstrated in the plan approval and were therefore omitted from the permit since the facility will be required to submit a new plan approval if they choose to burn oil) and the deletion of the Boiler MACT requirements previously included in the permit, because the EPA stayed the effective date of the rule and the facility will be required to submit a plan approval for controls to meet the requirements or replace the boilers when the rule becomes final. The facility is located in Keating Township, **McKean County**.

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

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

**V09-019: Cardone OPCO LLC.** (5501 Whitaker Ave, Philadelphia, PA 19124) on December 19, 2011, to administratively amend a Title V/State Operating Permit for the following facility: for the operation of an automotive parts re-manufacturing facility in the City of Philadelphia, **Philadelphia County**. The permit has been administratively amended to reflex the change of ownership, facility name, and responsible official.

## **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 Applications Returned*

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

**03110101 and NPDES Permit No. PA0252093. Cherep's Excavation** (9742 Saltsburg Road, Pittsburgh, PA 15239). Application returned for commencement, operation and reclamation of a bituminous surface mine, located in Burrel Township, **Armstrong County**, affecting 6.24 acres. Receiving streams: unnamed tributaries to Riggle Run Application received: July 24, 2011. Application Returned: November 28, 2011.

*Coal Permits Actions*

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

**30841316. Consol Pennsylvania Coal Company, LLC**, (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to revise the permit for the Bailey Mine and Prep Plant in Richhill and Aleppo Townships, **Greene County** to add acreage for development mining. Underground Acres Proposed 165.0, Subsidence Control Plan Acres Proposed 165.0. The application was considered administratively complete on July 11, 2011. Application received: May 2, 2011. Permit issued: December 16, 2011.

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

**03980101 and NPDES Permit No. PA0202541. Walter L. Houser Coal Co., Inc.** (37 Copper Valley Road, Creekside, PA 15732). Revision permit issued for land use change from forestland to industrial/commercial use of 7 acres to an existing bituminous surface mine, located in Kittanning Township, **Armstrong County**, affecting 207 acres. Receiving streams: Mill Run and unnamed tributaries to Mill Run. Application received: May 25, 2011. Permit issued: December 16, 2011.

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

**43060101. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127) Renewal of an existing bituminous surface mine in Jackson Township, **Mercer County** affecting 68.9 acres. Receiving streams: Unnamed tributaries to Yellow Creek. This renewal is issued for reclamation only. Application received: October 24, 2011. Permit Issued: December 13, 2011.

**16100105 and NPDES Permit No. PA0258946. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) Commencement, operation and restoration of a bituminous surface mine in Porter Township, **Clarion County** affecting 53.7 acres. Receiving streams: Unnamed tributary to Jack Run and Leatherwood Creek. Application received: October 4, 2010. Permit Issued: December 13, 2011.

**24080101. Hepburnia Coal Company** (P. O. Box I, Grampian, PA 16838) Renewal of an existing bituminous surface and auger mine in Fox Township, **Elk County** affecting 225.0 acres. Receiving streams: Unnamed tributaries to Kyle Run. Application received: October 11, 2011. Permit Issued: December 15, 2011.

*Noncoal Permits Actions*

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

**03860401. Seven Sisters Mining Co., Inc.** (6608 US Route 22, P. O. Box 300, Delmont, PA 15626). Renewal permit issued for reclamation only to an existing large noncoal surface mine, located in South Bend Township, **Armstrong County**, affecting 160 acres. Receiving stream: Crooked Creek. Renewal application received: August 1, 2011. Renewal permit issued: December 16, 2011.

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

**5176SM6GP104. American Asphalt Paving Company**, (500 Chase Road, Shavertown, PA 18708), General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 5176SM6 in Falls Township, **Wyoming County**, receiving stream: unnamed tributary to Susquehanna River. Application received: November 29, 2011. Permit issued: December 21, 2011.

### 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 Actions*

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

**63114009. Dawson Geophysical** (508 W. Wall Street, Suite 800, Midland TX 79701). Blasting activity permit for seismic exploration activity to the Hopewell 3D, located in Robinson, etc. Townships, Washington County and North Fayette Township, **Allegheny County**. The duration of blasting is expected to last eight months. Blasting permit issued: December 16, 2011.

**26114008. Appalachian Geophysical Services, LLC** (2659 State Route 60, P. O. Box 426, Killbuck, OH 44637). Blasting activity permit for seismic exploration activity to the M-MAWC-1 and M-MAWC-2R located in Springfield Township, **Fayette County**. The duration of blasting is expected to last one year. Blasting permit issued: December 16, 2011.

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

**08114140. Doug Wathen LLC** (16282 State Highway 13, Suite J, Branson West, MO 65737). Blasting for a gas pad located in Albany Township, **Bradford County**. Permit issued: December 14, 2011. Permit expires: December 14, 2012.

**08114141. Meshoppen Blasting Inc.** (Frantz Road, P. O. Box 127, Meshoppen, PA 18630). Blasting at the Coyle well site located in Albany Township, **Bradford County**. Permit issued: December 15, 2011. Permit expires: February 20, 2012.

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

**58114143. ER Linde Construction Corp.**, (9 Collan Park, Honesdale, PA 18431), construction blasting for South West Energy Holding Pond in New Milford Township, **Susquehanna County** with an expiration date of December 30, 2012. Permit issued December 19, 2011.



**36114175. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Stone Henge Reserve in Manheim Township, **Lancaster County** with an expiration date of December 31, 2011. Permit issued: December 20, 2011. 36114176. K

**Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for John Esh property in Leacock Township, **Lancaster County** with an expiration date of February 28, 2012. Permit issued: December 20, 2011.

**66114124. Dyno-Nobel, Inc.**, (1320 Galiffa Drive, Donora, PA 15033), construction blasting for Wyoming Natural Gas Pipeline in Dallas, Washington and Lemon Townships, **Wyoming County** with an expiration date of December 31, 2012. Permit issued: December 20, 2011.

**66114125. Meshoppen Blasting, Inc.**, (PO Box 127, Meshoppen, PA 18630), construction blasting for McConnell Well Site in Tunkhannock Township, **Wyoming County** with an expiration date of February 23, 2012. Permit issued: December 20, 2011.

**6611426. Meshoppen Blasting, Inc.**, (PO Box 127, Meshoppen, PA 18630), construction blasting for Nicholson Pad in Nicholson Township, **Wyoming County** with an expiration date of February 20, 2012. Permit issued: December 20, 2011.

**67114114. Maine Drilling & Blasting**, (PO Box 1140, Gardiner, ME 04345), construction blasting for Mt. Rose I-83 Emergency Ramp Repair ECMS No. 93912 in Springettsbury and Spring Garden Townships, **York County** with an expiration date of December 16, 2012. Permit issued: December 20, 2011.

## 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.

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**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.**

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

### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Northcentral Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701*

**E5929-007: Seneca Resources Corporation**, 51 Zents Boulevard, Brookville, PA 15825, Richmond Township, **Tioga County**, ACOE Baltimore District. To construct and maintain:

1) a temporary road crossing using a wood mat bridge and a 16 inch diameter fresh waterline impacting 653 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Mansfield, PA Quadrangle 41°45' 10.86"N 77°7'28.51"W);

2) a temporary road crossing using a wood mat bridge and a 16 inch diameter fresh waterline impacting 48 square feet of an Unnamed Tributary to Elk Run (CWF) (Crooked Creek, PA Quadrangle 41° 45' 10.62"N 77° 7' 32.10"W);

3) a 16 inch diameter fresh waterline impacting 27 square feet of Elk Run (CWF) (Crooked Creek, PA Quadrangle 41° 45' 24.24"N 77° 7' 43.82"W);

4) a 16 inch diameter fresh waterline impacting 15 square feet of an Unnamed Tributary to Elk Run (CWF) (Crooked Creek, PA Quadrangle 41° 45' 34.92"N 77° 7' 47.89"W).

The project will result in 31 linear feet of temporary stream impacts, a total of 653 square feet (0.02 acres) of temporary wetland impacts all for the purpose of installing a fresh waterline to transport water which will be used for hydraulic fracturing.

**E0829-019: Chesapeake Appalachia, LLC**, 101 North Main Street, Athens, PA 18810, Wilmot Township, **Bradford County**, ACOE Baltimore District. To construct, operate and maintain:

1. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat impacting 20 linear feet of an unnamed tributary to Panther Lick Creek (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°35'50", Longitude: -76°16'6").

2. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat across a Palustrine Emergent Wetland. Impacted Area: 718 square feet; (Colley, PA Quadrangle, Latitude: 41°35'49", Longitude: -76°16'5").

3. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat impacting 27 linear feet of an

unnamed tributary to Panther Lick Creek (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°36'10", Longitude: -76°15'42").

4. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat across a Palustrine Emergent Wetland. Impacted Area: 357 square feet; (Colley, PA Quadrangle, Latitude: 41°36'7", Longitude: -76°15'23").

5. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat across a Palustrine Emergent Wetland. Impacted Area: 1,134 square feet; (Colley, PA Quadrangle, Latitude: 41°36'7", Longitude: -76°15'20").

6. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat across a Palustrine Emergent Wetland. Impacted Area: 840 square feet; (Colley, PA Quadrangle, Latitude: 41°36'7", Longitude: -76°15'16").

7. Two 16 inch diameter temporary waterlines impacting 43 linear feet of Panther Lick Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: 41°36'6", Longitude: -76°14'58").

8. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat across a Palustrine Emergent Wetland. Impacted Area: 3,073 square feet; (Colley, PA Quadrangle, Latitude: 41°36'11", Longitude: -76°16'25").

9. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat across a Palustrine Emergent Wetland, a Palustrine Scrub-Shrub Wetland and a Palustrine Forested Wetland. Impacted Area: 4,439 square feet; (Colley, PA Quadrangle, Latitude: 41°36'11", Longitude: -76°16'25").

10. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat impacting 98 linear feet of an unnamed tributary to Panther Lick Creek (CWF, MF) and an adjacent Palustrine Emergent Wetland, Scrub-Shrub Wetland, and Palustrine Forested Wetland impacting 3,883 square feet (Colley, PA, Latitude: 41°36'21", Longitude: -76°16'52").

11. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat across a Palustrine Emergent Wetland. Impacted Area: 3,326 square feet; (Colley, PA Quadrangle, Latitude: 41°36'27", Longitude: -76°16'48").

12. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat across a Palustrine Emergent and Palustrine Forested Wetland. Impacted Area: 7,073 square feet; (Colley, PA Quadrangle, Latitude: 41°36'27", Longitude: -76°16'48").

13. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat impacting 28 linear feet of an unnamed tributary to Panther Lick Creek (CWF, MF) and an adjacent Palustrine Forested Wetland impacting 605 square feet (Colley, PA, Latitude: 41°36'29", Longitude: -76°16'59").

14. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat across a Palustrine Emergent and Palustrine Forested Wetland. Impacted Area: 1,087 square feet; (Colley, PA Quadrangle, Latitude: 41°36'36", Longitude: -76°17'11").

15. Two 16 inch diameter temporary waterlines impacting 2 linear feet of an unnamed tributary to Panther Lick Creek (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°36'35", Longitude: -76°17'28").

16. Two 16 inch diameter temporary waterlines and a 16 foot wide equipment mat across a Palustrine Emergent and Palustrine Forested Wetland. Impacted Area: 1,087 square feet; (Colley, PA Quadrangle, Latitude: 41°36'37", Longitude: -76°17'48").

The project will result in 218 linear feet and 1,204 square feet of temporary stream impacts and 27,786 square feet (0.64 acres) of temporary PEM, PSS and PFO wetland impacts from temporary waterlines and temporary equipment mat crossings all for the purpose of establishing a temporary water supply for Marcellus well development.

**95-16-65420-009. Pennsylvania General Energy Company, LLC**, 120 Market Street, Warren, Pennsylvania, 16365. Project proposes to construct a centralized frac water impoundment at their Fisk Hollow Well Pad Site, Located in Pleasant Valley Township, **Potter County**, on State Game Lands 59. This impoundment will replace an existing, but unused, "frac pit". (Roulette, PA Quadrangle; Latitude: N 41° 50' 52.09", Longitude: W 78° 09' 27.63"), Pleasant Valley Township, **Potter County**.

**95-16-65420-013. Southwestern Energy Company**, 2350 N. Sam Houston Parkway East, Suite 125, Houston, TX 77032. Project proposes to construct, operate, and maintain the Zeffer 1 Impoundment Dam as a centralized impoundment to collect and store flow-back water, for the use and re-use of hydraulic fracturing water from the wells in the area, located adjacent to Zeffer 2. (Montrose East, PA Quadrangle; Latitude: N 41° 48' 57", Longitude: W -75° 45' 54"), New Milford Township, **Susquehanna County**.

**95-16-65420-014. Southwestern Energy Company**, 2350 N. Sam Houston Parkway East, Suite 125, Houston, TX 77032. Project proposes to construct, operate, and maintain the Zeffer 2 Impoundment Dam as a centralized impoundment to collect and store flow-back water, for the use and re-use of hydraulic fracturing water from the wells in the area, located adjacent to Zeffer 1. (Montrose East, PA Quadrangle; Latitude: N 41° 49' 00", Longitude: W -75° 45' 50"), New Milford Township, **Susquehanna County**.

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, Telephone 570-826-251.*

**E35-436. High Education Solutions, LLC**, 372 Center Avenue, Schuylkill Haven, PA 17972. Dunmore Borough, **Lackawanna County**, Army Corps of Engineers Baltimore District.

To place fill in 0.21 acre of isolated wetlands for the purpose of constructing a student housing facility. The permittee is required to provide 0.21 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project. The project is located on the south side of University Drive approximately 0.2 mile west of its intersection with SR 0347 (O'Neill Highway) (Olyphant, PA Quadrangle Latitude 41° 26' 18.5"; Longitude: -75° 37' 19") in Dunmore Borough, Lackawanna County. Subbasin: 5A.

**E35-435. Buckeye Partners, L.P.**, 5002 Buckeye Road, Emmaus, PA 18049. Newton Township, **Lackawanna County**, Army Corps of Engineers Baltimore District.

To construct and maintain a 130-foot long stream restoration project in a tributary to Falls Creek, locally known as Airport Drive Creek (CWF, MF), with work consisting of a series of six step pools comprised of quarried stone step walls, clean washed aggregate and articulating concrete revetment mats for the purpose of protecting an existing exposed 16-inch diameter and 14-inch diameter petroleum pipeline with a minimum 36-inch cover of material. The project is located on the



east side of Airport Road approximately 0.1 mile north of its intersection with SR 3001 (Ransom Quadrangle Latitude: 41°28'41.10"; Longitude: -75°45'46").

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

**E05-355: Mid State Trail Association**, PO Box 885, Huntingdon, Pennsylvania 16652, in South Woodbury Township, **Bedford County**, ACOE Baltimore District

To: 1) remove the existing pedestrian footbridge, and 2) construct and maintain a single span pedestrian footbridge having a normal span of 82.0 feet, clear width of 4.0 feet, and minimum underclearance of 6.0 feet across Yellow Creek (HQ-CWF). The project is located in South Woodbury Township, Bedford County. (Hopewell, PA Quadrangle; N: 6.32 inches, W: 16.99 inches; Latitude: 40°09'35.3", Longitude: -78°22'17.9"). The purpose of the project is to replace the existing deficient pedestrian bridge.

**E07-443: Pa. Department of Transportation, Engineering District 9-0**, 1620 North Juniata Street, Hollidaysburg, Pennsylvania 16648, in Allegheny Township, **Blair County**, ACOE Baltimore District

To: 1) remove the existing structure, 2) construct and maintain a single span steel plate girder bridge skewed 80° having a normal clear opening of 55.08 feet, a width of 43.38 feet, and an minimum underclearance of 6.44 feet across Burgoon Run (TSF, MF), and 3) construct a temporary road crossing immediately downstream of the structure consisting of five CMP pipes having lengths of 76.00 feet and diameters of 4.00 feet in Burgoon Run (TSF, MF), all for the purpose of improving transportation safety and roadway standards. The project is located along SR 0764 (Hollidaysburg, PA Quadrangle; N: 16.9 inches, W: 7.1 inches; Latitude: 40°28'06", Longitude: -78°25'34") in Allegheny Township, Blair County.

**E28-371: William D. Mills**, 8402 Path Valley Road, Fort Loudon, Pennsylvania 17724, in Metal Township, **Franklin County**, ACOE Baltimore District

To construct and maintain a 14.5-foot wide, single span steel I-beam open grate iron deck bridge, having a normal span of 60.0 feet and a minimum underclearance of 5.25 feet across West Branch Conococheague Creek (CWF, MF). The project is located at 8402 Path Valley Road (SR 0075) (Fannettsburg, PA Quadrangle; N: 5.36 inches, W: 15.84 inches; Latitude: 40°01'46.31", Longitude: 77°51'47.34") in Metal Township, Franklin County. The purpose of the project is to provide access to adjoining fields for agriculture.

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

**E65-943. City of Jeannette Municipal Authority**, P. O. Box 294, Penn, PA 15675. The applicant proposes to place and maintain fill in the floodway of Brush Creek, (TSF) to place and maintain fill in 0.01 acres of wetland in the Brush Creek watershed, and to construct and maintain an access road, a U.V. disinfection chamber, two (2) SBR tanks, a blower building, a headworks building and a meter vault; and to modify an existing outfall structure, all in the floodway of Brush Creek, all for the purpose of increasing the capacity of an existing sewage treatment plant, and to place and maintain fill in the floodway of Brush Creek to facilitate the construction of a wet well at an existing sewage pumping station. The project is located at the southwest corner of Penn Bor-

ough, **Westmoreland County**. (Irwin, PA Quadrangle N: 14.3"; W: 3.25"; Latitude: 40° 19' 38"; Longitude: 79° 38' 48")

**E02-1651. Pennsylvania Turnpike Commission** 700 S. Eisenhower Blvd., Middletown, PA 17057-5529. The applicant proposes to construct and maintain a 323 L.F. stream relocation including 72 L.F. of 24-inch and 36-inch diameter culvert extensions and relocation of the associated outfall of a stormwater drainage system; and fill and maintain 0.04 acres of PSS wetland in an unnamed tributary to Deer Creek (CWF; a drainage area of approximately 38 acres) for the purpose of replacing and improving the SR 910 overpass and approach roads to the Pennsylvania Turnpike (I-79). The permittee has provided for wetland mitigation by making monetary contribution of \$500.00 to the National Fish & Wildlife Foundation, Pennsylvania Wetland Replacement Project ID Number 95-096. This project is located approximately 2 mi northwest of Harmar, PA (New Kensington West Quadrangle N: 12.8 inches, W: 16.0 inches; Latitude: 40° 34' 28", Longitude: 79° 51' 51").

**E02-584-A13. Hanson Aggregates PMA, Inc.**, 2200 Springfield Pike, Connellsville, Pa. 15425, in the Boroughs of Conway, Freedom, Monaca, and Center Township, Beaver County, Pittsburgh ACOE District. To amend Permit E02-584, which authorizes commercial sand and gravel dredging in select areas of the Allegheny River (WWF) and Ohio River (WWF), subject to review of fish surveys, mussel surveys, and prescribed setbacks in Allegheny, Armstrong, Beaver and Westmoreland Counties to include Ohio River Mile Points 22.3 to 22.7 (Upstream beginning point: Beaver, PA Quadrangle N: 7.65 inches, W: 0.55 inches; Latitude: 40°40'2.51", Longitude: -80°15'14.12". Downstream end point: Beaver, PA Quadrangle N: 8.5 inches, W: 0.8 inches; Latitude: 40°40'18.8", Longitude: -80°15'20.4"), right and left descending banks, and Ohio River Mile Points 22.7 to 23.3 (Upstream beginning point: Beaver, PA Quadrangle N: 8.5 inches, W: 0.8 inches; Latitude: 40°40'18.8", Longitude: -80°15'20.4". Downstream end point: Beaver, PA Quadrangle N: 10.2 inches, W: 0.85 inches; Latitude: 40°40'53.37", Longitude: -80°15'21.96"), right descending bank only, in the Boroughs of Conway, Freedom, Monaca, and Center Township, **Beaver County**.

**E02-919-A13 Tri-State River Products, Inc.**, Box 218, 334 Insurance Street, Beaver PA 15009, in the Boroughs of Conway, Freedom, Monaca, and Center Township, Beaver County, Pittsburgh ACOE District. To amend Permit E02-919, which authorizes commercial sand and gravel dredging in select areas of the Allegheny River (WWF) and Ohio River (WWF), subject to review of fish surveys, mussel surveys, and prescribed setbacks in Allegheny, Armstrong, Beaver and Westmoreland Counties to include Ohio River Mile Points 22.3 to 22.7 (Upstream beginning point: Beaver, PA Quadrangle N: 7.65 inches, W: 0.55 inches; Latitude: 40°40'2.51", Longitude: -80°15'14.12". Downstream end point: Beaver, PA Quadrangle N: 8.5 inches, W: 0.8 inches; Latitude: 40°40'18.8", Longitude: -80°15'20.4"), right and left descending banks, and Ohio River Mile Points 22.7 to 23.3 (Upstream beginning point: Beaver, PA Quadrangle N: 8.5 inches, W: 0.8 inches; Latitude: 40°40'18.8", Longitude: -80°15'20.4". Downstream end point: Beaver, PA Quadrangle N: 10.2 inches, W: 0.85 inches; Latitude: 40°40'53.37", Longitude: -80°15'21.96"), right descending bank only, in the Boroughs of Conway, Freedom, Monaca, and Center Township, **Beaver County**.

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335.*

**E10-467, Echo Cranberry Associates, L.P.**, 701 Alpha Drive, Pittsburgh, PA 15238-2820, Cranberry Crossroads in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 40°, 41', 8.75"; W: 80°, 05', 8.51").

To conduct the following activities associated with the construction of a commercial retail development along SR 228 just East of its intersection with I-79 in Cranberry Township, Butler County:

1. To permanently fill a total of 0.182 acres and to temporarily impact 0.014 acres of 5 wetland areas.
2. To realign a tributary to Brush Creek (WWF) impacting a total reach of 555 feet.
3. To install and maintain a 189 foot long, 8 foot wide by 4 foot high reinforced concrete box culvert stream enclosure within the realigned tributary to Brush Creek.
4. To construct and maintain an 87 foot long, 8 foot wide x 4.2 ft high structural plate steel open bottom arch culvert in a tributary to Brush Creek (WWF) on an access road between this development and Cranberry Commons.
5. To realign a tributary to Brush Creek (WWF) impacting a total reach of 123 feet and to install and maintain a 51 foot long extension onto the upstream end of the existing 30 inch diameter stream enclosure under SR 228 within the same tributary to Brush Creek.

6. To permanently fill 0.25 acres of a body of water.

The project includes contribution to the PA Wetland Replacement Fund for replacement of 0.19 acres of wetland impact and 0.25 acres of impact to a body of water.

The Project also includes stream mitigation including bank stabilization, debris removal, riparian planting and other activities along approximately 850-foot reach of a tributary to Brush Creek in the Cranberry Woods Office Park south of SR 228 across from the project site (N40° 41' 1.7" W80°16.7").

*Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335*

**E24-08-002, Seneca Resources Corporation**, 51 Zents Boulevard, Brookville, PA 15825. Owl 1 Pipeline, in Highland Township, **Elk County**, Army Corps of Engineers Pittsburgh District (Hallton, PA Quadrangle N: 41° 28' 30"; W: 79° 55' 21").

The applicant proposes to construct and maintain approximately 12,685 feet of 12" diameter steel natural gas pipeline and a 12" HDPE waterline located in State Game Lands No. 28 and the Allegheny National Forest in Highland Township, Elk County. The proposed pipeline will connect a natural gas pad to an existing pipeline along Owls Nest Road. The water obstructions and encroachments for the purpose of installing the natural gas gathering line and the waterline are described below:

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
1	A 12" diameter natural gas pipeline and a 12" diameter HDPE waterline to be open trenched under a palustrine emergent (PEM) EV wetland and a temporary equipment crossing with 1804 square feet of temporary impacts.	41.47245° 78.89073°
2	A 12" diameter natural gas pipeline and a 12" diameter HDPE waterline to be open trenched under a palustrine emergent (PEM) EV wetland and a temporary equipment crossing with 6394 square feet of temporary impacts.	41.47388° 78.89426°
3	Replacement of two 8" steel culverts with a 30" culvert, installation of a 12" diameter natural gas pipeline and a 12" diameter HDPE waterline to be open trenched under a palustrine emergent (PEM) EV wetland and an intermittent stream, and a temporary equipment crossing with 3492 square feet of temporary wetlands impacts, 65 square feet of permanent wetland impacts, 46 linear feet of temporary stream impacts, and 24 linear feet of permanent stream impacts.	41.47520° 78.8958°
4	A 12" diameter natural gas pipeline and a 12" diameter HDPE waterline to be open trenched under a palustrine emergent (PEM) EV wetland and a perennial stream and a temporary equipment crossing with 7002 square feet of temporary wetland impacts and 52 linear feet of temporary stream impacts.	41.47763° 78.90058°
5	A 12" diameter natural gas pipeline and a 12" diameter HDPE waterline to be open trenched under a palustrine emergent (PEM) EV wetland and a temporary equipment crossing with 941 square feet of temporary impacts.	41.47805° 78.90472°
6	A 12" diameter natural gas pipeline and a 12" diameter HDPE waterline to be open trenched under a palustrine emergent (PEM) EV wetland and a temporary equipment crossing with 4018 square feet of temporary impacts.	41.47793° 78.90672°
7	A 12" diameter natural gas pipeline and a 12" diameter HDPE waterline to be open trenched under a palustrine emergent (PEM) EV wetland and a temporary equipment crossing with 4616 square feet of temporary impacts.	41.47851° 78.90925°
8	A 12" diameter natural gas pipeline and a 12" diameter HDPE waterline to be open trenched under a palustrine emergent (PEM) EV wetland and a temporary equipment crossing with 795 square feet of temporary impacts.	41.48076° 78.91157°
9	A 12" diameter natural gas pipeline and a 12" diameter HDPE waterline to be open trenched under a palustrine emergent (PEM) EV wetland and an intermittent stream and a temporary equipment crossing with 1163 square feet of temporary wetland impacts and 51 linear feet of temporary stream impacts.	41.47904° 78.91945°

The project will result in a total of 149 linear feet of temporary stream impacts, 24 linear feet of permanent stream impacts, and 0.69 acres of temporary wetland impacts, and 0.001 acres of permanent wetland impacts from utility line and road crossings. The unnamed tributaries to Big Run and Pigeon Run are classified as high quality cold water fishery (HQ-CWF).

#### 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.

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

ESCGP-1 # ESX11-115-0154  
Applicant Name Cabot Oil & Gas Corporation  
Contact Person Kenneth Marcum  
Address Five Penn Center West, Suite 401  
City, State, Zip Pittsburgh, PA 15276  
County Susquehanna County  
Township(s) Harford Township Receiving Stream(s) and Classification(s) Nine Partners Creek

ESCGP-1 # ESX11-115-0151  
Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Susquehanna County  
Township(s) Rush Township  
Receiving Stream(s) and Classification(s) UNT to East Branch Wyalusing (CWF);  
Secondary: Wyalusing Creek (WWF)

ESCGP-1 # ESX11-115-0163  
Applicant Name Williams Production Appalachia, LLC  
Contact Person David Freudenrich  
Address 1000 Town Center Way, Suite 130 City, State, Zip Canonsburg, PA 15317-5838  
County Susquehanna County  
Township(s) Franklin Township

Receiving Stream(s) and Classification(s) Tributaries 31928, 31931 and 31932 to Snake Creek;  
Secondary: Snake Creek (CWF, MF)

ESCGP-1 # ESX11-027-0003  
Applicant Name Anadarko Marcellus Midstream, LLC  
Contact Person Nathan Bennett  
Address 33 W. 3rd Street, Suite 200  
City, State, Zip Williamsport, PA 17701  
County Centre and Clinton Counties  
Township(s) Burnside, Boggs, Curtin, Snow Shoe, Beech Creek & Grugan

Receiving Stream(s) and Classification(s) Buckhorn Hollow, Holland Run, Boiler Run, Eagleton Run, Cold Fork, Left Branch Boiler Run, Mill Branch, Smokehouse Run, Dishpan Hollow, Tarkiln Branch (HQ-CWF), East Branch Big Run, Middle Branch Big Run, Three Rock Run, Big Run, Beech Creek, Council Run, Wolf Run (CWF); West Branch Big Run, Hayes Run, Panther Run (EV)

ESCGP-1 # ESX11-015-0275  
Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Bradford County  
Township(s) Litchfield Township  
Receiving Stream(s) and Classification(s) UNT (CWF)  
Satterlee Creek (CWF)/Owego—Wappasening;  
Secondary: Satterlee Creek (CWF)

ESCGP-1 # ESX11-115-0171  
Applicant Name Southwestern Energy Production Company  
Contact Person Dave Sweeley  
Address 917 State Route 92 North  
City, State, Zip Tunkhannock, PA 18657  
County Susquehanna County  
Township(s) Great Bend and New Milford Townships  
Receiving Stream(s) and Classification(s) Mitchell Creek Watershed (Deacon Brook and UNT to Deacon Brook) (CWF, MF)

ESCGP-1 # ESX11-115-0115 (01)  
Applicant Name Chief Oil & Gas, LLC  
Contact Person Michael Hritz  
Address 6051 Wallace Road, Ext. Suite 210  
City, State, Zip Wexford, PA 15090  
County Susquehanna County  
Township(s) Springville Township  
Receiving Stream(s) and Classification(s) Monroe Creek (CWF, MF); Field Brook (CWF, MF);  
Secondary: Tunkhannock Creek (TSF)

ESCGP-1 # ESX11-115-0135  
Applicant Name Williams Field Services Company, LLC  
Contact Person Kristy Flavin  
Address 1605 Coraopolis Heights Road  
City, State, Zip Coraopolis, PA 15108-4310  
County Susquehanna County  
Township(s) Bridgewater and Dimock Townships  
Receiving Stream(s) and Classification(s) Meshoppen and South Branch Wyalusing creeks/Upper Susquehanna—Tunkhannock Watershed

ESCGP-1 # ESX11-117-0134  
Applicant Name Seneca Resources  
Contact Person Michael Clinger  
Address 51 Zents Boulevard  
City, State, Zip Brookville, PA 15825  
County Tioga County  
Township(s) Delmar Township



Receiving Stream(s) and Classification(s) Spoor Hollow, (EV);  
Secondary: Norris Brook

ESCGP-1 # ESX11-081-0156  
Applicant Name EXCO Resources (PA), LLC  
Contact Person Larry Sanders  
Address 3000 Ericsson Drive, Suite 200  
City, State, Zip Warrendale, PA 15086  
County Lycoming County  
Township(s) Penn Township  
Receiving Stream(s) and Classification(s) Big Run, UNT to Big Run;  
Secondary: Little Muncy Creek

ESCGP-1 # ESX11-081-0066 (01)  
Applicant Name Anadarko Marcellus Midstream, LLC  
Contact Person Rane Wilson  
Address 33 W. 3rd Street, Suite 200  
City, State, Zip Williamsport, PA 17701  
County Lycoming County  
Township(s) Cummings and Watson Townships  
Receiving Stream(s) and Classification(s) Pine Creek, UNT Pine Creek, Bonnell Run, UNT Gamble Run (all HQ-CWF, MF);  
Secondary: West Branch Susquehanna River (WWF, MF), Pine Creek (HQ-TSF, MF), Gamble Run (HQ-CWF, MF)

ESCGP-1 # ESX11-015-0282  
Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Bradford County  
Township(s) Litchfield Township  
Receiving Stream(s) and Classification(s) Mallory Creek/Upper Susquehanna-Tunkhannock;  
Secondary: Susquehanna River

ESCGP-1 # ESX10-115-0014 (01)  
Applicant Name Williams Field Services, LLC  
Contact Person Clayton Roesler  
Address 1605 Coraopolis Heights Road  
City, State, Zip Moon Township, PA 15108  
County Susquehanna County  
Township(s) Bridgewater, Brooklyn, and Dimock Townships  
Receiving Stream(s) and Classification(s) Hop Bottom Creek, Meshoppen Creek, And their UNTs (all CWF)

ESCGP-1 # ESX11-015-0278  
Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 101 North Main Street  
City, State, Zip Athens, PA 18810  
County Bradford County  
Township(s) Smithfield Township  
Receiving Stream(s) and Classification(s) UNT Browns Creek (WWF);  
Secondary: Sugar Creek (WWF)

ESCGP-1 # ESX11-081-0013 Phase 2  
Applicant Name Anadarko E&P Company, LP  
Contact Person Nathan Bennett  
Address 33 W. 3rd Street, Suite 101  
City, State, Zip Williamsport, PA 17701  
County Lycoming County  
Township(s) Cummings Township  
Receiving Stream(s) and Classification(s) Dam Run, UNT to Dam Run (both EV);  
Secondary: Little Pine Creek (HQ-TSF, MF) & Dam Run (EV)

ESCGP-1 # ESX11-117-0137  
Applicant Name Seneca Resources Corporation  
Contact Person Michael Clinger  
Address 51 Zents Boulevard  
City, State, Zip Brookville, PA 15825  
County Tioga County  
Township(s) Bloss Township, Blossburg Borough  
Receiving Stream(s) and Classification(s) Trib. 31447 to Boone Run (CWF);  
Secondary: Boone Run (CWF)

ESCGP-1 # ESX11-115-0143  
Applicant Name Laser Northeast Gathering  
Contact Person Kevin Marion  
Address 1212 South Abington Road  
City, State, Zip Clarks Summit, PA 18411  
County Susquehanna County  
Township(s) Dimock Township  
Receiving Stream(s) and Classification(s) West Branch Meshoppen Creek (CWF)

ESCGP-1 # ESX11-117-0136  
Applicant Name SWEPI LP  
Contact Person James Sewell  
Address 190 Thorn Hill Road  
City, State, Zip Warrendale, PA 15086  
County Tioga County  
Township(s) Delmar Township  
Receiving Stream(s) and Classification(s) Marsh Creek (WWF, MF), Horse Thief Run (CWF, MF)

ESCGP-1 # ESX11-015-0283  
Applicant Name Appalachia Midstream Services, LLC  
Contact Person Patrick Myers, Jr.  
Address 100 Ist Center  
City, State, Zip Horseheads, NY 14845  
County Tioga County  
Township(s) Litchfield Township  
Receiving Stream(s) and Classification(s) WWF, MF: Trib. 31599 to Browns Run, Browns Run, Trib. 31607 and 31609 to Sackett Creek, Trib. 31600 and 31601 to Parks Creek

ESCGP-1 # ESX11-015-0261  
Applicant Name Appalachia Midstream Services, LLC  
Contact Person Patrick Myers, Jr.  
Address 100 Ist Center  
City, State, Zip Horseheads, NY 14845  
County Bradford and Sullivan Counties  
Township(s) Albany, Terry and Cherry Townships  
Receiving Stream(s) and Classification(s) South Branch Towanda Creek (CWF, MF), Bowman Creek (CWF, MF) Little Loyalsock (EV), UNT's to South Branch Towanda Creek (CWF, MF), Sugar Run (CWF, MF) Bowman Creek (CWF, MF) and Little Loyalsock Creek (EV)

ESCGP-1 # ESX11-113-0020  
Applicant Name Appalachia Midstream Services, LLC  
Contact Person Patrick Myers, Jr.  
Address 100 Ist Center  
City, State, Zip Horseheads, NY 14845  
County Bradford and Sullivan Counties  
Township(s) Forks and Overton Townships  
Receiving Stream(s) and Classification(s) Streby Run, Black Creek, UNT to Black Creek (all EV), Loyalsock Creek Watershed;  
Secondary: Little Loyalsock Creek (EV)

ESCGP-1 # ESX11-115-0025 (01)  
Applicant Name Southwestern Energy Production Company  
Contact Person Dave Sweeley  
Address 917 State Route 92 North



City, State, Zip Tunkhannock, PA 18657  
 County Susquehanna County  
 Township(s) Jackson Township  
 Receiving Stream(s) and Classification(s) UNT to Drinker  
 Creek, 2 UNT's to South Branch of Canawacta Creek  
 (CWF);  
 Secondary: Canawacta Creek & Drinker Creek (CWF)

ESCGP-1 # ESX11-015-0286  
 Applicant Name Appalachia Midstream Services, LLC  
 Contact Person Patrick Myers, Jr.  
 Address 100 Ist Center  
 City, State, Zip Horseheads, NY 14845  
 County Bradford County  
 Township(s) Ulster and Smithfield Townships  
 Receiving Stream(s) and Classification(s) The Browns  
 Creek (WWF, MF)

ESCGP-1 # ESX11-015-0078  
 Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 101 North Main Street  
 City, State, Zip Athens, PA 18810  
 County Bradford County  
 Township(s) Rome Township  
 Receiving Stream(s) and Classification(s) UNT to Bullard  
 Creek (CWF);  
 Secondary: Bullard Creek (CWF)

ESCGP-1 # EX11-015-0287  
 Applicant Name Talisman Energy USA, Inc  
 Contact Person Tracy Gregory  
 Address 337 Daniel Zenker Drive  
 City, State, Zip Horseheads, NY 14845  
 County Bradford County  
 Township(s) Troy Township  
 Receiving Stream(s) and Classification(s) West Branch  
 Sugar Creek, UNT to West Branch Sugar Creek, UNT  
 to Fall Brook (TSF/MF);  
 Secondary: Fall Brook (TSF/MF)

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

ESCGP-1 #ESX11-031-0028-Radaker Pad and 8 MG  
 Impoundment  
 Applicant Northeast Natural Energy  
 Contact Brent M Young  
 Address 707 Virginia Street East, Suite 1400  
 City Charleston State WV Zip Code 25301  
 County Clarion Township(s) Madison & Porter(s)  
 Receiving Stream(s) and Classification(s) Tribs 48089 and  
 48090 to Fiddler's Run (CWF)

ESCGP-1 #ESX11-053-0025—Shattuck Oil Lease  
 Applicant Devonian Resources, Inc  
 Contact Mr. Stan Thompson  
 Address P. O. Box 329  
 City Pleasantville State PA Zip Code 16341  
 County Forest Township(s) Harmony(s)  
 Receiving Stream(s) and Classification(s) UNT to Pithole  
 Creek and Steward Run (CWF)/Allegheny River

ESCGP-1 #ESX11-073-0007-Mayberry Unit 2046 Site  
 Applicant Swepi LP  
 Contact Christopher Hunsicker  
 Address 190 Thorn Hill Road  
 City Warrendale State PA Zip Code 15086  
 County Lawrence Township(s) Scott(s)  
 Receiving Stream(s) and Classification(s) UNT to  
 Hottenbaugh Run/Neshannock Creek (TSF)/Ohio  
 River (List W)

ESCGP-1 #ESX11-019-0087A-Reno Road Well Pad-Major  
 Modification  
 Applicant Rex Energy Operating Corp  
 Contact Val Stetler  
 Address 476 Rolling Ridge Drive  
 City Butler State PA Zip Code 16801  
 County Butler Township(s) Middlesex(s)  
 Receiving Stream(s) and Classification(s) UNT to 4-Glade  
 Run (WWF)

ESCGP-1 #ESX11-019-0110-Coopers Lake Pad  
 Applicant Swepi LP  
 Contact Bradley Newlin  
 Address 190 Thorn Hill Road  
 City Warrendale State PA Zip Code 15086  
 County Butler Township(s) Worth(s)  
 Receiving Stream(s) and Classification(s) UNT to Muddy  
 Creek (HQ)

ESCGP-1 #ESX11-121-0009—Burkhardt Unit #1H  
 Applicant Range Resources Appalachia, LLC  
 Contact Mary Patton  
 Address 100 Throckmorton Street, Suite 1200  
 City Fort Worth State TX Zip Code 76102  
 County Venango Township(s) Sugarcreek(s)  
 Receiving Stream(s) and Classification(s) UNT to Sugar  
 Creek/Sugar Creek—CWF, French Creek—other

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## SPECIAL NOTICES

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### Approval of Registration/Applications under General Permit for Short-Term Construction Project BMR-GP-103

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

### General Permit for Short-Term Construction Projects

**58111003. Tri-City Highway Products, Inc.,** (145  
 Podpadic Road, Richmondville, NY 12149), authorization  
 to extract aggregate in New Milford Township,  
**Susquehanna County**, to be used on the Drill Pad/  
 Roadway Construction project for Gassearch Drilling Ser-  
 vices Corporation, receiving stream: tributary of Nine  
 Partners Creek. Application received: May 31, 2011. Au-  
 thorization approved: December 21, 2011.

**58111003GP104. Tri-City Highway Products, Inc.,**  
 (145 Podpadic Road, Richmondville, NY 12149), General  
 NPDES Permit for stormwater discharges associated with  
 mining activities on Surface Mining Permit No. 58111003  
 in New Milford Township, **Susquehanna County**, receiv-  
 ing stream: tributary of Nine Partners Creek. Application  
 received: May 31, 2011. Permit issued: December 21,  
 2011.

[Pa.B. Doc. No. 12-12. Filed for public inspection January 6, 2012, 9:00 a.m.]

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## Bid Opportunity

**OSM 16(0886,3316)101.1, Abandoned Mine Recla-  
 mation Project, Crown, Farmington Township,  
 Clarion County.** The principal items of work and ap-  
 proximate quantities include mobilization and demobiliza-  
 tion; grading 129,000 cubic yards; Site B—ARRI grading  
 in fill zone 5.2 acres; Site B—ARRI grading in cut zone  
 6.8 acres; alkaline addition 1,819 tons; seeding Site A  
 10.5 acres; tree planting—Site B 5,250 trees; and seeding  
 Site B 12 acres. This bid issues January 6, 2012, and bids

will be opened on January 31, 2012, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1308) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 12-13. Filed for public inspection January 6, 2012, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Approved Prearrest and Evidential Breath Testing Devices

The Department of Health (Department) has statutory authority to approve both prearrest and evidential breath testing devices for use by law enforcement officials to determine the alcohol content of blood by analysis of a person's breath. This notice contains the combined lists of prearrest breath testing devices and evidential breath testing devices.

The Department approves prearrest breath testing devices as required under 28 Pa. Code §§ 5.101—5.104 (relating to equipment to determine blood alcohol content under the Vehicle Code and the Fish and Boat Code). Authority to promulgate these regulations is contained in the Vehicle Code, 75 Pa.C.S. § 1547(k) (relating to chemical testing to determine amount of alcohol or controlled substance), the Fish and Boat Code, 30 Pa.C.S. § 5125(k) (relating to chemical testing to determine amount of alcohol or controlled substance), the Game and Wildlife Code, 34 Pa.C.S. § 2502(j) (relating to chemical test to determine amount of alcohol), and section 2102(g) of The Administrative Code of 1929 (71 P. S. § 532(g)).

Prearrest breath testing devices approved under this authority may be used by police officers, waterways patrolmen and officers enforcing the Vehicle Code, the Fish and Boat Code and the Game and Wildlife Code in conducting preliminary determinations of the alcohol content of blood of persons suspected of driving, boating, hunting or furtaking, while under the influence of alcohol. Officers and patrolmen use these devices to assist them in determining whether or not a person should be placed under arrest for violation of 75 Pa.C.S. § 3802 (relating to driving under influence of alcohol or controlled substance), for violation of 30 Pa.C.S. § 5502 (relating to operating watercraft under influence of alcohol or controlled substance), for violation of 34 Pa.C.S. § 2501 (relating to hunting or furtaking prohibited while under influence of alcohol or controlled substance), or for any other criminal offense under the Vehicle Code, the Fish and Boat Code or the Game and Wildlife Code, which involves operating a vehicle or boat, hunting or furtaking while under the influence of alcohol.

The National Highway Traffic Safety Administration (NHTSA) of the United States Department of Transportation published model specifications for Screening Devices to Measure Alcohol in Bodily Fluids at 59 FR 39382 (August 2, 1994). These specifications established performance criteria and methods for testing alcohol screening

devices using either breath or bodily fluids such as saliva to measure blood alcohol content. The NHTSA established these specifications to support state laws and the United States Department of Transportation's workplace alcohol testing program. The Department has elected to use the NHTSA criteria for approving devices for the pre-arrest testing of a person's breath to determine the alcohol content of the person's blood.

The NHTSA published a conforming products list of alcohol screening devices at 72 FR 4559 (January 31, 2007). The breath testing devices included in this Federal approval list have been incorporated into the list in this notice. Since this notice lists only those devices which test breath, items on the NHTSA list that test saliva or other bodily fluids are not included in this notice.

Additionally, there are a number of breath testing devices on this list of approved equipment that may be used as both prearrest and evidential testing devices. Any device on this list that was evaluated using the 1993 Model Specifications for Evidential Breath Testers (see 58 FR 48705 (September 17, 1993)) also fully meets the requirements of the Model Specifications for prearrest screening devices. Both procedures evaluate the performance of instruments at the 0.020% alcohol level.

The Department approves evidential breath testing devices under the authority of 75 Pa.C.S. § 1547(c)(1), 30 Pa.C.S. § 5125(c)(1) and 34 Pa.C.S. § 2502(c).

Evidential breath testing devices approved under this notice may be used by law enforcement officials to obtain test results which will be admissible in evidence in any summary or criminal proceeding in which the defendant is charged with a violation of 75 Pa.C.S. § 3802, or any other violation of the Vehicle Code arising out of the same action, or 30 Pa.C.S. § 5502, or any other violation of the Fish and Boat Code arising out of the same action, or 34 Pa.C.S. § 2501, or any other violation of the Game and Wildlife Code arising out of the same action. Law enforcement agencies should determine that an approved training program in the use of the equipment is available in accordance with the above referenced statutes before purchasing any of the devices contained on this list.

The approval of evidential equipment listed in this notice is based on the evaluation of the equipment by the NHTSA. Equipment which met Federal requirements was published at 75 FR 11624 (March 11, 2010) as a Conforming Products List. The list contained in this notice is based on the NHTSA's Conforming Products Lists.

Instruments marked with an asterisk (\*) meet the Model Specifications detailed in 49 FR 48854 (December 14, 1984) (that is, instruments tested at breath alcohol concentrations of 0.000, 0.050, 0.101 and 0.151 grams of alcohol per 210 liters of air). Instruments not marked with an asterisk meet the Model Specifications detailed in 58 FR 48705 and were tested at breath alcohol concentrations of 0.000, 0.020, 0.040, 0.080 and 0.160 grams of alcohol per 210 liters of air. The amended specifications that were published at 58 FR 48705, added a test for the presence of acetone and other low molecular weight alcohols including methyl and isopropyl. Instruments whose precision and accuracy have been evaluated in the latter concentration range (that is, devices not marked with an asterisk) should be used when reliable results are required at blood alcohol concentrations below 0.050%.

The NHTSA also evaluates equipment to determine if it must be operated at fixed locations (that is, nonmobile equipment) or can be transported to nonfixed operational sites in the field (mobile equipment). Most equipment on the list is approved for mobile and nonmobile operation. The listing at the end of this notice specifies nonmobile equipment only.

The instruments not marked with an asterisk meet the specifications for use as prearrest or evidentiary breath testing devices. The instruments marked with an asterisk may be used as evidentiary devices for law enforcement purposes that are concerned with blood alcohol concentrations at or above 0.050%. These instruments may also be used as prearrest breath testing devices if they are approved for mobile operations. However, these instruments may not be used for making arrests under the Vehicle Code, the Fish and Boat Code or the Game and Wildlife Code when blood alcohol concentrations below 0.050% must be determined. Nonmobile devices can only be used as evidentiary testing instruments since they are not portable. Before purchasing breath testing devices, law enforcement officials should consult with the manufacturer of the equipment they intend to purchase to verify that the devices can be used for their intended purposes.

Law enforcement agencies that plan to utilize a device which does not appear on the following list should contact the manufacturer of the equipment to verify that it has been evaluated by the NHTSA and found to meet the NHTSA's performance requirements. If a device is approved by the NHTSA after the date of this publication, the manufacturer of the device will need to forward documentation of the NHTSA acceptability to Dr. M. Jeffery Shoemaker at the following address so that the Department has information sufficient to enable it to include the device in the next revision of this notice in the *Pennsylvania Bulletin*.

Some of the devices included in this notice are listed under the name of more than one manufacturer. This is due to the fact that the name of the manufacturer has changed or the right to produce a device has been transferred to a different company. In these instances, the device is listed under the name of every company that was ever associated with the device to allow law enforcement agencies to continue using devices bearing the name of a previous manufacturer.

To facilitate accessibility to information concerning breath alcohol testing devices which are approved for law enforcement purposes in this Commonwealth, the Department will publish revisions of this list of equipment semiannually as notices in the *Pennsylvania Bulletin*. This practice was implemented in 2009 and will proceed even if an updated conforming products list has not appeared in the *Federal Register* since the Department's last annual publication of approved breath testing devices.

Questions regarding this list should be directed to Dr. M. Jeffery Shoemaker, Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotope, Braille) may contact Dr. M. Jeffery Shoemaker at V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

**AK Solutions, Inc., Palisades Park, NJ<sup>1</sup>**

Alcoscan AL-2500  
AlcoChecker  
AlcoKey  
AlcoMate  
AlcoMate<sup>3</sup> (aka: AlcoHAWK Pro by Q3 Inovations)  
AlcoMate Accu Cell AL-9000  
AlcoMate Core<sup>4</sup> (formerly known as Alcoscan AL-6000)  
AlcoMate Premium AL-7000, with replaceable Premium Sensor Modules (SM-7000)<sup>4 5</sup>  
AlcoMate Prestige AL-6000, with replaceable Prestige Sensor Modules (SM-6000)<sup>4 6</sup>  
AlcoMate Pro  
Alcoscan AL-5000  
Alcoscan AL-6000  
SafeMate<sup>2</sup> (formerly known as AlcoChecker)  
SafeDrive (formerly known as AlcoKey)

**Akers Laboratories, Inc., Thorofare, NJ**

Alcohol  $\sqrt{\text{TM}}$

**Akers Biosciences, Inc., Thorofare, NJ**

Breath Alcohol  $\sqrt{\text{TM}}$  .02 Detection System<sup>8</sup>

**Alco Check International, Hudsonville, MI**

Alco Check 3000 D.O.T.<sup>7</sup>  
Alco Check 90007  
Alco Screen 3000

**Alcohol Countermeasures Systems, Inc., Port Hurton, MI**

Alert J3AD\*  
PBA 3000C

**Alcohol Countermeasure Systems Corp., Missis-  
sauga, Ontario, Canada**

Alert J3AD\*  
Alert J4X.ec  
PBA3000C

**Alcohol Countermeasure Systems, Inc., Cincinnati,  
OH**

Alert J4

**Approved Technology, Inc., Grand Rapids, MI**

Alco-Check I  
Alco-Check II  
Alco-Check 3000

**BAC Solutions, Inc., Birmingham, MI**

BACmaster\*

**BAC Systems, Inc., Ontario, Canada**

Breath Analysis Computer\*

**B.E.S.T. Labs., Boardman, OH**

PB 9000e

**BHP Diagnostix, West Chester, PA**

Prevent

**CAMEC Ltd., North Shields, Tyne and Ware, Eng-  
land**

IR Breath Analyzer\*

**CMI-MPH, Owensboro, KY**

CMI S-D2  
CMI S-L2

**CMI, Inc., Owensboro, KY**

AlcoBlow

**Intoxilyzer Model:**

200  
200D  
240 (aka Lion Alcolmeter 400 + outside the US)  
300  
400  
400PA



500 (aka: Alcolmeter 500-Lion Laboratories)  
 1400  
 4011\*  
 4011A\*  
 4011AS\*  
 4011AS-A\*  
 4011AS-AQ\*  
 4011AW\*  
 4011A27-10100\*  
 4011A27-10100 with filter\*  
 5000  
 5000 (w/Cal. Vapor Re-Circ.)  
 5000 (w/3/8" ID hose option)  
 5000CD  
 5000CD/FG5  
 5000EN  
 5000 (CAL DOJ)  
 5000 (VA)  
 8000  
 PAC 1200\*  
 S-D2  
 S-D5

**Craig Technologies International Ltd., Aurora, CO**  
 BreathScan

**Decator Electronics, Decator, IL**  
 Alco-Tector model 500\*

**Draeger Safety Diagnostics Inc., (aka: National Draeger)  
 Irving, TX**

*Alcotest Model:*

6510  
 6810  
 7010\*  
 7110\*  
 7110 MKIII  
 7110 MKIII-C  
 7410  
 7410 Plus  
 7510  
 9510

*Breathalyzer Model:*

900\*  
 900A\*  
 900BG\*  
 7410  
 7410-II

**EnviteC by Honeywell GmbH, Fond du Lac, WI**  
 AlcoQuant 6020

**First Innovative Technology Group, Ltd. Hong Kong**  
 AAT198-Pro

**Gall's Inc., Lexington, KY**  
 Alcohol Detection System-A.D.S. 500

**Guth Laboratories, Inc., Harrisburg, PA**

Alco-Tector  
 Alco-Tector Mark X  
 Alcotector BAC-100  
 Alcotector C<sub>2</sub>H<sub>5</sub>OH  
 Alcotector WAT89EC-1  
 Alcotector WAT90  
 Mark X Alcohol Checker

**Han International Co., Ltd., Seoul, Korea**  
 A.B.I. (Alcohol Breath Indicator) (aka: AlcoHAWK  
 ABI by Q3 Innovations).

**KHN Solutions, LLC, San Francisco, California**  
 BACTRACK Select S50<sup>9</sup>  
 BACTRACK Select S80<sup>9</sup>

**Intoximeters, Inc., St. Louis, MO**

Indium Encapsulation System  
 Photo Electric Intoximeter\*  
 GC Intoximeter MK II\*  
 GC Intoximeter MK IV\*  
 Auto Intoximeter\*  
 Intox EC-IR  
 Intox EC-IR 2  
 Portable Intox EC-IR

*Intoximeter Model:*

3000\*  
 3000 (rev B1)\*  
 3000 (rev B2)\*  
 3000 (rev B2A)\*  
 3000 (rev B2A) w/FM option\*  
 3000 (Fuel Cell)\*  
 3000D\*  
 3000DFC\*  
 Alcomonitor  
 Alcomonitor CC  
 Alco-Sensor  
 Alco-Sensor III  
 Alco-Sensor III (Enhanced with Serial Numbers above  
 1,200,000)  
 Alco-Sensor IV  
 Alco-Sensor IV-XL  
 Alco-Sensor V  
 Alco-Sensor AZ  
 Alco-Sensor FST  
 Alco-Sensor Light Display  
 Intox EC/IR  
 Intox EC/IR II  
 Intox EC/IR II (enhanced with serial number 10,000  
 or higher)  
 Portable Intox EC/IR II  
 RBT-AZ  
 RBT III  
 RBT III-A  
 RBT-IV  
 RBT-IV with CEM (cell enhancement module)

**Komyo Kitagawa, Kogyo, K.K.:**

Alcolyzer DPA-2\*  
 Breath Alcohol Meter PAM 101B\*

**Lifeloc Technologies, Inc. (formerly Lifeloc, Inc.)**

**Wheat Ridge, CO:**

Life Loc PBA 3000  
 PBA 3000-B  
 PBA 3000-P\*  
 PBA 3000-C  
 Alcohol Data Sensor  
 Phoenix  
 Phoenix 6.0  
 EV 30  
 FC 10  
 FC 20

**Lion Laboratories, Ltd., Cardiff, Wales, UK**

*Alcolmeter Model:*

Auto-Alcolmeter\*  
 300  
 400  
 400+ (aka: Intoxilzyer 240 in the U.S.)  
 500 (aka: Intoxilyzer 500-CMI, Inc.)  
 SD-2\*  
 SD-5 (aka: S-D5 in the U.S.)  
 EBA\*

*Intoxilyzer Model:*

200  
 200D



1400  
5000 CD/FG5  
5000 EN

**Luckey Laboratories, San Bernardino, CA**

*Alco-Analyzer Model:*  
Mobat Sober-Meter-SM II  
1000\*  
2000\*

**Nanopuls AB, Uppsala, Sweden**

Evidenzer

**Medi-Scan, Inc., Denver, CO**

BreathScan

**National Draeger, Inc., Durango, CO**

*Alcotest Model:*  
7010\*  
7110\*  
7110 MKIII  
7110 MKIII-C  
7410  
7410 Plus  
7410 Screener  
9510  
6510  
6810  
*Breathalyzer Model:*  
900\*  
900A\*  
900BG\*  
7410  
7410-II

**National Draeger, Inc., Pittsburgh, PA**

Alcotest

**National Patent Analytical Systems, Inc., Mansfield, OH**

*BAC DataMaster (with or without the Delta-1 accessory)*  
BAC Verifier DataMaster (with or without the Delta-1 accessory)  
DataMaster cdm (with or without the Delta-1 accessory)  
DataMaster DMT

**Omicron Systems, Palo Alto, CA**

Intoxilyzer 4011\*  
Intoxilyzer 4011AW\*

**PAS International, Fredericksburg, VA**

Mark V. Alcovisor  
PAS IIIa  
PAS Vr

**Plus 4 Engineering, Minturn, CO**

5000 Plus 4\*

**Q3 Innovations, Inc., Independence, IA<sup>4</sup>**

AlcoHAWK Precision  
AlcoHAWK Slim  
AlcoHAWK Slim 2  
AlcoHAWK Elite  
AlcoHAWK ABI (aka: A.B.I. (Alcohol Breath indicator) by Han Intl.)  
AlcoHAWK Micro  
AlcoHAWK PRO (aka: AlcoMate by AK Solutions)  
AlcoHAWK PT500

**RepCo Marketing, Raleigh, NC**

Alco Tec III  
AlcoTec Breath-Alcohol Tester  
Breath Alcohol Tester Model BT-2  
Breath Alcohol Tester Model BT-3

**Seju Co. of Taejeon, Korea**  
Safe-Slim

**Seres, Paris, France**

Alco Master  
Alcopro

**Siemens-Allis, Cherry Hill, NJ**

Alcomat\*  
Alcomat F\*

**Smith and Wesson Electronics, Springfield, MA**

*Breathalyzer Model:*  
900\*  
900A\*  
1000\*  
2000\*  
2000 (Non-Humidity Sensor)\*

**SoundOff, Inc., Hudsonville, MI**

Alco-Check  
Alco-Check II  
AlcoData  
Alco Screen 1000  
Digitox D.O.T.  
Preliminary Breath Test II  
Seres Alco Master  
Seres Alcopro

**Stephenson Corp.**

Breathalyzer 900\*

**Takai-Denshi Inc., Tokyo, Japan:**

ALC-PRO II (US)

**Team Building Systems, Inc., Houston, TX**

BreathScan

**United States Alcohol Testing, Inc./Protection Devices, Inc., Rancho Cucamonga, CA**

Alco-Analyzer 1000  
Alco-Analyzer 2000  
Alco-Analyzer 2100

**Verax Systems, Inc., Fairport, NY**

BAC Verifier\*  
BAC Verifier Datamaster  
BAC Verifier Datamaster II\*

<sup>1</sup> The AlcoMate was manufactured by Han International of Seoul, Korea, but marketed and sold in the United States by AK Solutions.

<sup>2</sup> Manufactured by Seju Engineering, Korea.

<sup>3</sup> Han International does not market or sell devices directly in the United States market. Other devices manufactured by Han International are listed under AK Solutions, Inc. and Q-3 Innovations, Inc.

<sup>4</sup> Manufactured by Sentech Korea Corp.

<sup>5</sup> These devices utilize replaceable semiconductor detectors. Instead of recalibrating the device, a new calibrated detector can be installed. This device comes with four detectors including the one that was already installed.

<sup>6</sup> These devices utilize replaceable semiconductor detectors. Instead of recalibrating the device, a new calibrated detector can be installed. This device comes with five detectors including the one that was already installed.

<sup>7</sup> While these devices are still being sold, they are no longer manufactured or supported.

<sup>8</sup> The Breath Alcohol  $\sqrt{.02}$  Detection System consists of a single-use disposable breath tube used in conjunction with an electronic analyzer that determines the test result. The electronic analyzer and the disposable breath tubes are lot specific and manufactured to remain cali-

brated throughout the shelf-life of the device. This screening device cannot be used after the expiration date.

<sup>9</sup> Manufactured by DA Tech Co., Ltd., Korea.

*Nonmobile only*

**Decator Electronics**

Alco-Tector model 500\*

**Draeger Safety, Inc.**

Alcotest Model 9510

**Intoximeters, Inc.**

Photo Electric Intoximeter\*

Intoximeter Model—Alcomonitor

Intoximeter Model—EC/IR II (enhanced with serial number 10,000 or higher)

**Lion Laboratories, Ltd.**

Auto-Alcolmeter\*

**Luckey Laboratories**

Alco-Analyzer Model—1000\*

Alco-Analyzer Model—2000\*

**U.S. Alcohol Testing, Inc./Protection Devices, Inc.,  
Rancho Cucamonga, CA**

Alco-Analyzer 1000

Alco-Analyzer 2000

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-14. Filed for public inspection January 6, 2012, 9:00 a.m.]

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### Health Policy Board Meeting

The Health Policy Board is scheduled to hold a meeting on Wednesday, January 18, 2012, at 10 a.m. in Room 812, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120.

For additional information or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so contact Katrina Kyle, Bureau of Health Planning, Room 1033, Health and Welfare Building, Harrisburg, PA 17120, (717) 772-5298, or V/TT (717) 783-6514 for speech and/or hearing impaired persons, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-15. Filed for public inspection January 6, 2012, 9:00 a.m.]

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### Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee Public Meetings

The Statewide HIV Community Prevention Planning Committee, established by the Department of Health (Department) under sections 301 and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Wednesday, January 18, 2012, and Thursday, January 19, 2012, from 9 a.m. until 4 p.m. The meetings will be held at the Park Inn Harrisburg West, 5401 Carlisle Pike, Mechanicsburg, PA 17050.

For additional information, contact Kenneth McGarvey, Department of Health, Bureau of Communicable Dis-

eases, 625 Forster Street, Room 1010, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-0572.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should also contact Kenneth McGarvey at the previously listed number, or at V/TT (717) 783-6514 for speech and/or hearing impaired persons, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

The Department reserves the right to cancel this meeting without prior notice.

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-16. Filed for public inspection January 6, 2012, 9:00 a.m.]

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### Laboratories Approved to Determine Analyses of Blood and/or Serum for Controlled Substances under The Clinical Laboratory Act, the Vehicle Code, the Fish and Boat Code and the Game and Wildlife Code

The following laboratories are licensed by the Department of Health (Department) under The Clinical Laboratory Act (35 P.S. §§ 2151—2165) and/or the Clinical Laboratories Improvement Amendments of 1988 (42 U.S.C.A. § 263a) and are currently approved by the Department under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of blood and/or serum for the determination of controlled substances. This approval is based on demonstrated proficiency in periodic tests conducted by the Department's Bureau of Laboratories. These laboratories are also approved and designated for purposes of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance) and the Game and Wildlife Code, 34 Pa.C.S. § 2502 (relating to chemical test to determine amount of alcohol), as qualified to perform the types of services which will reflect the presence of controlled substances or their biotransformation products in blood and/or serum.

Depending upon their capability and performance in proficiency surveys, laboratories are approved to perform screening and/or confirmatory analyses on blood and/or serum. Laboratories approved to perform screening analyses are designated on the approval list by an "S" followed by the letters "B" for blood and/or "Se" for serum. Laboratories approved to screen both blood and serum would therefore have "SBSe" listed after their laboratory name. Laboratories approved to offer confirmatory analyses are designated on the approval list by a "C" followed by the letters "B" for blood and/or "Se" for serum. Laboratories approved to perform confirmatory analyses on both serum and blood would therefore have "CBSe" listed after their laboratory name.

Screening analyses provide a presumptive indication that a controlled substance is present. Confirmatory testing is used to substantiate screening results.

Persons seeking forensic blood and/or serum analysis services from any of the listed laboratories should determine that the laboratory employs techniques and procedures acceptable for medicolegal purposes. They should also determine that the director of the facility is agreeable to performing analyses for forensic purposes. Persons seeking the analyses are responsible for specifying the extent to which the presence of a controlled substance is to be verified. That specification should be predicated upon the purpose for which the analysis is being sought.

The Vehicle Code contains a provision in 75 Pa.C.S. § 1547(c)(3)(ii) that permits test results on blood or urine for alcohol or controlled substances to be introduced into evidence at legal proceedings in this Commonwealth if the laboratory is located in another state and is not licensed and approved by the Department to provide these services. This section states that the test results may be admissible into evidence at summary or criminal proceedings in which the defendant is charged with a violation of 75 Pa.C.S. § 3802 (relating to driving under influence of alcohol or controlled substance) if the laboratory that performed the test is licensed by the state in which the facility is located and licensed under the Federal Clinical Laboratory Improvement Amendments of 1988 (Pub. L. No. 100-578, 102 Stat. 2903). A similar provision appears in the Fish and Boat Code at 30 Pa.C.S. § 5125(c)(3)(ii).

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the Clinical Laboratory Permit number does not change. If questions arise about the identity of a laboratory due to a name or location change, the Clinical Laboratory Permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test if the name or location of the facility changed, the Clinical Laboratory Permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*. Questions regarding this list should be directed to Dr. M. Jeffery Shoemaker, Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Dr. Shoemaker at the previously referenced address or phone number. Persons who are speech or hearing impaired may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

30483  
AIT LABORATORIES—SBS<sub>e</sub>, CBS<sub>e</sub>  
2265 EXECUTIVE DRIVE  
INDIANAPOLIS, IN 46241  
(317) 243-3894

00671  
ALLEGHENY COUNTY MED EX DIV OF LAB—SBS<sub>e</sub>,  
CBS<sub>e</sub>  
1520 PENN AVENUE  
2ND FLOOR  
PITTSBURGH, PA 15222  
(412) 350-4425

24997  
ATLANTIC DIAGNOSTIC LABORATORIES LLC—SBS<sub>e</sub>,  
CBS<sub>e</sub>  
3520 PROGRESS DRIVE  
UNIT C  
BENSALEM, PA 19020  
(267) 525-2470

31684  
BUCKS COUNTY CRIME LABORATORY—SBS<sub>e</sub>, CBS<sub>e</sub>  
850 EAGLE BOULEVARD  
WARMINSTER, PA 18974  
(215) 431-5187

00266  
DEPT OF PATHOLOGY & LAB MED-HUP—SS<sub>e</sub>, CS<sub>e</sub>  
3400 SPRUCE STREET  
PHILADELPHIA, PA 19104  
(215) 662-3423

00977  
DRUGSCAN INC—SBS<sub>e</sub>, CBS<sub>e</sub>  
1119 MEARNS RD  
PO BOX 2969  
WARMINSTER, PA 18974  
(215) 674-9310

00612  
ENDLESS MOUNTAINS HEALTH SYSTEMS—SS<sub>e</sub>  
25 GROW AVENUE  
MONTROSE, PA 18801-1103  
(570) 278-3801

24655  
HEALTH NETWORK LABORATORIES—SBS<sub>e</sub>, CBS<sub>e</sub>  
2024 LEHIGH STREET  
ALLENTOWN, PA 18103-4798  
(610) 402-8150

20512  
LABCORP OCCUPATIONAL TESTING SER—SBS<sub>e</sub>,  
CBS<sub>e</sub>  
1904 ALEXANDER DRIVE  
PO BOX 12652  
RESEARCH TRIANGLE PARK, NC 27709  
(919) 572-6900

09003  
MAYO CLINIC DEPT LAB MED & PATH—SS<sub>e</sub>, CS<sub>e</sub>  
200 FIRST STREET  
SW HILTON 530  
ROCHESTER, MN 55905  
(507) 284-3018

29251  
MAYO MEDICAL LABORATORIES NEW ENGLAND—  
SS<sub>e</sub>, CS<sub>e</sub>  
160 DASCOMB ROAD  
ANDOVER, MA 01810  
(978) 658-3600

05574  
MEDTOX LABORATORIES INC—SBS<sub>e</sub>, CBS<sub>e</sub>  
402 WEST COUNTY ROAD D  
ST PAUL, MN 55112  
(651) 286-6217

00504  
NATIONAL MED SVCS INC/DBA NMS LABS—SBS<sub>e</sub>,  
CBS<sub>e</sub>  
3701 WELSH ROAD  
WILLOW GROVE, PA 19090  
(215) 657-4900

29741

NORTHERN TIER RESEARCH—SBS<sub>e</sub>, CBS<sub>e</sub>  
1300 OLD PLANK ROAD  
MAYFIELD, PA 18433  
(570) 351-6153

30984

OFFICE OF THE DISTRICT ATTORNEY—SS<sub>e</sub>  
37 E HIGH STREET  
FORENSIC LAB  
CARLISLE, PA 17103  
(717) 240-6526

00250

PARKWAY CLINICAL LABORATORIES—SS<sub>e</sub>  
3494 PROGRESS DRIVE  
SUITE D  
BENSALEM, PA 19020  
(215) 245-5112

00520

PC LAB INC—SBS<sub>e</sub>, CBS<sub>e</sub>  
1320 FIFTH AVENUE  
PITTSBURGH, PA 15219  
(412) 391-6118

31399

QUEST DIAGNOSTICS—SB, CB  
EMPLOYER SOLUTIONS  
1777 MONTREAL CIRCLE  
TUCKER, GA 30084  
(770) 936-5007

01136

QUEST DIAGNOSTICS NICHOLS INSTITUTE—SBS<sub>e</sub>,  
CBS<sub>e</sub>  
14225 NEWBROOK DRIVE  
PO BOX 10841  
CHANTILLY, VA 20153-0841  
(703) 802-6900

00482

QUEST DIAGNOSTICS OF PA INC—SBS<sub>e</sub>, CBS<sub>e</sub>  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7600

25461

QUEST DIAGNOSTICS VENTURE LLC—SBS<sub>e</sub>, CBS<sub>e</sub>  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7631

00151

ST JOSEPH QUALITY MEDICAL LAB—SBS<sub>e</sub>, CBS<sub>e</sub>  
2500 BERNVILLE ROAD  
READING, PA 19605-9453  
(610) 378-2200

00018

WVHCS HOSP DBA PENNANT LABORATORY—SS<sub>e</sub>  
575 NORTH RIVER STREET  
WILKES-BARRE, PA 18764  
(570) 829-8111

00141

YORK HOSPITAL—SS<sub>e</sub>  
1001 SOUTH GEORGE STREET  
YORK, PA 17405  
(717) 851-2345

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-17. Filed for public inspection January 6, 2012, 9:00 a.m.]

### Laboratories Approved to Determine Blood Alcohol Content under The Clinical Laboratory Act, the Vehicle Code, the Fish and Boat Code and the Game and Wildlife Code

The following laboratories are licensed by the Department of Health (Department) under The Clinical Laboratory Act (35 P.S. §§ 2151—2165) and are currently approved by the Department under 28 Pa. Code §§ 5.50 and 5.103 (relating to approval to provide special analytical services; and blood tests for blood alcohol content) to perform alcohol analyses of blood and/or serum and plasma. This approval is based on demonstrated proficiency in periodic tests conducted by the Department's Bureau of Laboratories.

Since procedures for determining the alcohol content of serum and plasma are identical and results obtained from serum or plasma derived from a blood sample are the same, laboratories that demonstrate reliability in the determination of alcohol in serum are approved to analyze both serum and plasma for alcohol content. These laboratories are also approved and designated under the provisions of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance), and the Game and Wildlife Code, 34 Pa.C.S. § 2501 (relating to hunting or furtaking prohibited while under influence of alcohol or controlled substance) as qualified to perform the types of specialized services which will reflect the presence of alcohol in blood and/or serum and plasma. Laboratories located outside this Commonwealth may not provide blood and/or serum and plasma alcohol testing services in this Commonwealth unless they are licensed by the Department and approved for that purpose.

Persons seeking forensic blood and/or serum and plasma analysis services from the following designated laboratories should determine that the laboratory employs techniques and procedures acceptable for forensic purposes, and that the director of the facility is agreeable to performing determinations for this purpose. The list of approved laboratories will be revised approximately semi-annually and published in the *Pennsylvania Bulletin*.

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the Clinical Laboratory Permit number does not change. If questions arise about the identity of a laboratory due to a name or location change, the Clinical Laboratory Permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test if the name or location of the facility changed, the Clinical Laboratory Permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

The Department's blood alcohol and serum/plasma alcohol proficiency testing programs are approved by the United States Department of Health and Human Services in accordance with the Clinical Laboratory Improvement Amendments of 1988 (42 U.S.C.A. § 263a) and implementing regulations at 42 CFR 493.901 and 493.937 (relating to approval of proficiency testing programs; and toxicology), which are administered by the Centers for Medicare and Medicaid Services. Participation in these programs may therefore be used to demonstrate accept-



able performance for approval purposes under both Federal and Commonwealth statutes.

Questions regarding this list should be directed to Dr. M. Jeffery Shoemaker, Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

The Commonwealth's Vehicle Code at 75 Pa.C.S. § 1547(c)(3)(ii) also permits test results on blood or urine for alcohol or controlled substances to be introduced into evidence in certain legal proceedings in this Commonwealth if the laboratory is located in another state and is not licensed and approved by the Department to provide forensic blood and/or serum and plasma analysis services. This section states that the test results will be admissible into evidence at summary or criminal proceedings in which the defendant is charged with a violation of 75 Pa.C.S. § 3802 (relating to driving under influence of alcohol or controlled substance) or any other violation of the Vehicle Code arising out of the same action if the laboratory that performed the test is licensed to conduct the test by the state in which the facility is located and licensed under the Clinical Laboratory Improvement Amendments of 1988. A similar provision appears in the Fish and Boat Code at 30 Pa.C.S. § 5125(c)(3)(ii).

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The symbols S and B indicate the following:

S = approved for serum and plasma analyses

B = approved for blood analyses

SB = approved for serum, plasma and blood analyses

00212  
ABINGTON MEMORIAL HOSPITAL—S  
1200 OLD YORK ROAD  
ABINGTON, PA 19001  
(215) 576-2350

27180  
ADVANCED TOXICOLOGY NETWORK—B  
3560 AIR CENTER COVE  
SUITE 101  
MEMPHIS, TN 38118  
(901) 794-5770

00233  
ALBERT EINSTEIN MEDICAL CENTER—S  
5501 OLD YORK RD  
LABS—TOWER BLDG GROUND FL  
PHILADELPHIA, PA 19141-3001  
(215) 456-6157

00671  
ALLEGHENY COUNTY MED EX DIV OF LAB—SB  
1520 PENN AVENUE  
2ND FLOOR  
PITTSBURGH, PA 15222  
(412) 350-4425

28233  
ALLEGHENY GENERAL HOSP DEPT OF LAB MED—S  
320 E NORTH AVENUE  
PITTSBURGH, PA 15212  
(412) 359-6886

00077  
ALLEGHENY GENERAL HOSPITAL LAB—S  
1307 FEDERAL STREET  
PITTSBURGH, PA 15212  
(412) 359-3521

00100  
ALLEGHENY VALLEY HOSPITAL LAB—S  
1301 CARLISLE STREET  
NATRONA HEIGHTS, PA 15065  
(724) 224-5100

00119  
ALTOONA REGIONAL HEALTH SYSTEM LAB—SB  
620 HOWARD AVENUE  
ALTOONA, PA 16601-4899  
(814) 889-2340

00120  
ARHS 7TH AVENUE CAMPUS—SB  
2500 SEVENTH AVENUE  
ALTOONA, PA 16602-2099  
(814) 949-4495

00192  
ARIA HEALTH—S  
380 NORTH OXFORD VALLEY ROAD  
LANGHORNE, PA 19047-8304  
(215) 934-5227

00236  
ARIA HEALTH—S  
FRANKFORD AVE & WAKELING STREET  
PHILADELPHIA, PA 19124  
(215) 831-2068

00341  
ARIA HEALTH—S  
10800 KNIGHTS ROAD  
PHILADELPHIA, PA 19114  
(215) 612-4000

00041  
ARMSTRONG COUNTY MEMORIAL HOSP—S  
1 NOLTE DRIVE  
KITTANNING, PA 16201  
(724) 543-8500

00047  
ASSOCIATED CLINICAL LABORATORIES—SB  
1526 PEACH STREET  
ERIE, PA 16501  
(814) 461-2400

24997  
ATLANTIC DIAGNOSTIC LABORATORIES LLC—SB  
3520 PROGRESS DRIVE  
UNIT C  
BENSALEM, PA 19020  
(267) 525-2470

00251  
AYER CLINICAL LAB PENNSYLVANIA HOSPITAL—S  
800 SPRUCE STREETS  
PHILADELPHIA, PA 19107  
(215) 829-3541

00320  
BARNES KASSON HOSPITAL LAB—S  
400 TURNPIKE STREET  
SUSQUEHANNA, PA 18847  
(570) 853-5059

00001  
BERWICK HOSPITAL LABORATORY—S  
701 EAST 16TH STREET  
BERWICK, PA 18603  
(570) 759-5110

00301  
BHS LABORATORY—S  
ONE HOSPITAL WAY (911 E BRADY STREET)  
BUTLER, PA 16001  
(724) 284-4510

00002  
BLOOMSBURG HOSPITAL—S  
549 E FAIR STREET  
BLOOMSBURG, PA 17815  
(570) 387-2124

00033  
BRADFORD REGIONAL MEDICAL CENTER—B  
116-156 INTERSTATE PKWY  
BRADFORD, PA 16701-0218  
(814) 362-8247

00296  
BRANDYWINE HOSPITAL—S  
201 REECEVILLE ROAD  
COATESVILLE, PA 19320  
(610) 383-8000

00053  
BROOKVILLE HOSPITAL LAB—S  
100 HOSPITAL ROAD  
BROOKVILLE, PA 15825  
(814) 849-2312

31684  
BUCKS COUNTY CRIME LABORATORY—B  
850 EAGLE BOULEVARD  
WARMINSTER, PA 18974  
(215) 431-5187

00107  
CANONSBURG GENERAL HOSPITAL—S  
100 MEDICAL BOULEVARD  
CANONSBURG, PA 15317  
(724) 745-3916

00131  
CARLISLE REGIONAL MEDICAL CENTER—S  
361 ALEXANDER SPRING ROAD  
CARLISLE, PA 17015-9129  
(717) 249-1212

00132  
CHAMBERSBURG HOSPITAL DEPT OF PATHOL-  
OGY—S  
112 NORTH SEVENTH STREET  
CHAMBERSBURG, PA 17201  
(717) 267-7153

00310  
CHARLES COLE MEMORIAL HOSPITAL—S  
1001 EAST SECOND STREET  
COUDERSPORT, PA 16915  
(814) 274-5510

00198  
CHESTER COUNTY HOSPITAL—S  
701 E MARSHALL ST  
WEST CHESTER, PA 19380  
(610) 431-5182

00227  
CHESTNUT HILL HOSPITAL—S  
8835 GERMANTOWN AVENUE  
DEPT OF PATHOLOGY  
PHILADELPHIA, PA 19118  
(215) 248-8113

00228  
CHILDRENS HOSP OF PHILADELPHIA—S  
ONE CHILDRENS CENTER  
34TH & CIVIC  
PHILADELPHIA, PA 19104  
(215) 590-4446

00329  
CLARION HOSPITAL—S  
1 HOSPITAL DRIVE  
CLARION, PA 16214  
(814) 221-8969

00026  
CLEARFIELD HOSPITAL LABORATORY—S  
809 TURNPIKE AVENUE  
PO BOX 992  
CLEARFIELD, PA 16830  
(814) 768-2280

00005  
COMMUNITY MEDICAL CENTER—S  
1800 MULBERRY STREET  
SCRANTON, PA 18510  
(570) 969-8000

00125  
CONEMAUGH VALLEY MEMORIAL HOSP—SB  
LABORATORY DEPT  
1086 FRANKLIN STREET  
JOHNSTOWN, PA 15905  
(814) 534-9000

00326  
CORY MEMORIAL HOSPITAL—S  
612 WEST SMITH STREET  
CORY, PA 16407  
(814) 664-4641

00201  
CROZER CHESTER MED CENTER—S  
1 MEDICAL CENTER BOULEVARD  
UPLAND, PA 19013  
(610) 447-2000

00209  
CROZER-CHESTER MED CTR—SPRINGFLD—S  
190 WEST SPROUL ROAD  
SPRINGFIELD, PA 19064  
(610) 447-2000

00204  
DELAWARE COUNTY MEMORIAL HOSP—S  
501 NORTH LANSDOWNE AVENUE  
DREXEL HILL, PA 19026-1186  
(610) 284-8100

00266  
DEPT OF PATHOLOGY & LAB MED—HUP—SB  
3400 SPRUCE STREET  
PHILADELPHIA, PA 19104  
(215) 662-3423

00194  
DOYLESTOWN HOSPITAL—S  
ATTN: JUDY RYAN  
595 W STATE STREET  
DOYLESTOWN, PA 18901  
(215) 345-2250

00977  
DRUGSCAN INC—B  
1119 MEARNS RD  
PO BOX 2969  
WARMINSTER, PA 18974  
(215) 674-9310

- 00027  
DUBOIS REG MED CTR—WEST UNIT—S  
100 HOSPITAL AVE  
DUBOIS, PA 15801  
(814) 371-2200
- 00175  
EASTON HOSPITAL—S  
250 SOUTH 21ST ST  
EASTON, PA 18042-3892  
(610) 250-4819
- 00332  
ELLWOOD CITY HOSPITAL—S  
724 PERSHING ST  
ELLWOOD CITY, PA 16117  
(724) 752-0081
- 00612  
ENDLESS MOUNTAINS HEALTH SYSTEMS—S  
25 GROW AVENUE  
MONTROSE, PA 18801-1103  
(570) 278-3801
- 00164  
EPHRATA COMMUNITY HOSPITAL—S  
169 MARTIN AVE  
PO BOX 1002  
EPHRATA, PA 17522  
(717) 733-0311
- 00032  
ERHC ST MARYS LABORATORY—B  
763 JOHNSONBURG RD  
SAINT MARYS, PA 15857  
(814) 788-8525
- 00181  
EVANGELICAL COMMUNITY HOSPITAL—S  
1 HOSPITAL DRIVE  
LEWISBURG, PA 17837  
(570) 522-2510
- 00114  
EXCELA HEALTH LATROBE HOSPITAL—S  
ONE MELLON WAY  
LATROBE, PA 15650  
(724) 537-1550
- 00115  
FRICK HOSPITAL—S  
508 SOUTH CHURCH STREET  
MOUNT PLEASANT, PA 15666  
(724) 547-1500
- 00330  
FULTON COUNTY MEDICAL CENTER—S  
214 PEACH ORCHARD ROAD  
MCCONNELLSBURG, PA 17233  
(717) 485-6169
- 00173  
GEISINGER MEDICAL LABORATORIES—SB  
100 N ACADEMY AVENUE  
DANVILLE, PA 17822-0131  
(570) 271-6338
- 00019  
GEISINGER WYOMING VALLEY MED CTR—S  
1000 E MOUNTAIN DRIVE  
WILKES BARRE, PA 18711  
(570) 826-7830
- 00122  
GETTYSBURG HOSPITAL LABORATORY—SB  
147 GETTYS STREET  
GETTYSBURG, PA 17325  
(717) 337-4120
- 00152  
GNADEN HUETTEN MEMORIAL HOSP—S  
211 NORTH 12TH STREET  
LEHIGHTON, PA 18235  
(610) 377-7083
- 00299  
GOOD SAMARITAN HOSPITAL—B  
4TH & WALNUT STS  
PO BOX 1281  
LEBANON, PA 17042-1218  
(717) 270-7986
- 00196  
GRAND VIEW HOSPITAL—S  
700 LAWN AVE  
SELLERSVILLE, PA 18960  
(215) 453-4528
- 00024  
GUTHRIE CLINIC LAB AT TROY COMM—S  
101 ELMIRA STREET  
TROY, PA 16947  
(570) 297-2121
- 00654  
GUTHRIE CLINIC LABORATORIES—S  
ONE GUTHRIE SQUARE  
SAYRE, PA 18840  
(570) 882-4160
- 00239  
HAHNEMANN UNIVERSITY HOSPITAL—S  
BROAD & VINE STS MS 113  
PHILADELPHIA, PA 19102  
(215) 762-1783
- 00139  
HANOVER HOSPITAL LABORATORY—S  
300 HIGHLAND AVE  
HANOVER, PA 17331  
(717) 637-3711
- 00010  
HAZLETON GENERAL HOSPITAL—S  
700 EAST BROAD STREET  
HAZLETON, PA 18201  
(570) 501-4152
- 00169  
HEALTH NETWORK LABORATORIES—S  
1627 WEST CHEW STREET  
ALLENTOWN, PA 18102  
(610) 402-8150
- 00549  
HEALTH NETWORK LABORATORIES—S  
1200 SOUTH CEDAR CREST BLVD  
ALLENTOWN, PA 18103  
(610) 402-8150
- 00600  
HEALTH NETWORK LABORATORIES—S  
2545 SCHOENERSVILLE ROAD  
BETHLEHEM, PA 18017-7384  
(610) 402-8150
- 24655  
HEALTH NETWORK LABORATORIES—SB  
2024 LEHIGH STREET  
ALLENTOWN, PA 18103-4798  
(610) 402-8150

00166  
HEART OF LANCASTER REGIONAL MEDICAL CENTER—S  
1500 HIGHLANDS DRIVE  
LITITZ, PA 17543  
(717) 625-5605

00205  
HERITAGE VALLEY BEAVER—S  
1000 DUTCH RIDGE ROAD  
BEAVER, PA 15009  
(724) 728-7000

00101  
HERITAGE VALLEY SEWICKLEY LAB—S  
720 BLACKBURN RD  
SEWICKLEY, PA 15143  
(412) 741-6600

00103  
HIGHLANDS HOSPITAL—S  
401 EAST MURPHY AVENUE  
CONNELLSVILLE, PA 15425  
(724) 628-1500

00130  
HOLY SPIRIT HOSPITAL—S  
503 N 21ST STREET  
CAMP HILL, PA 17011-2288  
(717) 763-2206

00052  
INDIANA REGIONAL MEDICAL CENTER—S  
HOSPITAL ROAD  
PO BOX 788  
INDIANA, PA 15701-0788  
(724) 357-7167

00135  
J C BLAIR MEMORIAL HOSPITAL—S  
1225 WARM SPRINGS AVENUE  
HUNTINGDON, PA 16652  
(814) 643-8645

00054  
JAMESON MEMORIAL HOSPITAL—S  
1211 WILMINGTON AVENUE  
NEW CASTLE, PA 16105  
(724) 656-4080

00240  
JEANES HOSPITAL—S  
7600 CENTRAL AVE  
PHILADELPHIA, PA 19111  
(215) 728-2347

00038  
JEFFERSON REGIONAL MED CTR—S  
PO BOX 18119  
565 COAL VALLEY ROAD  
PITTSBURGH, PA 15236  
(412) 469-5723

00200  
JENNERSVILLE REGIONAL HOSPITAL—S  
1015 WEST BALTIMORE PIKE  
WEST GROVE, PA 19390  
(610) 869-1080

00034  
KANE COMMUNITY HOSPITAL—S  
4372 ROUTE 6  
KANE, PA 16735  
(814) 837-4570

01088  
LANCORP OF AMERICA HOLDINGS—SB  
69 FIRST AVENUE  
PO BOX 500  
RARITAN, NJ 08869  
(908) 526-2400

00165  
LANCASTER GENERAL HOSPITAL—S  
555 N DUKE STREET  
PO BOX 3555  
LANCASTER, PA 17604  
(717) 544-4331

00167  
LANCASTER REGIONAL MED CENTER—S  
250 COLLEGE AVENUE  
PO BOX 3434  
LANCASTER, PA 17604  
(717) 291-8022

00215  
LANSDALE HOSPITAL—S  
100 MEDICAL CAMPUS DRIVE  
LANSDALE, PA 19446  
(215) 361-4625

00138  
LEWISTOWN HOSPITAL—B  
400 HIGHLAND AVENUE  
LEWISTOWN, PA 17044  
(717) 242-7474

00030  
LOCK HAVEN HOSPITAL—B  
24 CREE DRIVE  
LOCK HAVEN, PA 17745  
(570) 893-5000

00193  
LOWER BUCKS HOSPITAL LABORATORY—S  
501 BATH ROAD  
BRISTOL, PA 19007  
(215) 785-9300

00213  
MAIN LINE HEALTH LAB—BRYN MAWR—S  
130 S BRYN MAWR AVENUE  
BRYN MAWR, PA 19010  
(610) 526-3554

00242  
MAIN LINE HOSPITALS LAB—LANKENAU—S  
100 EAST LANCASTER AVENUE  
WYNNEWOOD, PA 19096  
(610) 645-2615

00199  
MAIN LINE HOSPITALS LAB—PAOLI—S  
255 WEST LANCASTER AVENUE  
PAOLI, PA 19301  
(610) 648-1000

00206  
MAIN LINE HOSPITALS LAB—RIDDLE—S  
1068 W BALTIMORE PIKE  
MEDIA, PA 19063  
(610) 891-3339

00004  
MARIAN COMMUNITY HOSPITAL—S  
100 LINCOLN AVENUE  
CARBONDALE, PA 18407  
(570) 281-1042



09003  
MAYO CLINIC DEPT LAB MED & PATH—SB  
200 FIRST STREET SW HILTON 530  
ROCHESTER, MN 55905  
(507) 284-3018

00049  
MEADVILLE MED CTR—LIBERTY ST—S  
751 LIBERTY STREET  
MEADVILLE, PA 16335  
(814) 336-5000

05574  
MEDTOX LABORATORIES INC—SB  
402 WEST COUNTY ROAD D  
ST PAUL, MN 55112  
(651) 286-6217

00140  
MEMORIAL HOSPITAL CLINICAL LAB—S  
325 S BELMONT STREET  
PO BOX 15118  
YORK, PA 17403  
(717) 843-8623

00023  
MEMORIAL HOSPITAL LAB—SB  
91 HOSPITAL DRIVE  
TOWANDA, PA 18848  
(570) 265-2191

00203  
MERCY FITZGERALD HOSPITAL—S  
1500 LANSDOWNE AVENUE  
DARBY, PA 19023  
(610) 237-4262

00247  
MERCY HEALTH LAB/MHOP—S  
501 S 54TH STREET  
PHILADELPHIA, PA 19143  
(215) 748-9181

00219  
MERCY HEALTH LAB/MSH—S  
2701 DEKALB PIKE  
NORRISTOWN, PA 19401  
(610) 278-2078

28436  
METHODIST DIV TJUH CLINICAL LAB—S  
2301 SOUTH BROAD STREET  
PHILADELPHIA, PA 19148  
(215) 952-9057

00231  
MEYERSDALE COMMUNITY HOSPITAL—S  
200 HOSPITAL DR  
MEYERSDALE, PA 15552  
(814) 634-5911

00269  
MIDVALLEY HOSPITAL—S  
1400 MAIN STREET  
PECKVILLE, PA 18452  
(570) 383-5520

00128  
MINERS MEDICAL CENTER—S  
290 HAIDA AVENUE  
PO BOX 689  
HASTINGS, PA 16646  
(814) 247-3100

00108  
MONONGAHELA VALLEY HOSPITAL INC—S  
1163 COUNTRY CLUB ROAD  
MONONGAHELA, PA 15063  
(724) 258-1021

00217  
MONTGOMERY HOSPITAL LAB—S  
POWELL & FORNANCE STS  
NORRISTOWN, PA 19401  
(610) 270-2173

00007  
MOSES TAYLOR HOSPITAL—S  
700 QUINCY AVENUE  
SCRANTON, PA 18510  
(570) 340-2100

00214  
MOSS REHAB EINSTEIN AT ELKINS PARK—S  
60 EAST TOWNSHIP LINE ROAD  
ATTN: LAB  
ELKINS PARK, PA 19027  
(215) 456-6150

00025  
MOUNT NITTANY MEDICAL CENTER—SB  
1800 EAST PARK AVENUE  
STATE COLLEGE, PA 16803  
(814) 234-6117

00035  
MUNCY VALLEY HOSPITAL—S  
215 EAST WATER ST  
MUNCY, PA 17756  
(570) 546-8282

00304  
NASON HOSPITAL—S  
105 NASON DRIVE  
ROARING SPRING, PA 16673  
(814) 224-2141

00504  
NATIONAL MED SVCS INC/DBA NMS LABS—SB  
3701 WELSH ROAD  
WILLOW GROVE, PA 19090  
(215) 657-4900

00248  
NAZARETH HOSPITAL—S  
2601 HOLME AVE  
PHILADELPHIA, PA 19152  
(215) 335-6245

29741  
NORTHERN TIER RESEARCH—SB  
1300 OLD PLANK ROAD  
MAYFIELD, PA 18433  
(570) 351-6153

30984  
OFFICE OF THE DISTRICT ATTORNEY—S  
37 E HIGH STREET  
FORENSIC LAB  
CARLISLE, PA 17103  
(717) 240-6526

00099  
OHIO VALLEY GENERAL HOSPITAL—S  
25 HECKEL RD  
MCKEES ROCKS, PA 15136  
(412) 777-6161

- 00334  
PALMERTON HOSPITAL—SB  
135 LAFAYETTE AVENUE  
PALMERTON, PA 18071  
(610) 826-1100
- 00520  
PC LAB INC—SB  
1320 FIFTH AVENUE  
PITTSBURGH, PA 15219  
(412) 391-6118
- 00258  
PENN PRESBYTERIAN MEDICAL CENTER—S  
51 NORTH 39TH ST  
DEPT OF PATH & LAB  
PHILADELPHIA, PA 19104-2640  
(215) 662-3435
- 00316  
PENN STATE MILTON S HERSHEY MED CTR—S  
500 UNIVERSITY DRIVE  
DEPT OF PATHOLOGY & LAB MEDICINE  
HERSHEY, PA 17033  
(717) 531-8353
- 22533  
PENNSYLVANIA DEPT OF HEALTH—SB  
110 PICKERING WAY  
EXTON, PA 19341  
(610) 280-3464
- 31869  
PERLL DIAGNOSTICS INC—S  
5010 RITTER ROAD  
SUITE 104  
MECHANICSBURG, PA 17055  
(570) 394-2776
- 00197  
PHOENIXVILLE HOSPITAL LABORATORY—S  
140 NUTT ROAD  
DEPT OF PATHOLOGY  
PHOENIXVILLE, PA 19460-0809  
(610) 983-1612
- 00157  
PINNACLE HEALTH AT COMMUNITY GENERAL  
HOSPITAL—S  
4300 LONDONDERRY ROAD  
PO BOX 3000  
HARRISBURG, PA 17109  
(717) 782-3340
- 00155  
PINNACLE HEALTH AT HARRISBURG HOSPITAL  
LAB—SB  
100 SOUTH 2ND STREET  
HARRISBURG, PA 17101  
(717) 782-3340
- 00022  
POCONO MEDICAL CENTER LAB—SB  
206 EAST BROWN STREET  
EAST STROUDSBURG, PA 18301  
(570) 476-3544
- 00221  
POTTSTOWN HOSPITAL COMPANY, LLC—S  
1600 EAST HIGH STREET  
POTTSTOWN, PA 19464  
(610) 327-7000
- 00300  
PUNXSUTAWNEY AREA HOSPITAL—S  
81 HILLCREST DRIVE  
PUNXSUTAWNEY, PA 15767  
(814) 938-1820
- 22715  
QUEST DIAGNOSTICS—SB  
10101 RENNER BOULEVARD  
LENEXA, KS 66219-9752  
(913) 888-1770
- 31399  
QUEST DIAGNOSTICS—SB  
EMPLOYER SOLUTIONS  
1777 MONTREAL CIRCLE  
TUCKER, GA 30084  
(770) 936-5007
- 27461  
QUEST DIAGNOSTICS INC—SB  
400 EGYPT ROAD  
NORRISTOWN, PA 19403  
(610) 631-4219
- 01136  
QUEST DIAGNOSTICS NICHOLS INSTITUTE—SB  
14225 NEWBROOK DRIVE  
PO BOX 10841  
CHANTILLY, VA 20153-0841  
(703) 802-6900
- 22376  
QUEST DIAGNOSTICS NICHOLS INSTITUTE OF  
VALENCIA—S  
27027 TOURNEY ROAD  
VALENCIA, CA 91355  
(661) 799-6543
- 00482  
QUEST DIAGNOSTICS OF PA INC—SB  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7600
- 25461  
QUEST DIAGNOSTICS VENTURE LLC—SB  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7631
- 00150  
READING HOSPITAL & MED CTR—S  
6TH AND SPRUCE STREETS  
WEST READING, PA 19611  
(610) 988-8080
- 00336  
REGIONAL HOSPITAL OF SCRANTON—S  
746 JEFFERSON AVENUE  
SCRANTON, PA 18510  
(570) 348-7100
- 00243  
ROXBOROUGH MEMORIAL HOSPITAL—S  
5800 RIDGE AVE  
PHILADELPHIA, PA 19128  
(215) 487-4394
- 00171  
SACRED HEART HOSPITAL—S  
4TH & CHEW STS  
ATN LAB DEPT  
ALLENTOWN, PA 18102  
(610) 776-4727
- 00087  
SAINT CLAIR MEMORIAL HOSPITAL—S  
1000 BOWER HILL RD  
PITTSBURGH, PA 15243  
(412) 561-4900

- 00174  
SAINT LUKES HOSPITAL—S  
801 OSTRUM STREET  
BETHLEHEM, PA 18015  
(610) 954-4558
- 00328  
SAINT MARY MEDICAL CENTER—S  
LANGHORNE-NEWTOWN RD  
LANGHORNE, PA 19047  
(215) 710-2162
- 00048  
SAINT VINCENT HEALTH CENTER—S  
232 WEST 25TH STREET  
ERIE, PA 16544  
(814) 452-5383
- 00182  
SCHUYLKILL MC E NORWEGIAN ST—S  
700 EAST NORWEGIAN STREET  
POTTSVILLE, PA 17901  
(570) 621-4032
- 00183  
SCHUYLKILL MC S JACKSON ST—SB  
420 SOUTH JACKSON STREET  
POTTSVILLE, PA 17901  
(570) 621-5262
- 29214  
SED MEDICAL LABORATORIES—SB  
LOVELACE HEALTH SYSTEMS INC.  
5601 OFFICE BLVD NE  
ALBUQUERQUE, NM 87109  
(505) 727-6209
- 00064  
SHARON REGIONAL HEALTH SYSTEM—S  
740 EAST STATE STREET  
SHARON, PA 16146  
(724) 983-3911
- 00039  
SOLDIERS & SAILORS MEM HOSP—S  
CENTRAL AVENUE  
WELLSBORO, PA 16901  
(570) 723-0133
- 00297  
SOMERSET HOSPITAL CENTER FOR HEALTH—S  
225 S CENTER AVENUE  
SOMERSET, PA 15501  
(814) 443-5000
- 00105  
SOUTHWEST REGIONAL MEDICAL CENTER—S  
350 BONAR AVENUE  
WAYNESBURG, PA 15370  
(724) 627-2608
- 00361  
ST CATHERINE MED CTR—FOUNTAIN SPRINGS—S  
101 BROAD STREET  
ASHLAND, PA 17921  
(570) 875-5988
- 00260  
ST CHRISTOPHERS HOSP FOR CHILDREN—S  
ERIE AVENUE AT FRONT STREET  
PHILADELPHIA, PA 19134  
(215) 427-4207
- 00151  
ST JOSEPH QUALITY MEDICAL LAB—SB  
2500 BERNVILLE ROAD  
READING, PA 19605-9453  
(610) 378-2200
- 00261  
ST JOSEPH'S HOSPITAL—DIV NPHS—S  
16TH ST & GIRARD AVENUE  
PHILADELPHIA, PA 19130  
(215) 787-9000
- 00318  
ST LUKES HOSP ALLENTOWN CAMPUS—S  
1736 HAMILTON STREET  
ALLENTOWN, PA 18104  
(610) 628-8646
- 00180  
ST LUKES MINERS MEMORIAL HOSPITAL—S  
360 WEST RUDDLE STREET  
PO BOX 67  
COALDALE, PA 18218  
(570) 645-2131
- 00195  
ST LUKES QUAKERTOWN HOSPITAL—S  
1021 PARK AVENUE  
QUAKERTOWN, PA 18951  
(215) 538-4681
- 32021  
ST. LUKES HOSPITAL—ANDERSON LAB—S  
1872 RIVERSIDE CIRCLE  
EASTON, PA 18045  
(484) 503-1075
- 00094  
SUBURBAN CLINICAL LABORATORY—S  
100 SOUTH JACKSON AVENUE  
BELLEVUE, PA 15202  
(412) 734-6020
- 00207  
TAYLOR HOSPITAL DIV OF CCMC—S  
175 EAST CHESTER PIKE  
RIDLEY PARK, PA 19078  
(610) 595-6450
- 00235  
TEMPLE UNIV HOSPITAL EPISCOPAL CAMPUS—S  
100 EAST LEHIGH AVENUE  
PHILADELPHIA, PA 19125-1098  
(215) 707-4353
- 00265  
TEMPLE UNIVERSITY HOSPITAL—S  
3401 N BROAD ST  
DEPT OF PATH & LAB MED—2ND FL. OPB RM 249  
PHILADELPHIA, PA 19140  
(215) 707-4353
- 00104  
THE UNIONTOWN HOSPITAL LABORATORY—S  
500 WEST BERKELEY STREET  
UNIONTOWN, PA 15401  
(724) 430-5143
- 00085  
THE WESTERN PA HOSP—FORBES REGIONAL CAM-  
PUS—S  
2570 HAYMAKER ROAD  
MONROEVILLE, PA 15146  
(412) 858-2560
- 00241  
THOMAS JEFFERSON UNIVERSITY HOSP—S  
125 SOUTH 11TH STREET  
204 PAVILLION  
PHILADELPHIA, PA 19107  
(215) 955-1644

00051  
TITUSVILLE AREA HOSPITAL—S  
406 WEST OAK STREET  
TITUSVILLE, PA 16354  
(814) 827-1851

00313  
TYLER MEMORIAL HOSPITAL—S  
880 SR 6 W  
TUNKHANNOCK, PA 18657-6149  
(570) 836-4705

00124  
TYRONE HOSPITAL—S  
187 HOSPITAL DRIVE  
TYRONE, PA 16686  
(814) 684-6384

00121  
UPMC BEDFORD MEMORIAL—S  
10455 LINCOLN HIGHWAY  
EVERETT, PA 15537  
(814) 623-3506

00046  
UPMC HAMOT—S  
201 STATE STREET  
ERIE, PA 16550  
(814) 877-3131

00059  
UPMC HORIZON GREENVILLE—S  
110 NORTH MAIN STREET  
GREENVILLE, PA 16125  
(724) 588-2100

00057  
UPMC HORIZON SHENANGO—S  
2200 MEMORIAL DRIVE  
FARRELL, PA 16121  
(724) 981-3500

00098  
UPMC MCKEESPORT LABORATORY—S  
1500 FIFTH AVENUE  
MCKEESPORT, PA 15132  
(412) 664-2233

00082  
UPMC MERCY DEPT OF LAB MEDICINE—S  
1400 LOCUST STREET  
PITTSBURGH, PA 15219  
(412) 232-7831

00084  
UPMC PASSAVANT—S  
9100 BABCOCK BLVD  
PITTSBURGH, PA 15237  
(412) 367-6700

05784  
UPMC PASSAVANT LABORATORY CRANBERRY—S  
ONE ST FRANCIS WAY  
CRANBERRY TOWNSHIP, PA 16066  
(724) 772-5370

00083  
UPMC PRESBYTERIAN SHADYSIDE CP PUH—S  
ROOM 5929 MAIN TOWER CHP  
200 LOTHROP STREET  
PITTSBURGH, PA 15213-2582  
(412) 648-6000

00091  
UPMC SAINT MARGARET HOSPITAL—S  
815 FREEPORT ROAD  
PITTSBURGH, PA 15215  
(412) 784-4000

00092  
UPMC SHADYSIDE—S  
5230 CENTRE AVENUE  
GROUND FLOOR WEST WING  
PITTSBURGH, PA 15232  
(412) 623-5950

00066  
WARREN GENERAL HOSPITAL—S  
2 CRESCENT PARK  
WARREN, PA 16365  
(814) 726-3860

00111  
WASHINGTON HOSPITAL—S  
155 WILSON AVE  
WASHINGTON, PA 15301  
(724) 223-3136

00298  
WAYNE MEMORIAL HOSPITAL—S  
601 PARK STREET  
HONESDALE, PA 18431  
(570) 253-1300

00133  
WAYNESBORO HOSPITAL—S  
501 E MAIN STREET  
WAYNESBORO, PA 17268  
(717) 765-3403

00095  
WESTERN PENNSYLVANIA HOSPITAL—S  
4800 FRIENDSHIP AVE  
PITTSBURGH, PA 15224  
(412) 578-5779

30245  
WESTFIELD HOSPITAL MEDICAL CENTER LABORA-  
TORY—S  
4815 W TILGHMAN STREET  
ALLENTOWN, PA 18104  
(610) 973-8425

00112  
WESTMORELAND REGIONAL HOSPITAL—S  
532 W PITTSBURGH STREET  
GREENSBURG, PA 15601  
(724) 832-4365

00037  
WILLIAMSPORT REGIONAL MEDICAL CENTER—SB  
700 HIGH STREET  
WILLIAMSPORT, PA 17701-3198  
(570) 321-2300

00106  
WINDBER HOSPITAL—S  
600 SOMERSET AVE  
WINDBER, PA 15963  
(814) 467-6611

00018  
WVHCS HOSP DBA PENNANT LABORATORY—SB  
575 NORTH RIVER STREET  
WILKES BARRE, PA 18764  
(570) 829-8111

25064  
WVU HOSPITAL CLINICAL LABS—S  
1 MEDICAL CENTER DR  
PO BOX 8009  
MORGANTOWN, WV 26506-8009  
(304) 598-4241



00141  
 YORK HOSPITAL—S  
 1001 SOUTH GEORGE STREET  
 YORK, PA 17405  
 (717) 851-2345

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-18. Filed for public inspection January 6, 2012, 9:00 a.m.]

**Laboratories Approved to Determine Urine Controlled Substance Content under The Clinical Laboratory Act, the Vehicle Code, the Fish and Boat Code and the Game and Wildlife Code**

The following laboratories are licensed by the Department of Health (Department) under The Clinical Laboratory Act (35 P.S. §§ 2151—2165) and are currently approved by the Department under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of urine for the determination of controlled substances or their biotransformation products.

This approval is based on demonstrated proficiency in periodic tests conducted by the Department's Bureau of Laboratories. These laboratories are also approved and designated for purposes of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance), and the Game and Wildlife Code, 34 Pa.C.S. § 2502 (relating to chemical test to determine amount of alcohol), as qualified to perform the types of services which will reflect the presence of controlled substances or their biotransformation products in urine.

Depending upon their capability and performance in proficiency surveys, laboratories are approved to perform screening and/or confirmatory urine drug analyses. Laboratories approved to perform screening tests only are designated on the approval list by an "S" after the laboratory's name. Laboratories approved to perform confirmatory testing only are designated by a "C" following the laboratory's name. Those approved to perform both screening and confirmatory analyses are designated by the letters "SC." Screening analyses provide a presumptive indication that a controlled substance is present. Confirmatory testing is used to substantiate screening results.

Persons seeking forensic urine drug analysis services from any of the listed laboratories should determine that the laboratory employs techniques and procedures acceptable for the purpose. They should also determine that the director of the facility is agreeable to performing analyses for that purpose. Persons seeking the analyses are responsible for specifying the extent to which the presence of a controlled substance is to be verified. That specification should be predicated upon the purpose for which the analysis is being sought. The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*.

The Commonwealth's Vehicle Code contains a provision in 75 Pa.C.S. § 1547(c)(3)(ii) that permits test results on blood or urine for alcohol or controlled substances to be

introduced into evidence at legal proceedings in this Commonwealth if the laboratory is located in another state and is not licensed and approved by the Department to provide these services. This section states that the test results may be admissible into evidence at summary or criminal proceedings in which the defendant is charged with a violation of 75 Pa.C.S. § 3802 (relating to driving under influence of alcohol or controlled substance) or any other violation of that title arising out of the same action if the laboratory that performed the test is licensed by the state in which the facility is located and licensed under the Clinical Laboratory Improvement Amendments of 1988 (Pub. L. No. 100-5768, 102 Stat. 2903). A similar provision appears in the Fish and Boat Code at 30 Pa.C.S. § 5125(c)(3)(ii).

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the Clinical Laboratory Permit number does not change. If questions arise about the identity of a laboratory due to a name or location change, the Clinical Laboratory Permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test if the name or location of the facility changed, the Clinical Laboratory Permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

Questions regarding this list should be directed to Dr. M. Jeffery Shoemaker, Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Dr. Shoemaker at the previously referenced address or phone number. Persons who are speech or hearing impaired may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

00212  
 ABINGTON MEMORIAL HOSPITAL—S  
 1200 OLD YORK ROAD  
 ABINGTON, PA 19001  
 (215) 576-2350

27908  
 ACM MEDICAL LABORATORY—SC  
 160 ELMGROVE PARK  
 ROCHESTER, NY 14624  
 (716) 429-2264

27180  
 ADVANCED TOXICOLOGY NETWORK—SC  
 3560 AIR CENTER COVE  
 SUITE 101  
 MEMPHIS, TN 38118  
 (901) 794-5770

31695  
 AEGIS SCIENCES CORPORATION—SC  
 515 GREAT CIRCLE ROAD  
 NASHVILLE, TN 37228  
 (615) 255-2400

30483  
 AIT LABORATORIES—SC  
 2265 EXECUTIVE DRIVE  
 INDIANAPOLIS, IN 46241  
 (317) 243-3894

- 00233  
ALBERT EINSTEIN MEDICAL CENTER—S  
5501 OLD YORK RD  
LABS-TOWER BLDG  
GROUND FL  
PHILADELPHIA, PA 19141-3001  
(215) 456-6157
- 24496  
ALERE TOXICOLOGY SERVICES—SC  
450 SOUTHLAKE BOULEVARD  
RICHMOND, VA 23236  
(804) 378-9130
- 26008  
ALERE TOXICOLOGY SERVICES INC—SC  
1111 NEWTON STREET  
GRETNA, LA 70053  
(504) 361-8989
- 00116  
ALLE KISKI MED CNTR NEW KENSINGTON—S  
651 FOURTH AVENUE  
NEW KENSINGTON, PA 15068  
(724) 226-7089
- 00671  
ALLEGHENY COUNTY MED EX DIV OF LAB—SC  
1520 PENN AVENUE  
2ND FLOOR  
PITTSBURGH, PA 15222  
(412) 350-4425
- 28233  
ALLEGHENY GENERAL HOSP DEPT OF LAB MED—S  
320 E NORTH AVENUE  
PITTSBURGH, PA 15212  
(412) 359-6886
- 00077  
ALLEGHENY GENERAL HOSPITAL LAB—S  
1307 FEDERAL STREET  
PITTSBURGH, PA 15212  
(412) 359-3521
- 00100  
ALLEGHENY VALLEY HOSPITAL LAB—S  
1301 CARLISLE STREET  
NATRONA HEIGHTS, PA 15065  
(724) 224-5100
- 00119  
ALTOONA REGIONAL HEALTH SYSTEM LAB—S  
620 HOWARD AVENUE  
ALTOONA, PA 16601-4899  
(814) 889-2340
- 31871  
AMERICAN FORENSIC TOXICOLOGY SERVICES—SC  
586 NEW YORK AVENUE  
HUNTINGDON, NY 11743  
(631) 923-0166
- 30223  
AMERITOX LTD—SC  
9930 WEST HWY 80  
MIDLAND, TX 79706  
(432) 561-5091
- 31814  
AMERITOX, LTD.—SC  
486 GALLIMORE DAIRY ROAD  
GREENSBORO, NC 27409  
(336) 387-7600
- 26620  
AMMON ANALYTICAL LABORATORY—SC  
1622 SOUTH WOOD AVENUE  
LINDEN, NJ 07036  
(908) 862-4404
- 31148  
ANALYTICAL DIAGNOSTIC LAB—S  
2115 AVENUE X  
BROOKLYN, NY 11235  
(718) 646-6000
- 00120  
ARHS 7TH AVENUE CAMPUS—S  
2500 SEVENTH AVENUE  
ALTOONA, PA 16602-2099  
(814) 949-4495
- 00192  
ARIA HEALTH—S  
380 NORTH OXFORD VALLEY ROAD  
LANGHORNE, PA 19047-8304  
(215) 934-5227
- 00236  
ARIA HEALTH—S  
FRANKFORD AVE & WAKELING STREET  
PHILADELPHIA, PA 19124  
(215) 831-2068
- 00341  
ARIA HEALTH—S  
10800 KNIGHTS ROAD  
PHILADELPHIA, PA 19114  
(215) 612-4000
- 00047  
ASSOCIATED CLINICAL LABORATORIES—S  
1526 PEACH STREET  
ERIE, PA 16501  
(814) 461-2400
- 24997  
ATLANTIC DIAGNOSTIC LABORATORIES LLC—SC  
3520 PROGRESS DRIVE  
UNIT C  
BENSALEM, PA 19020  
(267) 525-2470
- 31171  
AVEE LABORATORIES INC—SC  
14440 MYERLAKE CIRCLE  
CLEARWATER, FL 33760  
(757) 530-9990
- 00251  
AYER CLINICAL LAB PENNSYLVANIA HOSPITAL—S  
800 SPRUCE STREETS  
PHILADELPHIA, PA 19107  
(215) 829-3541
- 00320  
BARNES KASSON HOSPITAL LAB—S  
400 TURNPIKE STREET  
SUSQUEHANNA, PA 18847  
(570) 853-5059
- 21553  
BENDINER & SCHLESINGER INC—SC  
140 58TH STREET  
SUITE 8D  
BROOKLYN, NY 11220  
(212) 254-2300

- 00001  
BERWICK HOSPITAL LABORATORY—S  
701 EAST 16TH STREET  
BERWICK, PA 18603  
(570) 759-5110
- 00301  
BHS LABORATORY—S  
ONE HOSPITAL WAY (911 E BRADY STREET)  
BUTLER, PA 16001  
(724) 284-4510
- 27615  
BIOLOGICAL SPECIALTY CORPORATION—S  
2165 NORTH LINE STREET  
COLMAR, PA 18915  
(215) 997-8771
- 27616  
BIOLOGICAL SPECIALTY CORPORATION—S  
1236 NEW RODGERS RD #851  
BRISTOL, PA 19007  
(215) 826-9282
- 27617  
BIOLOGICAL SPECIALTY CORPORATION—S  
22 SOUTH 4TH STREET  
READING, PA 19602  
(610) 375-9862
- 22757  
BIOREFERENCE LABORATORIES INC—SC  
481B EDWARD H ROSS DRIVE  
ELMWOOD PARK, NJ 07407  
(201) 791-3600
- 00002  
BLOOMSBURG HOSPITAL—S  
549 E FAIR STREET  
BLOOMSBURG, PA 17815  
(570) 387-2124
- 00033  
BRADFORD REGIONAL MEDICAL CENTER—S  
116-156 INTERSTATE PKWY  
BRADFORD, PA 16701-0218  
(814) 362-8247
- 00296  
BRANDYWINE HOSPITAL—S  
201 REECEVILLE ROAD  
COATESVILLE, PA 19320  
(610) 383-8000
- 00472  
BROOKSIDE CLINICAL LAB INC—S  
4000 EDGMONT AVENUE  
BROOKHAVEN, PA 19015  
(610) 872-6466
- 31684  
BUCKS COUNTY CRIME LABORATORY—S  
850 EAGLE BOULEVARD  
WARMINSTER, PA 18974  
(215) 431-5187
- 29116  
CALLOWAY LABORATORIES INC—SC  
34 COMMERCE WAY  
WOBURN, MA 01801  
(781) 224-9899
- 00107  
CANONSBURG GENERAL HOSPITAL—S  
100 MEDICAL BOULEVARD  
CANONSBURG, PA 15317  
(724) 745-3916
- 00131  
CARLISLE REGIONAL MEDICAL CENTER—S  
361 ALEXANDER SPRING ROAD  
CARLISLE, PA 17015-9129  
(717) 249-1212
- 00751  
CEDAR CREST EMERGICENTER—S  
1101 SOUTH CEDAR CREST BOULEVARD  
ALLENTOWN, PA 18103  
(610) 435-3111
- 00132  
CHAMBERSBURG HOSPITAL DEPT OF  
PATHOLOGY—S  
112 NORTH SEVENTH STREET  
CHAMBERSBURG, PA 17201  
(717) 267-7153
- 00310  
CHARLES COLE MEMORIAL HOSPITAL—S  
1001 EAST SECOND STREET  
COUDERSPORT, PA 16915  
(814) 274-5510
- 00198  
CHESTER COUNTY HOSPITAL—S  
701 E MARSHALL ST  
WEST CHESTER, PA 19380  
(610) 431-5182
- 00227  
CHESTNUT HILL HOSPITAL—S  
8835 GERMANTOWN AVENUE  
DEPT OF PATHOLOGY  
PHILADELPHIA, PA 19118  
(215) 248-8113
- 00228  
CHILDRENS HOSP OF PHILADELPHIA—S  
ONE CHILDRENS CENTER 34TH & CIVIC  
PHILADELPHIA, PA 19104  
(215) 590-4446
- 00329  
CLARION HOSPITAL—S  
1 HOSPITAL DRIVE  
CLARION, PA 16214  
(814) 221-8969
- 00026  
CLEARFIELD HOSPITAL LABORATORY—S  
809 TURNPIKE AVENUE  
PO BOX 992  
CLEARFIELD, PA 16830  
(814) 768-2280
- 27845  
CLINICAL REFERENCE LABORATORY—SC  
8433 QUIVIRA ROAD  
LENEXA, KS 66215  
(913) 492-3652
- 24916  
CLINICAL SCIENCE LABORATORY INC—SC  
51 FRANCIS AVENUE  
MANSFIELD, MA 02048  
(508) 339-6106
- 00005  
COMMUNITY MEDICAL CENTER—S  
1800 MULBERRY STREET  
SCRANTON, PA 18510  
(570) 969-8000

00125  
CONEMAUGH VALLEY MEMORIAL HOSP—S  
LABORATORY DEPT  
1086 FRANKLIN STREET  
JOHNSTOWN, PA 15905  
(814) 534-9000

00326  
CORRY MEMORIAL HOSPITAL—S  
612 WEST SMITH STREET  
CORRY, PA 16407  
(814) 664-4641

00201  
CROZER CHESTER MED CENTER—S  
1 MEDICAL CENTER BOULEVARD  
UPLAND, PA 19013  
(610) 447-2000

00209  
CROZER-CHESTER MED CTR-SPRINGFLD—S  
190 WEST SPROUL ROAD  
SPRINGFIELD, PA 19064  
(610) 447-2000

00204  
DELAWARE COUNTY MEMORIAL HOSP—S  
501 NORTH LANSDOWNE AVENUE  
DREXEL HILL, PA 19026-1186  
(610) 284-8100

00266  
DEPT OF PATHOLOGY & LAB MED-HUP—SC  
3400 SPRUCE STREET  
PHILADELPHIA, PA 19104  
(215) 662-3423

28893  
DOMINION DIAGNOSTICS LLC—SC  
211 CIRCUIT DRIVE  
NORTH KINGSTOWN, RI 02852  
(401) 667-0800

00194  
DOYLESTOWN HOSPITAL—S  
ATTN: JUDY RYAN  
595 W STATE STREET  
DOYLESTOWN, PA 18901  
(215) 345-2250

00977  
DRUGSCAN INC—SC  
1119 MEARN'S RD  
PO BOX 2969  
WARMINSTER, PA 18974  
(215) 674-9310

00175  
EASTON HOSPITAL—S  
250 SOUTH 21ST ST  
EASTON, PA 18042-3892  
(610) 250-4819

00332  
ELLWOOD CITY HOSPITAL—S  
724 PERSHING ST  
ELLWOOD CITY, PA 16117  
(724) 752-0081

31625  
EMPIRE CITY LABORATORIES—S  
4306 3RD AVENUE  
2ND FLOOR  
BROOKLYN, NY 11232  
(516) 941-7244

00612  
ENDLESS MOUNTAINS HEALTH SYSTEMS—S  
25 GROW AVENUE  
MONTROSE, PA 18801-1103  
(570) 278-3801

00164  
EPHRATA COMMUNITY HOSPITAL—S  
169 MARTIN AVE  
PO BOX 1002  
EPHRATA, PA 17522  
(717) 733-0311

00032  
ERHC ST MARYS LABORATORY—S  
763 JOHNSONBURG RD  
SAINT MARYS, PA 15857  
(814) 788-8525

00181  
EVANGELICAL COMMUNITY HOSPITAL—S  
1 HOSPITAL DRIVE  
LEWISBURG, PA 17837  
(570) 522-2510

00114  
EXCELA HEALTH LATROBE HOSPITAL—S  
ONE MELLON WAY  
LATROBE, PA 15650  
(724) 537-1550

00115  
FRICK HOSPITAL—S  
508 SOUTH CHURCH STREET  
MOUNT PLEASANT, PA 15666  
(724) 547-1500

20644  
FRIENDS HOSPITAL—S  
4641 ROOSEVELT BOULEVARD  
LABORATORY  
PHILADELPHIA, PA 19124-2399  
(215) 831-4600

09163  
FRIENDS MEDICAL LAB INC—SC  
5820 SOUTHWESTERN BLVD  
BALTIMORE, MD 21227  
(412) 247-4417

00330  
FULTON COUNTY MEDICAL CENTER—S  
214 PEACH ORCHARD ROAD  
MCCONNELLSBURG, PA 17233  
(717) 485-6169

30188  
GARCIA CLINICAL LABORATORY INC—S  
2195 SPRING ARBOR ROAD  
JACKSON, MI 49201  
(517) 787-9200

00173  
GEISINGER MEDICAL LABORATORIES—SC  
100 N ACADEMY AVENUE  
DANVILLE, PA 17822-0131  
(570) 271-6338

00019  
GEISINGER WYOMING VALLEY MED CTR—S  
1000 E MOUNTAIN DRIVE  
WILKES BARRE, PA 18711  
(570) 826-7830



- 26799  
GHHA/HHWC OCC HEALTH LAB—S  
50 MOISEY DRIVE  
HAZLETON, PA 18202  
(570) 459-1028
- 00152  
GNADEN HUETTEN MEMORIAL HOSP—S  
211 NORTH 12TH STREET  
LEHIGHTON, PA 18235  
(610) 377-7083
- 00299  
GOOD SAMARITAN HOSPITAL—S  
4TH & WALNUT STS  
PO BOX 1281  
LEBANON, PA 17042-1218  
(717) 270-7986
- 00024  
GUTHRIE CLINIC LAB AT TROY COMM—S  
101 ELMIRA STREET  
TROY, PA 16947  
(570) 297-2121
- 00654  
GUTHRIE CLINIC LABORATORIES—S  
ONE GUTHRIE SQUARE  
SAYRE, PA 18840  
(570) 882-4160
- 00239  
HAHNEMANN UNIVERSITY HOSPITAL—S  
BROAD & VINE STS MS 113  
PHILADELPHIA, PA 19102  
(215) 762-1783
- 00139  
HANOVER HOSPITAL LABORATORY—S  
300 HIGHLAND AVE  
HANOVER, PA 17331  
(717) 637-3711
- 00010  
HAZLETON GENERAL HOSPITAL—S  
700 EAST BROAD STREET  
HAZLETON, PA 18201  
(570) 501-4152
- 00169  
HEALTH NETWORK LABORATORIES—S  
1627 WEST CHEW STREET  
ALLENTOWN, PA 18102  
(610) 402-8150
- 00549  
HEALTH NETWORK LABORATORIES—S  
1200 SOUTH CEDAR CREST BLVD  
ALLENTOWN, PA 18103  
(610) 402-8150
- 00600  
HEALTH NETWORK LABORATORIES—S  
2545 SCHOENERSVILLE ROAD  
BETHLEHEM, PA 18017-7384  
(610) 402-8150
- 24655  
HEALTH NETWORK LABORATORIES—SC  
2024 LEHIGH STREET  
ALLENTOWN, PA 18103-4798  
(610) 402-8150
- 00166  
HEART OF LANCASTER REGIONAL MEDICAL  
CENTER—S  
1500 HIGHLANDS DRIVE  
LITITZ, PA 17543  
(717) 625-5605
- 00205  
HERITAGE VALLEY BEAVER—S  
1000 DUTCH RIDGE ROAD  
BEAVER, PA 15009  
(724) 728-7000
- 00101  
HERITAGE VALLEY SEWICKLEY LAB—S  
720 BLACKBURN RD  
SEWICKLEY, PA 15143  
(412) 741-6600
- 00103  
HIGHLANDS HOSPITAL—S  
401 EAST MURPHY AVENUE  
CONNELLSVILLE, PA 15425  
(724) 628-1500
- 00216  
HOLY REDEEMER HOSPITAL—S  
1648 HUNTINGDON PIKE  
MEADOWBROOK, PA 19046  
(215) 947-3000
- 00130  
HOLY SPIRIT HOSPITAL—S  
503 N 21ST STREET  
CAMP HILL, PA 17011-2288  
(717) 763-2206
- 00052  
INDIANA REGIONAL MEDICAL CENTER—S  
HOSPITAL ROAD  
PO BOX 788  
INDIANA, PA 15701-0788  
(724) 357-7167
- 00135  
J C BLAIR MEMORIAL HOSPITAL—S  
1225 WARM SPRINGS AVENUE  
HUNTINGDON, PA 16652  
(814) 643-8645
- 00054  
JAMESON MEMORIAL HOSPITAL—S  
1211 WILMINGTON AVENUE  
NEW CASTLE, PA 16105  
(724) 656-4080
- 00240  
JEANES HOSPITAL—S  
7600 CENTRAL AVE  
PHILADELPHIA, PA 19111  
(215) 728-2347
- 00038  
JEFFERSON REGIONAL MED CTR—S  
PO BOX 18119  
565 COAL VALLEY ROAD  
PITTSBURGH, PA 15236  
(412) 469-5723
- 00200  
JENNERSVILLE REGIONAL HOSPITAL—S  
1015 WEST BALTIMORE PIKE  
WEST GROVE, PA 19390  
(610) 869-1080

00312

JERSEY SHORE HOSPITAL—S  
1020 THOMPSON STREET  
JERSEY SHORE, PA 17740  
(570) 398-0100

21306

LAB CORP OCCUPATIONAL TEST SRVCS—SC  
1120 STATELINE ROAD WEST  
SOUTHAVEN, MS 38671  
(886) 827-8042

20512

LABCORP OCCUPATIONAL TESTING SER—SC  
1904 ALEXANDER DRIVE  
PO BOX 12652  
RESEARCH TRIANGLE PARK, NC 27709  
(919) 572-6900

01088

LABCORP OF AMERICA HOLDINGS—SC  
69 FIRST AVENUE PO BOX 500  
RARITAN, NJ 08869  
(908) 526-2400

00165

LANCASTER GENERAL HOSPITAL—S  
555 N DUKE STREET  
PO BOX 3555  
LANCASTER, PA 17604  
(717) 544-4331

00167

LANCASTER REGIONAL MED CENTER—S  
250 COLLEGE AVENUE  
PO BOX 3434  
LANCASTER, PA 17604  
(717) 291-8022

00215

LANSDALE HOSPITAL—S  
100 MEDICAL CAMPUS DRIVE  
LANSDALE, PA 19446  
(215) 361-4625

00138

LEWISTOWN HOSPITAL—S  
400 HIGHLAND AVENUE  
LEWISTOWN, PA 17044  
(717) 242-7474

24802

LGH DIAB/HBP/DUKE-LIME ST CAMPUS—S  
620 N DUKE STREET DUKE & LIME STREET  
CAMPUS LABS  
LANCASTER, PA 17604  
(717) 544-4331

00030

LOCK HAVEN HOSPITAL—S  
24 CREE DRIVE  
LOCK HAVEN, PA 17745  
(570) 893-5000

00193

LOWER BUCKS HOSPITAL LABORATORY—S  
501 BATH ROAD  
BRISTOL, PA 19007  
(215) 785-9300

00639

MAGEE-WOMENS HOSPITAL OF UPMC HEALTH  
SYSTEM—S  
300 HALKET STREET  
PITTSBURGH, PA 15213  
(412) 647-4651

00213

MAIN LINE HEALTH LAB-BRYN MAWR—S  
130 S BRYN MAWR AVENUE  
BRYN MAWR, PA 19010  
(610) 526-3554

00242

MAIN LINE HOSPITALS LAB-LANKENAU—S  
100 EAST LANCASTER AVENUE  
WYNNEWOOD, PA 19096  
(610) 645-2615

00199

MAIN LINE HOSPITALS LAB-PAOLI—S  
255 WEST LANCASTER AVENUE  
PAOLI, PA 19301  
(610) 648-1000

00206

MAIN LINE HOSPITALS LAB-RIDDLE—S  
1068 W BALTIMORE PIKE  
MEDIA, PA 19063  
(610) 891-3339

00004

MARIAN COMMUNITY HOSPITAL—S  
100 LINCOLN AVENUE  
CARBONDALE, PA 18407  
(570) 281-1042

27684

MARWORTH—S  
BOX 36  
LILLY LAKE ROAD  
WAVERLY, PA 18471  
(570) 563-1112

09003

MAYO CLINIC DEPT LAB MED & PATH—SC  
200 FIRST STREET SW HILTON 530  
ROCHESTER, MN 55905  
(507) 284-3018

29251

MAYO MEDICAL LABORATORIES NEW  
ENGLAND—SC  
160 DASCUMB ROAD  
ANDOVER, MA 01810  
(978) 658-3600

00049

MEADVILLE MED CTR-LIBERTY ST—S  
751 LIBERTY STREET  
MEADVILLE, PA 16335  
(814) 336-5000

05574

MEDTOX LABORATORIES INC—SC  
402 WEST COUNTY ROAD D  
ST PAUL, MN 55112  
(651) 286-6217

00140

MEMORIAL HOSPITAL CLINICAL LAB—S  
325 S BELMONT STREET  
PO BOX 15118  
YORK, PA 17403  
(717) 843-8623

00023

MEMORIAL HOSPITAL LAB—S  
91 HOSPITAL DRIVE  
TOWANDA, PA 18848  
(570) 265-2191

00203  
MERCY FITZGERALD HOSPITAL—S  
1500 LANSDOWNE AVENUE  
DARBY, PA 19023  
(610) 237-4262

00247  
MERCY HEALTH LAB/MHOP—S  
501 S 54TH STREET  
PHILADELPHIA, PA 19143  
(215) 748-9181

00219  
MERCY HEALTH LAB/MSH—S  
2701 DEKALB PIKE  
NORRISTOWN, PA 19401  
(610) 278-2078

28436  
METHODIST DIV TJUH CLINICAL LAB—S  
2301 SOUTH BROAD STREET  
PHILADELPHIA, PA 19148  
(215) 952-9057

31050  
MILLENIUM LABORATORIES—SC  
16981 VIA TAZON  
SUITE F  
SAN DIEGO, CA 92127  
(858) 451-3535

00128  
MINERS MEDICAL CENTER—S  
290 HAIDA AVENUE  
PO BOX 689  
HASTINGS, PA 16646  
(814) 247-3100

28907  
MIRMONT TREATMENT CENTER—S  
100 YEARSLEY MILL ROAD  
LIMA, PA 19063  
(610) 744-1400

00108  
MONONGAHELA VALLEY HOSPITAL INC—S  
1163 COUNTRY CLUB ROAD  
MONONGAHELA, PA 15063  
(724) 258-1021

00217  
MONTGOMERY HOSPITAL LAB—S  
POWELL & FORNANCE STS  
NORRISTOWN, PA 19401  
(610) 270-2173

00214  
MOSS REHAB EINSTEIN AT ELKINS PARK—S  
60 EAST TOWNSHIP LINE ROAD  
ATTN: LAB  
ELKINS PARK, PA 19027  
(215) 456-6150

00025  
MOUNT NITTANY MEDICAL CENTER—S  
1800 EAST PARK AVENUE  
STATE COLLEGE, PA 16803  
(814) 234-6117

00035  
MUNCY VALLEY HOSPITAL—S  
215 EAST WATER ST  
MUNCY, PA 17756  
(570) 546-8282

00304  
NASON HOSPITAL—S  
105 NASON DRIVE  
ROARING SPRING, PA 16673  
(814) 224-2141

00504  
NATIONAL MED SVCS INC/DBA NMS LABS—SC  
3701 WELSH ROAD  
WILLOW GROVE, PA 19090  
(215) 657-4900

00248  
NAZARETH HOSPITAL—S  
2601 HOLME AVE  
PHILADELPHIA, PA 19152  
(215) 335-6245

27246  
NORCHEM DRUG TESTING LABORATORY—SC  
1760 EAST ROUTE 66  
SUITE 1  
FLAGSTAFF, AZ 86004  
(928) 526-1011

29741  
NORTHERN TIER RESEARCH—SC  
1300 OLD PLANK ROAD  
MAYFIELD, PA 18433  
(570) 351-6153

30984  
OFFICE OF THE DISTRICT ATTORNEY—S  
37 E HIGH STREET  
FORENSIC LAB  
CARLISLE, PA 17103  
(717) 240-6526

00099  
OHIO VALLEY GENERAL HOSPITAL—S  
25 HECKEL RD  
MCKEES ROCKS, PA 15136  
(412) 777-6161

00250  
PARKWAY CLINICAL LABORATORIES—S  
3494 PROGRESS DRIVE  
SUITE D  
BENSALEM, PA 19020  
(215) 245-5112

00520  
PC LAB INC—SC  
1320 FIFTH AVENUE  
PITTSBURGH, PA 15219  
(412) 391-6118

00258  
PENN PRESBYTERIAN MEDICAL CENTER—S  
51 NORTH 39TH ST  
DEPT OF PATH & LAB  
PHILADELPHIA, PA 19104-2640  
(215) 662-3435

00316  
PENN STATE MILTON S HERSHEY MED CTR—S  
500 UNIVERSITY DRIVE  
DEPT OF PATHOLOGY & LAB MEDICINE  
HERSHEY, PA 17033  
(717) 531-8353

22533  
PENNSYLVANIA DEPT OF HEALTH—SC  
110 PICKERING WAY  
EXTON, PA 19341  
(610) 280-3464

31082  
PHAMATECH INC—SC  
10151 BARNES CANYON ROAD  
SAN DIEGO, CA 92121  
(858) 643-5555

00197  
PHOENIXVILLE HOSPITAL LABORATORY—S  
140 NUTT ROAD  
DEPT OF PATHOLOGY  
PHOENIXVILLE, PA 19460-0809  
(610) 983-1612

31965  
PHYSICIANS CHOICE LABORATORY SERVICES,  
LLC—SC  
300 WESTINGHOUSE BLVD  
CHARLOTTE, NC 28273  
(336) 407-1499

00157  
PINNACLE HEALTH AT COMMUNITY GENERAL  
HOSPITAL—S  
4300 LONDONDERRY ROAD  
PO BOX 3000  
HARRISBURG, PA 17109  
(717) 782-3340

00155  
PINNACLE HEALTH AT HARRISBURG HOSPITAL  
LAB—S  
100 SOUTH 2ND STREET  
HARRISBURG, PA 17101  
(717) 782-3340

00022  
POCONO MEDICAL CENTER LAB—S  
206 EAST BROWN STREET  
EAST STROUDSBURG, PA 18301  
(570) 476-3544

00221  
POTTSTOWN HOSPITAL COMPANY, LLC—S  
1600 EAST HIGH STREET  
POTTSTOWN, PA 19464  
(610) 327-7000

21648  
PSYCHEMEDICS CORPORATION—SC  
5832 UPLANDER WAY  
CULVER CITY, CA 90230  
(800) 522-7424

00300  
PUNXSUTAWNEY AREA HOSPITAL—S  
81 HILLCREST DRIVE  
PUNXSUTAWNEY, PA 15767  
(814) 938-1820

22715  
QUEST DIAGNOSTICS—SC  
10101 RENNEN BOULEVARD  
LENEXA, KS 66219-9752  
(913) 888-1770

31399  
QUEST DIAGNOSTICS—SC  
EMPLOYER SOLUTIONS  
1777 MONTREAL CIRCLE  
TUCKER, GA 30084  
(770) 936-5007

09620  
QUEST DIAGNOSTICS CLIN LABS INC—SC  
8401 FALLBROOK AVENUE  
WEST HILLS, CA 91304  
(818) 737-6268

00315  
QUEST DIAGNOSTICS CLINICAL LABS INC—SC  
900 BUSINESS CENTER DRIVE  
HORSHAM, PA 19044  
(215) 957-9300

27461  
QUEST DIAGNOSTICS INC—SC  
400 EGYPT ROAD  
NORRISTOWN, PA 19403  
(610) 631-4219

01136  
QUEST DIAGNOSTICS NICHOLS INSTITUTE—SC  
14225 NEWBROOK DRIVE  
PO BOX 10841  
CHANTILLY, VA 20153-0841  
(703) 802-6900

22376  
QUEST DIAGNOSTICS NICHOLS INSTITUTE OF  
VALENCIA—S  
27027 TOURNEY ROAD  
VALENCIA, CA 91355  
(661) 799-6543

00482  
QUEST DIAGNOSTICS OF PA INC—SC  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7600

25461  
QUEST DIAGNOSTICS VENTURE LLC—SC  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7631

24249  
QUINTILES LABORATORIES LTD—SC  
1600 TERRELL MILL ROAD  
SUITE 100  
MARIETTA, GA 30067  
(770) 373-3500

00150  
READING HOSPITAL & MED CTR—S  
6TH AND SPRUCE STREETS  
WEST READING, PA 19611  
(610) 988-8080

25348  
REDWOOD TOXICOLOGY LABORATORY—SC  
3650 WESTWIND BOULEVARD  
SANTA ROSA, CA 95403  
(707) 577-7958

00336  
REGIONAL HOSPITAL OF SCRANTON—S  
746 JEFFERSON AVENUE  
SCRANTON, PA 18510  
(570) 348-7100

00243  
ROXBOROUGH MEMORIAL HOSPITAL—S  
5800 RIDGE AVE  
PHILADELPHIA, PA 19128  
(215) 487-4394

30821  
RXTOX INC—SC  
51 PROF PLAZA, 850 CLAIRTON BLVD  
SUITE 1300  
PITTSBURGH, PA 15236  
(412) 460-1310



- 00171  
SACRED HEART HOSPITAL—S  
4TH & CHEW STS  
ATTN LAB DEPT  
ALLENTOWN, PA 18102  
(610) 776-4727
- 00087  
SAINT CLAIR MEMORIAL HOSPITAL—S  
1000 BOWER HILL RD  
PITTSBURGH, PA 15243  
(412) 561-4900
- 00174  
SAINT LUKES HOSPITAL—S  
801 OSTRUM STREET  
BETHLEHEM, PA 18015  
(610) 954-4558
- 00328  
SAINT MARY MEDICAL CENTER—S  
LANGHORNE-NEWTOWN RD  
LANGHORNE, PA 19047  
(215) 710-2162
- 29838  
SAN DIEGO REFERENCE LABORATORY—SC  
6122 NANCY RIDGE DRIVE  
SAN DIEGO, CA 92121  
(800) 677-7995
- 00182  
SCHUYLKILL MC E NORWEGIAN ST—S  
700 EAST NORWEGIAN STREET  
POTTSVILLE, PA 17901  
(570) 621-4032
- 00183  
SCHUYLKILL MC S JACKSON ST—S  
420 SOUTH JACKSON STREET  
POTTSVILLE, PA 17901  
(570) 621-5262
- 28471  
SECON OF LOUISIANA—S  
825 KALISTE SALOOM RD  
BRANDYWINE 1 SUITE 100  
LAFAYETTE, LA 70508  
(337) 235-3712
- 29038  
SECON OF NEW ENGLAND—SC  
415 MAIN STREET  
4TH FLOOR  
WORCESTER, MA 01608  
(508) 831-0703
- 00185  
SHAMOKIN AREA COMMUNITY HOSPITAL—S  
4200 HOSPITAL ROAD  
COAL TOWNSHIP, PA 17866-9697  
(570) 644-4200
- 00064  
SHARON REGIONAL HEALTH SYSTEM—S  
740 EAST STATE STREET  
SHARON, PA 16146  
(724) 983-3911
- 27649  
SMA MEDICAL LABORATORIES—S  
940 PENNSYLVANIA BOULEVARD  
UNIT E  
FEASTERVILLE, PA 19053  
(215) 322-6590
- 00039  
SOLDIERS & SAILORS MEM HOSP—S  
CENTRAL AVENUE  
WELLSBORO, PA 16901  
(570) 723-0133
- 00297  
SOMERSET HOSPITAL CENTER FOR HEALTH—S  
225 S CENTER AVENUE  
SOMERSET, PA 15501  
(814) 443-5000
- 00361  
ST CATHERINE MED CTR-FOUNTAIN SPRINGS—S  
101 BROAD STREET  
ASHLAND, PA 17921  
(570) 875-5988
- 00260  
ST CHRISTOPHERS HOSP FOR CHILDREN—S  
ERIE AVENUE AT FRONT STREET  
PHILADELPHIA, PA 19134  
(215) 427-4207
- 00151  
ST JOSEPH QUALITY MEDICAL LAB—SC  
2500 BERNVILLE ROAD  
READING, PA 19605-9453  
(610) 378-2200
- 00261  
ST JOSEPH'S HOSPITAL-DIV NPHS—S  
16TH ST & GIRARD AVENUE  
PHILADELPHIA, PA 19130  
(215) 787-9000
- 00318  
ST LUKES HOSP ALLENTOWN CAMPUS—S  
1736 HAMILTON STREET  
ALLENTOWN, PA 18104  
(610) 628-8646
- 00180  
ST LUKES MINERS MEMORIAL HOSPITAL—S  
360 WEST RUDDLE STREET  
PO BOX 67  
COALDALE, PA 18218  
(570) 645-2131
- 32021  
ST. LUKES HOSPITAL-ANDERSON LAB—S  
1872 RIVERSIDE CIRCLE  
EASTON, PA 18045  
(484) 503-1075
- 29015  
STERLING REFERENCE LABORATORIES—SC  
2617 EAST L STREET #A  
TACOMA, WA 98421-2205  
(253) 552-1551
- 00094  
SUBURBAN CLINICAL LABORATORY—S  
100 SOUTH JACKSON AVENUE  
BELLEVUE, PA 15202  
(412) 734-6020
- 00187  
SUNBURY COMMUNITY HOSPITAL—S  
350 NORTH 11TH STREET  
SUNBURY, PA 17801  
(570) 286-3491
- 31474  
TASC INC—SC  
2234 N 7TH STREET  
PHOENIX, AZ 85006  
(602) 257-7588

00207  
TAYLOR HOSPITAL DIV OF CCMC—S  
175 EAST CHESTER PIKE  
RIDLEY PARK, PA 19078  
(610) 595-6450

00235  
TEMPLE UNIV HOSPITAL EPISCOPAL CAMPUS—S  
100 EAST LEHIGH AVENUE  
PHILADELPHIA, PA 19125-1098  
(215) 707-4353

00265  
TEMPLE UNIVERSITY HOSPITAL—S  
3401 N BROAD ST  
DEPT OF PATH & LAB MED  
2ND FL. OPB RM 249  
PHILADELPHIA, PA 19140  
(215) 707-4353

00104  
THE UNIONTOWN HOSPITAL LABORATORY—S  
500 WEST BERKELEY STREET  
UNIONTOWN, PA 15401  
(724) 430-5143

00085  
THE WESTERN PA HOSP-FORBES REGIONAL  
CAMPUS—S  
2570 HAYMAKER ROAD  
MONROEVILLE, PA 15146  
(412) 858-2560

00241  
THOMAS JEFFERSON UNIVERSITY HOSP—S  
125 SOUTH 11TH STREET  
204 PAVILLION  
PHILADELPHIA, PA 19107  
(215) 955-1644

00051  
TITUSVILLE AREA HOSPITAL—S  
406 WEST OAK STREET  
TITUSVILLE, PA 16354  
(814) 827-1851

00313  
TYLER MEMORIAL HOSPITAL—S  
880 SR 6 W  
TUNKHANNOCK, PA 18657-6149  
(570) 836-4705

00124  
TYRONE HOSPITAL—S  
187 HOSPITAL DRIVE  
TYRONE, PA 16686  
(814) 684-6384

00121  
UPMC BEDFORD MEMORIAL—S  
10455 LINCOLN HIGHWAY  
EVERETT, PA 15537  
(814) 623-3506

00059  
UPMC HORIZON GREENVILLE—S  
110 NORTH MAIN STREET  
GREENVILLE, PA 16125  
(724) 588-2100

00057  
UPMC HORIZON SHENANGO—S  
2200 MEMORIAL DRIVE  
FARRELL, PA 16121  
(724) 981-3500

00098  
UPMC MCKEESPORT LABORATORY—S  
1500 FIFTH AVENUE  
MCKEESPORT, PA 15132  
(412) 664-2233

00082  
UPMC MERCY DEPT OF LAB MEDICINE—S  
1400 LOCUST STREET  
PITTSBURGH, PA 15219  
(412) 232-7831

00058  
UPMC NORTHWEST—S  
100 FAIRFIELD DRIVE  
SENECA, PA 16346  
(814) 676-7120

05784  
UPMC PASSAVANT LABORATORY CRANBERRY—S  
ONE ST FRANCIS WAY  
CRANBERRY TOWNSHIP, PA 16066  
(724) 772-5370

00083  
UPMC PRESBYTERIAN SHADYSIDE CP PUH—SC  
ROOM 5929 MAIN TOWER CHP  
200 LOTHROP STREET  
PITTSBURGH, PA 15213-2582  
(412) 648-6000

00091  
UPMC SAINT MARGARET HOSPITAL—S  
815 FREEPORT ROAD  
PITTSBURGH, PA 15215  
(412) 784-4000

00092  
UPMC SHADYSIDE—S  
5230 CENTRE AVENUE  
GROUND FLOOR  
WEST WING  
PITTSBURGH, PA 15232  
(412) 623-5950

27225  
US DRUG TESTING LABORATORIES INC—SC  
1700 SOUTH MOUNT PROSPECT ROAD  
DES PLAINES, IL 60018  
(847) 375-0770

00335  
VALLEY FORGE MED CTR & HOSP—S  
1033 W GERMANTOWN PIKE  
NORRISTOWN, PA 19403  
(610) 539-8500

00066  
WARREN GENERAL HOSPITAL—S  
2 CRESCENT PARK  
WARREN, PA 16365  
(814) 726-3860

00298  
WAYNE MEMORIAL HOSPITAL—S  
601 PARK STREET  
HONESDALE, PA 18431  
(570) 253-1300

00133  
WAYNESBORO HOSPITAL—S  
501 E MAIN STREET  
WAYNESBORO, PA 17268  
(717) 765-3403

00095  
WESTERN PENNSYLVANIA HOSPITAL—S  
4800 FRIENDSHIP AVE  
PITTSBURGH, PA 15224  
(412) 578-5779

30245  
WESTFIELD HOSPITAL MEDICAL CENTER  
LABORATORY—S  
4815 W TILGHMAN STREET  
ALLENTOWN, PA 18104  
(610) 973-8425

00112  
WESTMORELAND REGIONAL HOSPITAL—S  
532 W PITTSBURGH STREET  
GREENSBURG, PA 15601  
(724) 832-4365

00037  
WILLIAMSPORT REGIONAL MEDICAL CENTER—S  
700 HIGH STREET  
WILLIAMSPORT, PA 17701-3198  
(570) 321-2300

00018  
WVHCS HOSP DBA PENNANT LABORATORY—SC  
575 NORTH RIVER STREET  
WILKES-BARRE, PA 18764  
(570) 829-8111

00141  
YORK HOSPITAL—S  
1001 SOUTH GEORGE STREET  
YORK, PA 17405  
(717) 851-2345

ELI N. AVILA, MD, JD, MPH, FCLM,  
Secretary

[Pa.B. Doc. No. 12-19. Filed for public inspection January 6, 2012, 9:00 a.m.]

### Laboratories Approved to Perform Blood Lead and/or Erythrocyte Protoporphyrin Determinations under The Clinical Laboratory Act

The following laboratories are licensed in accordance with The Clinical Laboratory Act (35 P. S. §§ 2151—2165), and are currently approved under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of blood for lead or erythrocyte protoporphyrin content. This approval is based on demonstrated proficiency in periodic evaluations conducted by the Bureau of Laboratories of the Department of Health (Department).

Lead poisoning is a reportable noncommunicable disease. Approved laboratories which offer blood lead testing services are required to inform the Department of actual or possible incidents of this condition in accordance with 28 Pa. Code § 27.34 (relating to reporting cases of lead poisoning). These regulations specify the following requirements for reporting by clinical laboratories:

(1) A clinical laboratory shall report all blood lead test results on both venous and capillary specimens for persons under 16 years of age to the Department's Childhood Lead Poisoning Prevention Program, Division of Maternal and Child Health, Bureau of Family Health.

(2) A clinical laboratory shall report an elevated blood lead level in a person 16 years of age or older to the

Department's Division of Environmental Health Epidemiology, Bureau of Epidemiology or to other locations as designated by the Department. An elevated blood lead level is defined by the National Institute for Occupational Safety and Health (NIOSH). As of January 26, 2002, NIOSH defines an elevated blood lead level as a venous blood lead level of 25 micrograms per deciliter ( $\mu\text{g}/\text{dL}$ ) or higher. The Department will publish in the *Pennsylvania Bulletin* any NIOSH update of the definition within 30 days of NIOSH's notification to the Department.

(3) A clinical laboratory which conducts blood lead tests of 100 or more specimens per month shall submit results electronically in a format specified by the Department.

(4) A clinical laboratory which conducts blood lead tests of less than 100 blood lead specimens per month shall submit results either electronically or by hard copy in the format specified by the Department.

(5) A laboratory which performs blood lead tests on blood specimens collected in this Commonwealth shall be licensed as a clinical laboratory and shall be specifically approved by the Department to conduct those tests.

(6) Blood lead analyses requested for occupational health purposes on blood specimens collected in this Commonwealth shall be performed only by laboratories which are licensed and approved as specified in paragraph (5), and which are also approved by the Occupational Safety and Health Administration of the United States Department of Labor under 29 CFR 1910.1025(j)(2)(iii) (relating to lead).

(7) A clinical laboratory shall complete a blood lead test within 5 work days of the receipt of the blood specimen and shall submit the case report to the Department by the close of business of the next work day after the day on which the test was performed. The clinical laboratory shall submit a report of lead poisoning using either the hard-copy form or electronic transmission format specified by the Department.

(8) When a clinical laboratory receives a blood specimen without all of the information required for reporting purposes, the clinical laboratory shall test the specimen and shall submit the incomplete report to the Department.

Erythrocyte protoporphyrin determinations may be performed as an adjunct determination to substantiate blood lead levels of 25 micrograms per deciliter or higher. Since erythrocyte protoporphyrin concentrations may not increase as a result of low-level exposures to lead, direct blood lead analysis is the only reliable method for identifying individuals with blood lead concentrations below 25 micrograms per deciliter.

Persons seeking blood lead or erythrocyte protoporphyrin analyses should determine that the laboratory employs techniques and procedures acceptable for the purpose for which the analyses are sought. Laboratories offering blood lead analysis only are designated with the letter "L" following the name of the laboratory. Those offering erythrocyte protoporphyrin analysis only are designated with the letter "P." Laboratories offering both services are designated with the letters "LP."

The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*.

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the Clinical Laboratory Permit number does not

change. If questions arise about the identity of a laboratory due to a name or location change, the Clinical Laboratory Permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test if the name or location of the facility changed, the Clinical Laboratory Permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

The Department's blood lead proficiency testing program is approved by the United States Department of Health and Human Services in accordance with 42 CFR 493.901 and 493.937 (relating to approval of proficiency testing programs; and toxicology), which are administered by the Centers for Medicare and Medicaid Services. Participation in these programs may therefore be used to demonstrate acceptable performance for approval purposes under both Federal and Commonwealth statutes.

Questions regarding this list should be directed to Dr. M. Jeffery Shoemaker, Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example large print, audiotape, Braille) should contact Dr. Shoemaker at the previously referenced address or phone number. Persons who are speech or hearing impaired may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

22912  
ACL LABORATORIES—LP  
8901 WEST LINCOLN AVE  
WEST ALLIS, WI 53227  
(414) 328-7945

29169  
ADVANCED TOXICOLOGY NETWORK—LP  
3560 AIR CENTER COVE  
SUITE 101  
MEMPHIS, TN 38118  
(901) 794-5770

00016  
ANGELINE KIRBY MEM HEALTH CENTER—L  
71 NORTH FRANKLIN STREET  
WILKES-BARRE, PA 18701  
(570) 822-4278

24997  
ATLANTIC DIAGNOSTIC LABORATORIES LLC—LP  
3520 PROGRESS DRIVE  
UNIT C  
BENSALEM, PA 19020  
(267) 525-2470

26302  
BDHG FAMILY MEDICINE AND PEDIATRICS—P  
935 HIGHLAND BLVD  
SUITE 2200  
BOZEMAN, MT 59715  
(406) 587-5123

20506  
CENTRAL PA ALLIANCE LABORATORY—L  
1803 MT ROSE AVENUE  
SUITE C3-C4  
YORK, PA 17403  
(717) 851-1426

00228  
CHILDRENS HOSP OF PHILADELPHIA—L  
ONE CHILDRENS CENTER 34TH & CIVIC  
PHILADELPHIA, PA 19104  
(215) 590-4446

31847  
DOCTOR'S DATA, INC.—L  
3755 ILLINOIS AVENUE  
ST. CHARLES, IL 60174-2420  
(630) 377-8139

00561  
EAST PENN MFG CO INC—LP  
DEKA RD KELLER TECH CENTER  
PO BOX 147  
LYONS STATION, PA 19536  
(610) 682-6361

00332  
ELLWOOD CITY HOSPITAL—LP  
724 PERSHING ST  
ELLWOOD CITY, PA 16117  
(724) 752-0081

31378  
ENZO CLINICAL LABS—L  
60 EXECUTIVE BLVD  
FARMINGDALE, NY 11735  
(631) 755-5500

00173  
GEISINGER MEDICAL LABORATORIES—L  
100 N ACADEMY AVENUE  
DANVILLE, PA 17822-0131  
(570) 271-6338

25914  
GENOVA DIAGNOSTICS—L  
63 ZILICOA STREET  
ASHEVILLE, NC 28801  
(828) 253-0621

24655  
HEALTH NETWORK LABORATORIES—L  
2024 LEHIGH STREET  
ALLENTOWN, PA 18103-4798  
(610) 402-8150

05618  
LAB CORP OF AMERICA HOLDINGS—LP  
6370 WILCOX ROAD  
DUBLIN, OH 43016-1296  
(800) 282-7300

21885  
LAB CORP OF AMERICA HOLDINGS—LP  
1447 YORK COURT  
BURLINGTON, NC 27215  
(800) 334-5161

01088  
LABCORP OF AMERICA HOLDINGS—LP  
69 FIRST AVENUE  
PO BOX 500  
RARITAN, NJ 08869  
(908) 526-2400

00242  
MAIN LINE HOSPITALS LAB—LANKENAU—L  
100 EAST LANCASTER AVENUE  
WYNNEWOOD, PA 19096  
(610) 645-2615



- 29685  
MAYO CLINIC DEPARTMENT OF LAB MEDICINE &  
PATHOLOGY—L  
3050 SUPERIOR DRIVE NW  
ROCHESTER, MN 55901  
(507) 538-3458
- 09003  
MAYO CLINIC DEPT LAB MED & PATH—P  
200 FIRST STREET SW HILTON 530  
ROCHESTER, MN 55905  
(507) 284-3018
- 29251  
MAYO MEDICAL LABORATORIES NEW ENG-  
LAND—LP  
160 DASCUMB ROAD  
ANDOVER, MA 01810  
(978) 658-3600
- 24668  
MCMURRAY PEDIATRIC & ADOLESCENT MEDI-  
CINE—L  
6000 WATERDAM PLAZA DRIVE #280  
MCMURRAY, PA 15317  
(724) 941-8199
- 05574  
MEDTOX LABORATORIES INC—LP  
402 WEST COUNTY ROAD D  
ST PAUL, MN 55112  
(651) 286-6217
- 20802  
MERITUS MEDICAL LABORATORY, LLC—L  
11110 MEDICAL CAMPUS RD  
STE 230  
HAGERSTOWN, MD 21742  
(301) 790-8670
- 00504  
NATIONAL MED SVCS INC/DBA NMS LABS—LP  
3701 WELSH ROAD  
WILLOW GROVE, PA 19090  
(215) 657-4900
- 30553  
NATIONWIDE CHILDRENS HOSPITAL—LP  
CORE LAB AND LAB INFORMATION SYSTEMS  
700 CHILDRENS DRIVE  
COLUMBUS, OH 43205  
(614) 722-5376
- 23801  
PACIFIC TOXICOLOGY LABORATORIES—LP  
9348 DE SOTO AVENUE  
CHATSWORTH, CA 91311  
(818) 598-3110
- 02125  
PED ALLIANCE ST CLAIR PED DIV—L  
1580 MCLAUGHLIN RUN ROAD  
PINERIDGE COMMONS  
SUITE 208  
UPPER ST CLAIR, PA 15241  
(412) 221-2121
- 22533  
PENNSYLVANIA DEPT OF HEALTH—LP  
110 PICKERING WAY  
EXTON, PA 19341  
(610) 280-3464
- 00022  
POCONO MEDICAL CENTER LAB—L  
206 EAST BROWN STREET  
EAST STROUDSBURG, PA 18301  
(570) 476-3544
- 00324  
PRIMARY CARE HLTH SERV INC LAB—L  
7227 HAMILTON AVE  
PITTSBURGH, PA 15208  
(412) 244-4728
- 00255  
PUBLIC HEALTH LAB CITY OF PHILA—L  
500 SOUTH BROAD STREET  
ROOM 359  
PHILADELPHIA, PA 19146  
(215) 685-6812
- 22715  
QUEST DIAGNOSTICS—LP  
10101 RENNER BOULEVARD  
LENEXA, KS 66219-9752  
(913) 888-1770
- 00669  
QUEST DIAGNOSTICS INCORPORATED—L  
ONE MALCOLM AVENUE  
TETERBORO, NJ 07608  
(201) 393-5895
- 21422  
QUEST DIAGNOSTICS INCORPORATED—LP  
1901 SULPHUR SPRING ROAD  
BALTIMORE, MD 21227  
(301) 247-9100
- 01136  
QUEST DIAGNOSTICS NICHOLS INSTITUTE—LP  
14225 NEWBROOK DRIVE  
PO BOX 10841  
CHANTILLY, VA 20153-0841  
(703) 802-6900
- 22376  
QUEST DIAGNOSTICS NICHOLS INSTITUTE OF  
VALENCIA—L  
27027 TOURNEY ROAD  
VALENCIA, CA 91355  
(661) 799-6543
- 00482  
QUEST DIAGNOSTICS OF PA INC—LP  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7600
- 25461  
QUEST DIAGNOSTICS VENTURE LLC—LP  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7631
- 00150  
READING HOSPITAL & MED CTR—L  
6TH AND SPRUCE STREETS  
WEST READING, PA 19611  
(610) 988-8080
- 31527  
SHIEL MEDICAL LABORATORY—L  
63 FLUSHING AVENUE  
BROOKLYN NAVY YARD  
UNIT 336  
BROOKLYN, NY 11205  
(718) 552-1000
- 00151  
ST JOSEPH QUALITY MEDICAL LAB—L  
2500 BERNVILLE ROAD  
READING, PA 19605-9453  
(610) 378-2200

00083  
UPMC PRESBYTERIAN SHADYSIDE CP PUH—L  
ROOM 5929 MAIN TOWER CHP  
200 LOTHROP STREET  
PITTSBURGH, PA 15213-2582  
(412) 648-6000

00018  
VWHCS HOSP DBA PENNANT LABORATORY—L  
575 NORTH RIVER STREET  
WILKES-BARRE, PA 18764  
(570) 829-8111

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-20. Filed for public inspection January 6, 2012, 9:00 a.m.]

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

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.17 (relating to location):

LifeCare Hospitals of Pittsburgh SNF Unit  
100 South Jackson Avenue  
Pittsburgh, PA 15202

The request is on file with the Department of Health (Department). Persons may receive a copy of the request for exception by requesting a copy from the 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 this 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 15 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 V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-21. Filed for public inspection January 6, 2012, 9:00 a.m.]

### Minimum Levels of Controlled Substances or Their Metabolites in Blood to Establish Presence of Controlled Substance

Under 75 Pa.C.S. § 1547(c)(4) (relating to chemical testing to determine amount of alcohol or controlled substance), as amended by the act of September 30, 2003 (P.L. 120, No. 24), the Department of Health (Department) is publishing a notice of the minimum levels of Schedule I, nonprescribed Schedule II and nonprescribed Schedule III controlled substances or their metabolites that must be present in a person's blood for the test

results to be admissible in a prosecution for a violation of 75 Pa.C.S. § 1543(b)(1.1), § 3802(d)(1), (2) or (3) or § 3808(a)(2) (relating to driving while operating privilege is suspended or revoked; driving under influence of alcohol or controlled substance; and illegally operating a motor vehicle not equipped with ignition interlock).

Although there are hundreds of controlled substances in Schedules I, II and III, quantitation limits are listed only for commonly abused controlled substances for which testing procedures are readily available. The minimum quantitation limits listed for each controlled substance or metabolite are the lowest concentrations that one or more of the laboratories with the least sensitive procedures in the Department's approval program for facilities offering these testing services specified they can reliably determine.

For this reason, the controlled substances and metabolites listed in this notice are not meant to be all inclusive. The Department recognizes there are other controlled substances and metabolites not listed where testing will be required. When that situation occurs, interested parties should contact the laboratory performing the test to inquire as to that laboratory's specific method of testing, the equipment used, and any policies or procedures employed by that laboratory to ensure that the test results are valid.

The limit of quantitation (LOQ) for any laboratory will depend on the equipment and procedures employed for confirmatory testing. Laboratories approved by the Department to test blood for controlled substances or their metabolites will have LOQs at or below the minimum quantitation limits listed in this notice.

For the first time, the Department's notice contains multiple listings for cannabinoids. There are now three cannabinoids listed: the parent drug, Delta-9-Tetrahydrocannabinol (THC) and two metabolites of THC: 11-Hydroxy-Delta-9-Tetrahydrocannabinol (THC-OH) and 11-Nor-9-Carboxy-Delta-9-Tetrahydrocannabinol (THC-COOH). Multiple listings are being published because approved laboratories may test for the parent drug, one of its metabolites or a combination of the three cannabinoids. The multiple listings for cannabinoids do not require a laboratory to obtain a test result for the parent drug and the two metabolites for the test result to be admissible into evidence. A laboratory only needs to test for at least one of the cannabinoids listed and meet the minimum detection level for that cannabinoid. In addition, the Department has listed Methylenedioxyamphetamine (MDA) and Methylenedioxymethamphetamine (MDMA, Ecstasy) under the classification of amphetamines.

Clinical laboratories that operate in this Commonwealth and that perform analyses of blood to determine controlled substance content must be approved by the Department in accordance with 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) and be listed in notices published twice annually in the *Pennsylvania Bulletin*. The approval process requires laboratories to demonstrate an acceptable level of proficiency in determining the presence of controlled substances or their metabolites in their blood.

This testing is a two-step process. The first step involves the screening of blood using a relatively rapid and inexpensive technique to presumptively determine

which specimens may contain the substance or a metabolite of the substance for which the blood is screened. The second step utilizes a more sensitive and specific procedure to substantiate the presence and concentration of the substance or its metabolite that was presumptively detected in the initial screening procedure.

Confirmatory analyses employed to substantiate the presence of a drug or drug metabolite generally focus on identifying and quantitatively determining the concentration of the parent drug or a primary metabolite if extensive biotransformation occurs. The detection limits listed were developed by reviewing the minimum reportable concentrations for confirmatory analyses that laboratories in the Department's approval program specified they could measure. The concentrations listed are the highest LOQs that any of the laboratories approved by

the Department to test blood for controlled substance content specify they can reliably determine.

In publishing subsequent notices, the Department will revise, as needed, minimum quantitation limits of those controlled substances or their metabolites already listed and add new controlled substances or their metabolites when the data received from approved laboratories warrants their inclusion.

Persons with a disability who require an alternative format for this notice (for example, large print, audiotape or Braille) should contact Dr. M. Jeffery Shoemaker, Director, Division of Chemistry and Toxicology, Bureau of Laboratories, at (610) 280-3464, for speech and/or hearing impaired persons V/TT (717) 783-6154, or by using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

<i>Class</i>	<i>Substance</i>	<i>Schedule</i>	<i>Minimum Quantitation Limits (nanograms/milliliter)</i>
<b>Amphetamines</b>			
	Amphetamine	II	5
	Methamphetamine	II	5
	Methylenedioxyamphetamine (MDA)	I	50
	Methylenedioxymethamphetamine (MDMA, Ecstasy)	I	50
<b>Analgesics</b>			
	Metadone	II	20
<b>Cannabinoids</b>			
	Delta-9-THC (THC)*	I	2
	11-Hydroxy-Delta-9-THC (THC-OH)	I	5
	11-Nor-9-Carboxy-Delta-9-THC (THC-COOH)	I	5
<b>Cocaine</b>			
	Cocaine	II	5
	Benzoyllecgonine	II	5
<b>Hallucinogens</b>			
	Phencyclidine	II	1
<b>Opiates</b>			
	Codeine	II	5
	Hydrocodone	II	5
	Hydromorphone	II	2.5
	6-Monoacetylmorphine	II	2.5
	Morphine	II	5
	Oxycodone	II	5
<b>Sedatives/Hypnotics</b>			
	Amobarbital	II	40
	Pentobarbital	II	40
	Secobarbital	II	40

\* THC = tetrahydrocannabinol

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-22. Filed for public inspection January 6, 2012, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Maximum Pennsylvania Workers' Compensation Payable

Based upon the Statewide Average Weekly Wage, as determined by the Department of Labor and Industry for the fiscal year ending June 30, 2011, the maximum compensation payable under sections 105.1 and 105.2 of the Workers' Compensation Act (77 P.S. §§ 25.1 and 25.2), shall be \$888.00 per week for injuries occurring on and after January 1, 2012. For purposes of calculating the update to payments for medical treatment rendered on and after January 1, 2012, the percentage increase in the Statewide Average Weekly Wage is 3.5%.

JULIA K. HEARTHWAY,  
*Secretary*

[Pa.B. Doc. No. 12-23. Filed for public inspection January 6, 2012, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Meeting Scheduled

The Health Care Cost Containment Council (Council) has scheduled a Council meeting on Thursday, January 12, 2012, at 10 a.m.

The meeting will be either held or accessible from the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons in need of accommodation due to a disability who wish to attend the meeting should contact Renee Greenawalt, (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,  
*Executive Director*

[Pa.B. Doc. No. 12-25. Filed for public inspection January 6, 2012, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Requests for Modification or Inclusion of Funding for Public Use Airport Projects in the 2013 Four Year Plan

Airport development funding requests submitted by public use airports to the Department of Transportation, Bureau of Aviation (Bureau) for inclusion in the Twelve Year Plan or Four Year Plan will be eligible for consideration if submitted by December 1, 2012.

The Bureau will accept funding requests by public use airports for inclusion in the Twelve Year Plan or Four Year Plan through the close of business on December 1, 2012. Requests must be submitted to the Bureau electronically through the Joint Automated Capital Improvement Program database after May 31, 2012, but no later than December 1, 2012. All requests must be submitted by the deadline to be eligible for grant funding consideration.

Each year, under 74 Pa.C.S. §§ 6121 and 6122 (relating to tax on aviation fuels; and allocation of funds) and 67 Pa. Code §§ 473.5a and 473.5b (relating to project selection process and criteria; and important dates and notification procedure), the Bureau will select projects to maintain a balanced Four Year Plan from Twelve Year Plan/Four Year Plan projects on file by the submission deadline.

More detailed Twelve or Four Year Program information is available at [www.dot.state.pa.us](http://www.dot.state.pa.us) or by contacting the Bureau at (717) 705-1260.

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

[Pa.B. Doc. No. 12-24. Filed for public inspection January 6, 2012, 9:00 a.m.]

## HISTORICAL AND MUSEUM COMMISSION

### National Register Nominations to be Reviewed by the Historic Preservation Board

The Historic Preservation Board (Board) will hold a meeting on February 7, 2012, at 9:45 a.m. at the Rachel Carson Building, Harrisburg, PA. For individuals with a disability who wish to attend this meeting, and require an auxiliary aid, service or other accommodation to participate, contact Cheri Garrett at (717) 783-9933 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Board can accommodate their needs. For persons who have any questions or comments, contact the National Register Office of the Bureau for Historic Preservation at (717) 783-8947.

National Register nominations reviewed at the Board meeting:

1. Phoenixville HD BD, roughly bounded by High, Railroad, Bridge, Vanderslice and Wheatland Streets and French Creek, Phoenixville, Chester County, No. 156727
2. Calvary Episcopal Church, 271 Shady Avenue, Pittsburgh, Allegheny County, No. 009655
3. Parkhurst Memorial Presbyterian Church, 302 West Main Street, Elkland, Tioga County, No. 155400
4. Downtown Wayne HD, Radnor Township, Delaware County, No. 827766
5. Wayne Junction HD, roughly bounded by West Berkley Street, Roberts, Germantown and Wayne Avenues, Philadelphia County, No. 156399
6. Scranton Lace Co., 1315 Meylert Avenue, Scranton, Lackawanna County, No. 096752



7. Hazleton High School, 700 North Wyoming Street, Hazleton, Luzerne County, No. 111087

8. Lansford HD, roughly bounded by Cortright Street, Snyder Avenue, East and Water Streets, Lansford, Carbon County, No. 123504

9. Pierceville Run HD, roughly bounded by Fair School Road, Myers, Meckley, Rockville and Narrow Gauge Roads, and by Pierceville Run, Codorus Township, York County, No. 156594

Adams County Fruitbelt  
Great Valley  
Lehigh County Potatoes  
York-Adams  
Southeastern Pennsylvania  
Lancaster Plain  
Allegheny Mountains Continuation Sheets  
Central Limestone Valleys Continuation Sheets

JAMES M. VAUGHAN,  
*Executive Director*

[Pa.B. Doc. No. 12-26. Filed for public inspection January 6, 2012, 9:00 a.m.]

Regional Narratives for Agricultural Resources of Pennsylvania MPDF:

# 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 agencies 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>
57-286	Pennsylvania Public Utility Commission Railroad Transportation 41 Pa.B. 5634 (October 22, 2011)	11/21/11	12/21/11

**Pennsylvania Public Utility Commission  
Regulation #57-286 (IRRC #2916)  
Railroad Transportation  
December 21, 2011**

We submit for your consideration the following comments on the proposed rulemaking published in the October 22, 2011 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P.S. § 745.5b). Section 5.1(a) of the RRA (71 P.S. § 745.5a(a)) directs the Pennsylvania Public Utility Commission (PUC) to respond to all comments received from us or any other source.

**1. Determining whether the regulation is in the public interest.**

Section 5.2 of the RRA (71 P.S. § 745.5b) directs the Independent Regulatory Review Commission (IRRC) to determine whether a regulation is in the public interest. When making this determination, IRRC considers criteria such as economic or fiscal impact and reasonableness. To make that determination, IRRC must analyze the text of the Preamble and proposed regulation and the reasons for the new or amended language. See 71 P.S. § 745.5 (a).

The explanation of the regulation in the Preamble (Proposed Rulemaking Order) is not sufficient to allow IRRC to determine if the regulation is in the public interest. For example, according to the Proposed Rulemaking Order, the changes to Section 33.11 are intended to “delete those provisions that are inconsistent with federal law.” However, the Proposed Rulemaking Order does not specifically include which provisions are inconsistent, nor does it provide a citation to the relevant federal law. The PUC also amends Section 33.54 to “accurately reflect the relationship of state and federal

law in the area of safety regulation,” but the Proposed Rulemaking Order does not explain further what that relationship is. We recommend that the Order submitted with the final-form regulation provide more detailed information required under § 745.5(a) of the RRA, including an explanation of the language proposed for each section of the regulation and cross-references to federal law when appropriate.

**2. Statutory authority; Clarity.**

Certain statutory references contained in this rulemaking are inconsistent. The Regulatory Analysis Form (RAF #11) and the PUC’s Proposed Rulemaking Order cite the following from the Public Utility Code as the statutory authority for this regulation: 66 Pa.C.S. §§ 501, 1102, 1103, 1501, 1502, 1504, 1506, 1508 and Chapter 27. However, language in the Executive Summary cites only §§ 102, 501, 1101, 1102, and 1103. To improve clarity, we recommend that the same citations be consistently used throughout the regulatory package and that the final-form regulation cite to the relevant sections of Chapter 27 of the Public Utility Code.

**3. Section 33.1. Definitions.—Consistency with federal law; Clarity.**

*Bureau*

The regulation amends this definition to establish the Bureau of Transportation “and Safety” as the relevant Bureau responsible for oversight of railroad transportation safety issues. However, a commentator suggests that parts of this Bureau are now housed within the Bureau of Technical Utility Services. The PUC should review the definition to ensure that it accurately identifies the relevant bureau.

*Camp car or trailer*

The proposed definition defines this term as an “on-track vehicle mounted on flat cars used to house rail employees,” and lists various types of vehicles that would meet this requirement. A commentator suggests that this definition be deleted from the regulation, as it is preempted by recent changes to federal law. See 49 CFR Part 228 (changes published in the *Federal Register*, 76 FR 67073-01). The PUC should explain how the proposed definition is consistent with federal law. Should this definition remain in the final-form regulation, we also recommend that the definition include a cross-reference to 49 CFR Part 228.

**4. Section 33.12. Reportable accidents or incidents.—Reasonableness; Need; Clarity.**

This section requires carriers to notify the Bureau telephonically of certain accidents, as required by “the Federal Railroad Administration [FRA] under 49 CFR.” The citation to 49 CFR is overly broad. We recommend that the final-form regulation include a citation to the relevant part, chapter or section of Title 49.

The citations in Sections 33.13 and 33.14 should also be clarified.

**5. Section 33.61. Track cars and four-wheel self-propelled maintenance-of-way cars.—Clarity.**

The existing section of the regulation requires various safety equipment and appurtenances for track cars and four-wheel self-propelled maintenance-of-way cars “after December 31, 1959.” The PUC seeks to delete this section in its entirety, as 49 CFR Part 214 now governs this subject matter. A commentator indicates that this part of the FRA only applies to equipment manufactured after 1991, and therefore contends this language should remain for these particular vehicles. See 49 CFR § 214.517. We request the PUC further explain why it is deleting this section in its entirety.

SILVAN B. LUTKEWITTE, III,  
*Chairperson*

[Pa.B. Doc. No. 12-27. Filed for public inspection January 6, 2012, 9:00 a.m.]

## INSURANCE DEPARTMENT

**Aetna Health, Inc.; Premium Rate Filing for HMO Conversion Products**

On December 15, 2011, Aetna Health, Inc. submitted a filing for its HMO Conversion Products requesting a rate increase of 4.2% to 9.5%. The filing will affect 820 policyholders. An effective date of May 1, 2012, is requested.

Unless formal administrative action is taken prior to March 14, 2012, 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 “PA Bulletin.”

Copies of the filing are also available for public inspection during normal working hours, by appointment, at the Department’s Harrisburg regional office.

Interested parties are invited to submit written comments, suggestions or objections to James Sabater, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, [jsabater@pa.gov](mailto:jsabater@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-28. Filed for public inspection January 6, 2012, 9:00 a.m.]

**Geisinger Health Plan HMO; Conversion; Rate Filing**

On December 15, 2011, Geisinger Health Plan submitted a rate filing to increase the premium rates for the HMO Conversion Product. The Geisinger Health Plan proposes to increase the rates by an average of 2.6%.

This filing will affect approximately 435 contracts and produce additional premium income of about \$67,000 annually. The requested effective date of the change is April 1, 2012.

Unless formal administrative action is taken prior to March 16, 2012, 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 Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, [csandersjo@pa.gov](mailto:csandersjo@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-29. Filed for public inspection January 6, 2012, 9:00 a.m.]

**Geisinger Health Plan; Prescription Drugs Rider Filing for Groups with Fewer than 51 Employees; Rate Filing**

Geisinger Health Plan requests approval to increase the Prescription Drug Rider rates for Employer Groups with fewer than 51 employees. The average requested rate increase is 11.2%. The proposed rate increase would affect approximately 10,409 members and would produce additional revenue of about \$676,000 annually. The requested effective date of the change is April 1, 2012.

Unless formal administrative action is taken prior to March 22, 2012, 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). To access the filing, under “How to Find . . .” click on “PA Bulletin.”

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-30. Filed for public inspection January 6, 2012, 9:00 a.m.]

### **Geisinger Health Plan; Prescription Drugs Rider Filing for Groups with 51 or More Employees; Rate Filing**

Geisinger Health Plan requests approval to increase the Prescription Drug Rider rates for Employer Groups with 51 or more employees. The average requested rate increase is 8.9%. The proposed rate increase would affect approximately 20,736 members and would produce additional revenue of about \$1.2 million annually. The requested effective date of the change is April 1, 2012.

Unless formal administrative action is taken prior to March 22, 2012, 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). To access the filing, under "How to Find . . ." click on "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-31. Filed for public inspection January 6, 2012, 9:00 a.m.]

### **Travelers Home and Marine Insurance Company; Homeowners; Rate Revision**

On December 14, 2011, the Insurance Department (Department) received from Travelers Home and Marine Insurance Company a filing for a rate level change for homeowners insurance.

The Travelers Home and Marine Insurance Company requests an overall 20.17% increase amounting to \$24,340,000 annually, to be effective March 30, 2012, for new business and June 5, 2012, for renewal business.

This overall figure represents an average; the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to February 12, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, xlu@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-32. Filed for public inspection January 6, 2012, 9:00 a.m.]

### **The Travelers Home and Marine Insurance Company; Private Passenger Automobile; Rate Revisions**

On December 14, 2011, the Insurance Department (Department) received from The Travelers Home and Marine Insurance Company a filing for rate level changes for private passenger automobile insurance.

The Travelers Home and Marine Insurance Company requests an overall 5.02% increase amounting to \$10,289,606 annually, to be effective April 22, 2012. This overall figure represents an average; the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to February 12, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to Eric Zhou, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, gzhou@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-33. Filed for public inspection January 6, 2012, 9:00 a.m.]

### **Universal Delaware (Cortez Capital, LLC); Prehearing**

#### **Appeal of Universal Delaware (Cortez Capital, LLC) under the Storage Tank and Spill Prevention Act; Underground Storage Tank Indemnification Fund; USTIF File No. 09-088 (F); Doc. No. UT11-12-012**

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); 1 Pa. Code Part II (relating to



General Rules of Administrative Practice and Procedure); and any other relevant procedure provisions of law.

A prehearing telephone conference shall be held on February 28, 2012, at 10 a.m. Motions preliminary to those at hearing, protests, petitions to intervene, notices of appearance or notices of intervention, if any, must be filed with the Hearings Administrator at the Administrative Hearings Office, Room 200, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102 on or before February 13, 2012. Answers to petitions to intervene, if any, shall be filed on or before February 27, 2012.

A date for a hearing shall be determined, if necessary, at the prehearing/settlement telephone conference.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-34. Filed for public inspection January 6, 2012, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Petition for Finding

**P-2011-2279379. PPL Electric Utilities Corporation.** Petition of PPL Electric Utilities Corporation for a finding that a building to shelter control equipment at the Trumbauersville 69 - 12kV substation to be constructed in Richland Township, Bucks County is reasonably necessary for the convenience or welfare of the public.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before January 23, 2012. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* PPL Electric Utilities Corporation

*Through and By Counsel:* Paul E. Russell, Associate General Counsel, PPL Services Corporation, Two North Ninth Street, Allentown, PA 18106

David B. MacGregor, Esquire, Post & Schell, P.C., Four Penn Center, 1600 John F. Kennedy Boulevard, Philadelphia, PA 19103-2808

John H. Isom, Esquire, Jessica R. Rogers, Esquire, Post & Schell, P.C., 17 North Second Street, 12th Floor, Harrisburg, PA 17101-1601

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-35. Filed for public inspection January 6, 2012, 9:00 a.m.]

## Telecommunications Services

**A-2011-2279554; A-2011-2279542; A-2011-2279543; A-2011-2279544; A-2011-2279545; A-2011-2279546; A-2011-2279547. MCImetro Access Transmission Services, LLC, d/b/a Verizon Access Transmission Services.** Application of MCImetro Access Transmission Services, LLC, d/b/a Verizon Access Transmission Services for expanded authority to offer, render, furnish or supply telecommunications services to the public as a competitive local exchange carrier in the service territories of: Citizens Telecommunications of New York, Inc.; Commonwealth Telephone Company, d/b/a Frontier Communications Commonwealth Telephone Company, LLC; Frontier Communications of Breezewood, LLC; Frontier Communications of Canton, LLC; Frontier Communications of Lakewood, LLC; Frontier Communications of Oswayo River, LLC; and Frontier Communications of Pennsylvania, LLC.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before January 23, 2012. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* MCImetro Access Transmission Services, LLC, d/b/a Verizon Access Transmission Services

*Through and By Counsel:* Suzan D. Paiva, Assistant General Counsel, MCImetro Access Trans Svc, LLC, 1717 Arch Street, 3 East, Philadelphia, PA 19103

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-36. Filed for public inspection January 6, 2012, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project No. 11-096.1, Perimeter Fencing at Tioga Marine Terminal, until 2 p.m. on Thursday, February 2, 2012. Information concerning this project can be obtained from the PRPA web site [www.philaport.com](http://www.philaport.com) under Procurement, or call the Department at (215) 426-2600.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 12-37. Filed for public inspection January 6, 2012, 9:00 a.m.]



## STATE CONSERVATION COMMISSION

### Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg,

PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

### Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name and Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New or Amended</i>	<i>Action Taken</i>
Johnny Miller 4685 Graffius Avenue Punxsutawney, PA 15767	Jefferson County	90.0	Veal	New	Approved
Mason Dixon Farms, Inc. Attn: Bert Waybright 1800 Mason Dixon Road Gettysburg, PA 17325	Adams County	0	Cattle	New	Approved
Rodney Dellinger 262A Belmont Road Gordonville, PA 17529	Lancaster County	0	Cattle	New	Approved
Morrill A. Curtis 1051 Dundore Road Port Treverton, PA 17864	Snyder County	0	Broilers, Horses	New	Approved

GEORGE D. GREIG,  
*Chairperson*

[Pa.B. Doc. No. 12-38. Filed for public inspection January 6, 2012, 9:00 a.m.]

## TURNPIKE COMMISSION

### Request for Proposals

The Turnpike Commission (Commission) will accept proposals for RFP No. 11-10260-3356, Insurance Brokerage Services until 12 p.m. on Wednesday, January 25, 2012. Information concerning this request for proposals can be obtained from the Commission web site at [www.paturnpike.com](http://www.paturnpike.com) under "Doing Business with the PTC," "Requests for Proposals," "All Other Types," RFP No. 11-10260-3356—Insurance Brokerage Services.

WILLIAM K. LIEBERMAN,  
*Chairperson*

[Pa.B. Doc. No. 12-39. Filed for public inspection January 6, 2012, 9:00 a.m.]





