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PENNSYLVANIA BULLETIN

Volume 45

Number 5

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Pages 535—646

Agencies in this issue

The Governor
The Courts
Department of Banking and Securities
Department of Environmental Protection
Department of General Services
Department of Health
Department of Human Services
Department of Labor and Industry
Department of Revenue
Executive Board
Game Commission
Independent Regulatory Review
Commission
Insurance Department
Milk Marketing Board
Pennsylvania Public Utility Commission
Philadelphia Parking Authority
State Board of Nursing
State Conservation Commission
State Real Estate Commission

Detailed list of contents appears inside.



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

No. 482, January 2015

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CONTENTS

THE GOVERNOR

Administration

Rescission of Executive Order 2003-1, Executive Order 2010-02 as amended and Executive Order 2011-04	542
Rescission—Governor's Food Safety Council	543

THE COURTS

JUDICIAL SYSTEM GENERAL PROVISIONS

Amendments to rules of organization and procedure of the Disciplinary Board of the Supreme Court of Pennsylvania; order No. 76	544
--	-----

LOCAL COURT RULES

Clinton County

Adult probation and parole services administrative fee; No. AD-3-2014	555
---	-----

Union County

Judicial administration; CP-60-AD-1-2015	555
--	-----

EXECUTIVE AND INDEPENDENT AGENCIES

DEPARTMENT OF BANKING AND SECURITIES

Notices

Actions on applications	565
-------------------------------	-----

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices

Applications, actions and special notices	566
Bid opportunity (3 documents)	607, 608

DEPARTMENT OF GENERAL SERVICES

Notices

Lease office space to the Commonwealth	608
Lease retail space to the Commonwealth	608

DEPARTMENT OF HEALTH

Notices

Decisions on requests for exception to health care facility regulations	609
Long-term care nursing facilities; request for exception	618

DEPARTMENT OF HUMAN SERVICES

Notices

Medical Assistance Program fee schedule; addition of procedure code for vaccine administration	619
New toll-free Department of Human Services fraud tip line	619

DEPARTMENT OF LABOR AND INDUSTRY

Notices

Current Prevailing Wage Act debarments	620
Uniform Construction Code Review and Advisory Council meeting	620

DEPARTMENT OF REVENUE

Notices

Annual inflation adjustment; Pennsylvania gaming cash flow management	620
---	-----

EXECUTIVE BOARD

Statements of Policy

Reorganization of the Department of Education	561
Reorganization of the Department of Health	561
Reorganization of the Human Relations Commission ..	561

GAME COMMISSION

Rules and Regulations

Preliminary provisions; Pennsylvania Hunting Heritage registration plate fee	560
--	-----

INDEPENDENT REGULATORY REVIEW COMMISSION

Notices

Notice of comments issued	621
---------------------------------	-----

INSURANCE DEPARTMENT

Notices

Eligible surplus lines insurer list	622
Terrorism Risk Insurance Program Reauthorization Act of 2015; expedited rate, rule and form filing review process; notice 2015-01	630
Time Insurance Company; rate increase filing for several LTC forms	631
Union Security Insurance Company; rate increase filing for several LTC forms	631

MILK MARKETING BOARD

Notices

Hearing and presubmission schedule; all milk marketing areas; over-order premium	631
--	-----

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Notices

Chapter 14 implementation; tentative order	632
Service of notice of motor carrier applications	635
Telecommunications (2 documents)	636

PHILADELPHIA PARKING AUTHORITY

Notices

Motor carrier application for limousine service in the City of Philadelphia	636
Motor carrier medallion transfer application for service in the City of Philadelphia (30 documents)	636, 637, 638, 639, 640, 641, 642, 643, 644

STATE BOARD OF NURSING

Notices

Bureau of Professional and Occupational Affairs v. Barbara Gentner-Gonzalez, RN; file No. 13-51-08218; doc. No. 0511-51-14	644
Bureau of Professional and Occupational Affairs v. Leslie A. Johnson, LPN; file No. 13-51-00530; doc. No. 1499-51-13	644

Available Online at <http://www.pabulletin.com>

STATE CONSERVATION COMMISSION

Notices

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..... 645

STATE REAL ESTATE COMMISSION

Notices

Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs v. Mark A. Robins, Respondent; Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs v. Carl Friedel and EveryRental, Respondents 646

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

Pennsylvania Bulletin

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

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

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

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

Adoption, Amendment or Repeal of Regulations

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

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

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania Bulletin* before it can take effect. If the agency

wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, it must repropose.

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

How to Find Documents

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

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

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

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred. The *Pennsylvania Bulletin* is available at www.pabulletin.com.

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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 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. A fiscal note provides the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the 5 succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the 5 succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (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 2015.

4 Pa. Code (Administration)

Adopted Rules

6 542, 543

Statements of Policy

9 561

7 Pa. Code (Agriculture)

Adopted Rules

128 308

10 Pa. Code (Banking and Securities)

Adopted Rules

57 408

25 Pa. Code (Environmental Protection)

Adopted Rules

806 16

58 Pa. Code (Recreation)

131 560

204 Pa. Code (Judicial System General Provisions)

Adopted Rules

81 279

83 279

87 544

89 544

91 544

93 544

95 544

207 Pa. Code (Judicial Conduct)

Adopted Rules

33 8

210 Pa. Code (Appellate Procedure)

Adopted Rules

11 288

21 290

231 Pa. Code (Rules of Civil Procedure)

Adopted Rules

200 291

249 Pa. Code (Philadelphia Rules)

Unclassified 291, 306

255 Pa. Code (Local Court Rules)

Unclassified 8, 10, 11, 407, 555

THE GOVERNOR

Title 4—ADMINISTRATION

PART I. GOVERNOR'S OFFICE

[4 PA. CODE CH. 6]

[EXECUTIVE ORDER NO. 2014-05]

Rescission of Executive Order 2003-1, Executive Order 2010-02 As Amended and Executive Order 2011-04

July 31, 2014

Whereas, the Office of Health Care Reform and the Governor's Health Care Reform Cabinet were created by Executive Order 2003-1, Commonwealth Health Care Reform Agenda; and

Whereas, the work of the Office of Health Care Reform and the Governor's Health Care Reform Cabinet has been absorbed by other entities both under and outside the jurisdiction of the Governor; and

Whereas, the Commonwealth Health Care Reform Implementation Committee and the Commonwealth Health Care Reform Implementation Advisory Committee were created by Executive Order 2010-02 As Amended, Creation of the Commonwealth Health Care Reform Implementation Committee and the Commonwealth Health Care Reform implementation Advisory Committee, the purpose of which was to enable Commonwealth agencies to prepare to fully implement the federal Patient Protection and Affordable Care Act of 2010 and the federal Health Care and Education Reconciliation Act of 2010; and

Whereas, the Commonwealth has either fully or partially implemented the federal Patient Protection and Affordable Care Act of 2010 and the federal Health Care and Education Reconciliation Act of 2010, or has absorbed the work responsibilities related to implementation into other entities both under and outside the jurisdiction of the Governor; and

Whereas, the responsibilities of the Pennsylvania eHealth Collaborative created under Executive Order 2011-04, Pennsylvania eHealth Collaborative, have been transferred to the Pennsylvania eHealth Partnership Authority by virtue of the passage of Act 121 of 2012;

Now, Therefore, I, Tom Corbett, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania and other laws do hereby direct that Executive Order 2003-1, Commonwealth Health Care Reform Agenda; Executive Order 2010-02 As Amended, Creation of the Commonwealth Health Care Reform Implementation Committee and the Commonwealth Health Care Reform implementation Advisory Committee, and Executive Order 2011-04, Pennsylvania eHealth Collaborative, are hereby *Rescinded*.

This rescission is effective immediately.



Governor

Fiscal Note: 2014-05. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 4. ADMINISTRATION

PART I. GOVERNOR'S OFFICE

CHAPTER 6. ADDITIONAL COUNCILS AND COMMITTEES

Subchapter R. (Reserved)

§§ 6.251—6.255. (Reserved).

Subchapter HH. (Reserved)

§§ 6.421—6.427. (Reserved).

Subchapter JJ. (Reserved)

§§ 6.451—6.456. (Reserved).

[Pa.B. Doc. No. 15-150. Filed for public inspection January 30, 2015, 9:00 a.m.]

PART I. GOVERNOR'S OFFICE

[4 PA. CODE CH. 6]

[RESCISSION OF EXECUTIVE ORDER 2008-09
AS AMENDED]

Rescission—Governor's Food Safety Council

January 24, 2012

I, Tom Corbett, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania and other laws do hereby direct that Executive Order 2008-09, Governor's Food Safety Council, issued on August 26, 2009, is *Rescinded*. This rescission is effective immediately.



Governor

Fiscal Note: GOV-08-09 As Amended Rescission. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 4. ADMINISTRATION

PART I. GOVERNOR'S OFFICE

CHAPTER 6. ADDITIONAL COUNCILS AND COMMITTEES

Subchapter EE. (Reserved)

§§ 6.381—6.390. (Reserved).

[Pa.B. Doc. No. 15-151. Filed for public inspection January 30, 2015, 9:00 a.m.]

THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

[204 PA. CODE CHS. 87, 89, 91, 93 AND 95]

Amendments to Rules of Organization and Procedure of the Disciplinary Board of the Supreme Court of Pennsylvania; Order No. 76

The Rules of Organization and Procedure of the Board have been drafted to restate in full the substance of the Pennsylvania Rules of Disciplinary Enforcement. By Order dated December 30, 2014, effective February 28, 2015, the Supreme Court of Pennsylvania amended Pa.R.D.E. 208, 213, 215, 217, 218, 219, and 221, respectively. By this Order, the Board is making conforming changes to its Rules to reflect the adoption of those amendments.

The Disciplinary Board of the Supreme Court of Pennsylvania finds that:

(1) To the extent that 42 Pa.C.S. § 1702 (relating to rule making procedures) and Article II of the act of July 31, 1968 (P.L. 769, No. 240), known as the Commonwealth Documents Law, would otherwise require notice of proposed rulemaking with respect to the amendments adopted hereby, those proposed rulemaking procedures are inapplicable because the amendments adopted hereby relate to agency procedure and are perfunctory in nature.

(2) The amendments to the Rules of Organization and Procedure of the Board adopted hereby are not inconsistent with the Pennsylvania Rules of Disciplinary Enforcement and are necessary and appropriate for the administration of the affairs of the Board.

The Board, acting pursuant to Pa.R.D.E. 205(c)(12), orders:

(1) Title 204 of the *Pennsylvania Code* is hereby amended as set forth in Annex A hereto.

(2) The Secretary of the Board shall duly certify this Order, and deposit the same with the Administrative Office of Pennsylvania Courts as required by Pa.R.J.A. 103(c).

(3) The amendments adopted hereby shall take effect 30 days after publication in the *Pennsylvania Bulletin*.

(4) This Order shall take effect on March 2, 2015 and shall govern all matters commenced on or after that date and, insofar as just and practicable, matters then pending.

(5) The amendments to Board Rules 91.93 and 91.95 shall apply to persons who are formerly admitted attorneys on the effective date of this Order and to persons becoming formerly admitted attorneys on or after the effective date of this Order.

(6) The amendments to Board Rule 93.142 relating to filing of annual form by attorneys shall be applicable beginning with the 2015-2016 assessment year.

*By The Disciplinary Board of the
Supreme Court of Pennsylvania*

ELAINE M. BIXLER,
Secretary

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart C. DISCIPLINARY BOARD OF THE SUPREME COURT OF PENNSYLVANIA

CHAPTER 87. INVESTIGATIONS AND INFORMAL PROCEEDINGS

Subchapter A. PRELIMINARY PROVISIONS COMPLAINTS

§ 87.7. Notification to respondent-attorney of complaint and duty to respond; **duty to produce Pa.R.P.C. 1.15's required records and effect of failure to produce.**

* * * * *

(d) *Effect of failure to respond.* Enforcement Rule 203(b)(7) provides that failure by a respondent-attorney without good cause to respond to a request (Form DB-7) or supplemental request (Form DB-7A) by Disciplinary Counsel for a statement of the respondent-attorney's position shall be grounds for discipline. Failure to respond may also be a violation of Rule of Professional Conduct 8.1(b).

Official Note: [If] Except as provided in subsection (e) of this section, if Disciplinary Counsel's request or supplemental request for a statement of position contains a separate request for production of records or documents (other than required records under Pa.R.P.C. 1.15(c) and § 91.177 of Chapter 91 Subchapter H of these Rules), the respondent-attorney's nonproduction shall not be a basis for discipline under Enforcement Rule 203(b)(7) but may constitute evidence of non-cooperation with Disciplinary Counsel's inquiry. Disciplinary Counsel may obtain a subpoena to compel production of the records and documents requested in the Form DB-7 or DB-7A, and the respondent-attorney's wilful failure to comply with the subpoena would serve as a basis for discipline under RPC 8.4(d) and various provisions of the Enforcement Rules.

(e) *Duty to produce Pa.R.P.C. 1.15's required records and time for production.* Notwithstanding any other provision in this section, if Disciplinary Counsel requests records required to be maintained under Pa.R.P.C. 1.15(c), Enforcement Rule 221(e), and § 91.177(a) (all of which relate to required records) in a Form DB-7 (Request for Statement of Respondent's Position) or Form DB-7A (Supplemental Request for Statement of Respondent's Position), the respondent-attorney shall provide the records to Disciplinary Counsel within ten business days of receipt of the Form DB-7 or Form DB-7A, as the case may be, whether or not the respondent-attorney files the statement of position required to be filed under subsection (b) of this section. The Form DB-7 or Form DB-7A will be considered received for purposes of this subsection if: 1) personal service of the Form DB-7 or Form DB-7A on the respondent-attorney is accomplished; 2) a copy of the Form DB-7 or Form DB-7A is delivered to an employee, agent or other responsible person at the office of the respondent-attorney as determined by the address furnished by the respondent-attorney

in the last registration statement filed by the respondent-attorney pursuant to Enforcement Rule 219(d) (relating to annual registration of attorneys); or 3) mailed by certified mail with return receipt requested to one or more of the addresses furnished by the respondent-attorney in the last registration statement and delivery is accepted as shown by electronic or paper return receipt containing the name or signature of the respondent-attorney or other person who accepted delivery. The time in which to produce the required records (ten business days) is separate from the time fixed for the filing of the respondent-attorney's statement of position under paragraph (b)(2).

(f) *Effect of failure to produce Pa.R.P.C. 1.15's required records.* Enforcement Rule 221(g)(3) and § 91.179 of Chapter 91 Subchapter H of these Rules provide that failure to produce Pa.R.P.C. 1.15 records in response to a request or demand for such records may result in the initiation of proceedings pursuant to Enforcement Rule 208(f)(1) or (f)(5) (relating to emergency temporary suspension orders and related relief), the latter of which specifically permits Disciplinary Counsel to commence a proceeding for the temporary suspension of a respondent-attorney who fails to maintain or produce Pa.R.P.C. 1.15(c) records after receipt of a request or demand authorized by subdivision (g) of Enforcement Rule 221 or any provision of these Rules.

Subchapter D. ABATEMENT OF INVESTIGATION

§ 87.73. Resignations by attorneys under disciplinary investigation.

(a) *Voluntary resignation.* Enforcement Rule 215(a) provides that an attorney who is the subject of an investigation into allegations of misconduct by the attorney may submit a resignation, but only by delivering to **Disciplinary Counsel or the Secretary of the Board** a verified statement stating that the attorney desires to resign and that:

(1) The resignation is freely and voluntarily rendered; the attorney is not being subjected to coercion or duress; the attorney is fully aware of the implications of submitting the resignation; and whether or not the attorney has consulted or followed the advice of counsel in connection with the decision to resign.

(2) The attorney is aware that there is a presently pending investigation into allegations that the attorney has been guilty of misconduct the nature of which the verified statement shall specifically set forth.

(3) The attorney acknowledges that the material facts upon which the complaint is predicated are true.

(4) The resignation is being submitted because the attorney knows that if charges were predicated upon the misconduct under investigation the attorney could not successfully defend against them.

(5) **The attorney is fully aware that the submission of the resignation statement is irrevocable and that the attorney can only apply for reinstatement to the practice of law pursuant to the provisions of Enforcement Rule 218(b) and (c).**

(6) **The attorney is aware that pursuant to subsection (c) of Enforcement Rule 215, the fact that the attorney has tendered his or her resignation shall become a matter of public record immediately**

upon delivery of the resignation statement to Disciplinary Counsel or the Secretary of the Board.

(7) Upon entry of the order disbarring the attorney on consent, the attorney will promptly comply with the notice, withdrawal, resignation, trust accounting, and cease-and-desist provisions of subdivisions (a), (b), (c) and (d) of Enforcement Rule 217.

(8) After the entry of the order disbarring the attorney on consent, the attorney will file a verified statement of compliance as required by subdivision (e)(1) of Enforcement Rule 217; and

(9) The attorney is aware that the waiting period for eligibility to apply for reinstatement to the practice of law under Enforcement Rule 218(b) shall not begin until the attorney files the verified statement of compliance required by Enforcement Rule 217(e)(1), and if the order of disbarment contains a provision that makes the disbarment retroactive to an earlier date, then the waiting period will be deemed to have begun on that earlier date.

(b) *Representation by counsel.* The verified statement under subsection (a) shall indicate whether or not the attorney has consulted or followed the advice of counsel (naming such counsel, if any) in connection with the decision to resign.

(c) *Order of disbarment.* Enforcement Rule 215(b) provides that receipt of the required statement, the Secretary of the Board shall file it with the Supreme Court and the Court shall enter an order disbarring the attorney on consent.

(d) *Confidentiality of resignation statement.* Enforcement Rule 215(c) provides that **the fact that the attorney has submitted a resignation statement to Disciplinary Counsel or the Secretary of the Board for filing with the Supreme Court shall become a matter of public record immediately upon delivery of the resignation statement to Disciplinary Counsel or the Secretary of the Board;** the order disbarring the attorney on consent shall be a matter of public record; and that, if the statement required by subsection (a) is submitted before the filing and service of a petition for discipline and the filing of an answer or the time to file an answer has expired, the statement shall not be publicly disclosed or made available for use in any proceeding other than a subsequent reinstatement proceeding except:

(1) upon order by the Supreme Court[.],

(2) pursuant to an express written waiver by the attorney,

(3) upon a request of another jurisdiction for purposes of a reciprocal disciplinary proceeding,

(4) upon a request by the Pennsylvania Client Security Fund Board pursuant to Enforcement Rule 521(a) (relating to cooperation with Disciplinary Board), or

(5) when the resignation is based on an order of temporary suspension from the practice of law entered by the Court either pursuant to Enforcement Rule 208(f)(1) (relating to emergency temporary suspension orders and related relief) or pursuant to Enforcement Rule 214 (relating to attorneys convicted of crimes).

CHAPTER 89. FORMAL PROCEEDINGS

Subchapter F. REINSTATEMENT AND
RESUMPTION OF PRACTICEREINSTATEMENT OF FORMERLY ADMITTED
ATTORNEYS

§ 89.272. Waiting period.

(a) *General rule relating to disbarment.* Enforcement Rule 218(b) provides that a person who has been disbarred may not apply for reinstatement until the expiration of at least five years from the effective date of the disbarment, except that a person who has been disbarred pursuant to § 91.51 (relating to reciprocal discipline and disability) may apply for reinstatement at any earlier date on which reinstatement may be sought in the jurisdiction of initial discipline. **Enforcement Rule 217(e)(3) and its Note, and Enforcement Rule 218(b) provide that after the entry of an order of disbarment, which order has been entered on or after February 28, 2015, the waiting period for eligibility to apply for reinstatement to the practice of law shall not begin until the formerly admitted attorney files the verified statement required by § 91.96 (relating to proof of compliance); and that if the order of disbarment contains a provision that makes the disbarment retroactive to an earlier date, the waiting period will be deemed to have begun on that earlier date.**

(b) *General rule relating to suspension for a period exceeding one year.* Enforcement Rule 217(e)(3) and its Note provide that after the entry of an order of suspension for a period exceeding one year, which order has been entered on or after February 28, 2015, the waiting period for eligibility to apply for reinstatement to the practice of law shall not begin until the formerly admitted attorney files the verified statement required by § 91.96 (relating to proof of compliance); and that if the order of suspension contains a provision that makes the suspension retroactive to an earlier date, the waiting period will be deemed to have begun on that earlier date.

[(b)] (c) *Premature petitions.* Unless otherwise provided in an order of suspension or disbarment, the Board will not entertain a petition for reinstatement filed prior to the expiration of the period set forth in subsection (a), or more than nine months prior to the expiration of the term of suspension, as the case may be. The Board will also not entertain a petition for reinstatement filed before the formerly admitted attorney has paid in full any costs taxed under § 89.209 (relating to expenses of formal proceedings) or under § 89.278 (relating to expenses of reinstatement proceedings) with respect to any previous reinstatement proceeding and has made any required restitution to the Lawyers Fund for Client Security under Enforcement Rule 531 (relating to restitution a condition for reinstatement).

[(c)] (d) *Second or subsequent petitions.* Where a petition for reinstatement has been finally denied, the Board, unless otherwise ordered by the Supreme Court in a specific case, will not entertain a second or subsequent petition for reinstatement until after the expiration of at least one year after the immediately preceding petition has been finally denied.

CHAPTER 91. MISCELLANEOUS MATTERS

Subchapter A. SERVICE, SUBPOENAS,
DEPOSITIONS AND RELATED MATTERS

IN GENERAL

§ 91.3. Determination of validity of subpoena.

(a) *In [General] general.* Enforcement Rule 213(d) provides that any attack on the validity of a subpoena issued under these rules shall be handled as follows:

(1) A challenge to a subpoena authorized by § 91.2(a)(1) (relating to subpoenas and investigations)[;] shall be heard and determined by the hearing committee or special master before whom the subpoena is returnable **in accordance with the procedure established by the Board in subsection (b).**

(2) A challenge to a subpoena authorized by § 91.2(a)(2) shall be heard and determined by a member of a hearing committee in the disciplinary district in which the subpoena is returnable **in accordance with the procedure established by the Board in subsection (b).**

(3) A determination under paragraph (1) or (2) may [not] be appealed to a lawyer-Member of the Board[, but may be appealed to the Supreme Court under § 91.4 (relating to appeal of challenges to subpoenas)] within ten days after service pursuant to §§ 89.21 and 89.24 of the determination on the party bringing the appeal by filing a petition with the Board setting forth in detail the grounds for challenging the determination. The appealing party shall serve a copy of the petition on the non-appealing party by mail on the date that the appealing party files the appeal, and the non-appealing party shall have five business days after delivery to file a response. No attack on the validity of a subpoena will be considered by the Designated lawyer-Member of the Board unless previously raised before the hearing committee. The Board Member shall decide the appeal within five business days of the filing of the non-appealing party's response, if any. There shall be no right of appeal to the Supreme Court. Any request for review shall not serve to stay any hearing or proceeding before the hearing committee or the Board unless the Court enters an order staying the proceedings.

(b) *Procedure.*

(1) A motion attacking a subpoena must be filed with the Office of the Secretary within ten days after service of the subpoena. A copy of the motion must be served on the other party to the investigation or proceeding. **If a motion attacking a subpoena is filed by a third party to the investigation or proceeding who has been served with a subpoena, a copy of the motion must be served on Disciplinary Counsel and the respondent-attorney.**

(2) Any answer to the motion must be filed with the Office of the Secretary within five **business** days after [service] receipt of the motion [on] served by the other party under paragraph (1).

(3) The Office of the Secretary must transmit the motion and any answer to the person designated in [subsection] paragraphs (a)(1) or (2) to hear the motion, who must schedule a hearing on the motion within ten **business** days after the date by which an answer must be filed. A report with findings of fact and

conclusions of law must be filed with the Office of the Secretary within ten **business** days after the conclusion of the hearing.

§ 91.4. Appeal of challenges to subpoenas.

Enforcement Rule 213(g) provides that:

(1) Either Disciplinary Counsel or a respondent-attorney may petition the Supreme Court to enforce a subpoena [or to review a determination under § 91.3 (relating to determination of validity of subpoena) on the validity of a subpoena, and no attack on the validity of a subpoena will be considered by the Court unless previously raised as provided in § 91.3] that was not the subject of a challenge pursuant to paragraphs (a)(1) and (2) of § 91.3 (relating to validity of subpoena) or that was the subject of a challenge and has not been finally quashed by either the hearing committee or the Board Member designated to hear the appeal, provided that the party filing the petition to enforce attaches a certification in good faith that: a) the party exhausted reasonable efforts to secure the presence of the witness or the evidence within the witness's custody or control, b) the testimony, records or other physical evidence of the witness will not be cumulative of other evidence available to the party, and c) the absence of the witness will substantially handicap the party from prosecuting or defending the charges, or from establishing a weighty aggravating or mitigating factor. If the object of a petition to enforce is a subpoena directed to the respondent-attorney for, in whole or in part, production pursuant to Enforcement Rule 221(g)(2) of required records under RPC 1.15(c) and Enforcement Rule 221(e), no certification will be required for the subpoena or portion thereof that pertains to the required records. See also § 91.151(e) (relating to contempt of the Board).

Official Note: The reference to § 91.151(e) is intended to make clear that, where the person who is resisting complying with a subpoena is the respondent-attorney, the provisions of this rule are cumulative of those in § 91.151(e).

(2) Upon receipt of a petition for enforcement of a subpoena, the Court shall issue a rule to show cause upon the person to whom the subpoena is directed, returnable within ten days, why the person should not be held in contempt. If the subpoena is directed to a respondent-attorney for production of required records and the respondent-attorney has not produced the records, the Court shall issue upon the respondent-attorney a rule to show cause why the respondent-attorney should not be placed on temporary suspension for failing to produce the records. If the period for response has passed without a response having been filed, or after consideration of any response, the Court shall issue an appropriate order.

[(3) A petition for review of a determination made under § 91.3 must set forth in detail the grounds for challenging the determination. Upon timely receipt of a petition for review, the Court shall issue a rule to show cause upon the party to the proceeding who is not challenging the determination, returnable within ten days, why the determination should not be reversed. If the period for response has passed without a response having been filed, or after consideration of any response, the Court shall issue an appropriate order.]

Subchapter E. FORMERLY ADMITTED ATTORNEYS

§ 91.91. Notification of clients in nonlitigation matters.

(a) *General rule.* Enforcement Rule 217(a) provides that a formerly admitted attorney shall promptly notify [by registered or certified mail, return receipt requested], or cause to be promptly notified, all clients being represented in pending matters, other than litigation or administrative proceedings, of the disbarment, suspension, administrative suspension or transfer to inactive status and the consequent inability of the formerly admitted attorney to act as an attorney after the effective date of the disbarment, suspension, administrative suspension or transfer to inactive status and shall advise [such] said clients to seek legal advice elsewhere. Such notices shall be in substantially the language of Form DB-23 (Nonlitigation Notice of Disbarment, Suspension, Administrative Suspension or Transfer to Inactive Status). The notice required by this subsection (a) may be delivered by the most efficient method possible as long as the chosen method is successful and provides proof of receipt.

Official Note: Notice may be accomplished, for example, by delivery in person with the lawyer securing a signed receipt, electronic mailing with some form of acknowledgement from the client other than a "read receipt," and mailing by registered or certified mail return receipt requested.

(b) *Copies of notices and proofs of receipt.* [The formerly admitted attorney shall file photocopies of such notices and returned receipts in the Office of the Secretary.] At the time of the filing of the verified statement of compliance required by § 91.96 of this Subchapter E, the formerly admitted attorney shall file copies of the notices required by this section and proofs of receipt with the Secretary of the Board and shall serve a conforming copy on the Office of Disciplinary Counsel.

§ 91.92. Notification of clients in litigation matters.

(a) *General rule.* Enforcement Rule 217(b) provides that a formerly admitted attorney shall promptly notify, or cause to be promptly notified, [by registered or certified mail, return receipt requested,] all clients who are involved in pending litigation or administrative proceedings, and the attorney or attorneys for each adverse party in such matter or proceeding, of the disbarment, suspension, administrative suspension or transfer to inactive status and consequent inability of the formerly admitted attorney to act as an attorney after the effective date of the disbarment, suspension, administrative suspension or transfer to inactive status. Such rule further provides that the notice to be given to the client shall advise the prompt substitution of another attorney or attorneys in place of the formerly admitted attorney; that in the event the client does not obtain substitute counsel before the effective date of the disbarment, suspension, administrative suspension or transfer to inactive status, it shall be the responsibility of the formerly admitted attorney to move in the court or agency in which the proceeding is pending for leave to withdraw; and that the notice to be given to the attorney or attorneys for an adverse party shall state the place of residence of the client of the formerly admitted attorney. Such notices shall be in substantially the language of Form DB-24 (Litigation Notice of Disbarment, Suspension, Administrative Suspension or Transfer to Inactive Status).

sion, Administrative Suspension or Transfer to Inactive Status). **The notice required by this subsection (b) may be delivered by the most efficient method possible as long as the chosen method is successful and provides proof of receipt. See Note after subsection (a) of § 91.91 (relating to notification of clients in nonlitigation matters).**

(b) *Copies of notices and proofs of receipt.* [The formerly admitted attorney shall file photocopies of such notices and returned receipts in the Office of the Secretary.] At the time of the filing of the verified statement of compliance required by § 91.96 of this Subchapter E, the formerly admitted attorney shall file copies of the notices required by this section and proofs of receipt with the Secretary of the Board and shall serve a conforming copy on the Office of Disciplinary Counsel.

§ 91.93. Notification of other persons.

(a) *General rule.* Enforcement Rule 217(c) provides that a formerly admitted attorney shall promptly notify, or cause to be **promptly** notified, of the disbarment, suspension, administrative suspension or transfer to inactive status[, by registered or certified mail, return receipt requested]:

(1) all persons or their agents or guardians, **including but not limited to wards, heirs and beneficiaries**, to whom a fiduciary duty is or may be owed at any time after the disbarment, suspension, administrative suspension or transfer to inactive status[, and];

(2) all other persons with whom the formerly admitted attorney may at any time expect to have professional contacts under circumstances where there is a reasonable probability that they may infer that he or she continues as an attorney in good standing[.]; and

(3) **any other tribunal, court, agency or jurisdiction in which the attorney is admitted to practice.**

(b) *Method of delivery.* Enforcement Rule 217(c) further provides that the notices required by subsection (a) may be delivered by the most efficient method possible as long as the chosen method is successful and provides proof of receipt. See Note after § 91.91(a) of this Subchapter E.

(c) *Copies of notices and proofs of receipt.* Enforcement Rule 217(c) further provides that at the time of the filing of the verified statement of compliance required by § 91.96 of this Subchapter E, the formerly admitted attorney shall file copies of the notices required by this section and proofs of receipt with the Secretary of the Board and shall serve a conforming copy on the Office of Disciplinary Counsel.

[(b)] (d) *Responsibility to provide notice.* Enforcement Rule 217(c) further provides that the responsibility of the formerly admitted attorney to provide the notice required by this section shall continue for as long as the formerly admitted attorney is disbarred, suspended, [**administrative suspension**] **administratively suspended** or on inactive status.

§ 91.94. Effective date of suspension, disbarment, administrative suspension or transfer to inactive status.

(a) *Effective date.* Enforcement Rule [217(d)] 217(d)(1) provides that orders imposing suspension, dis-

barment, **administrative suspension** or transfer to inactive status shall be effective 30 days after entry; that the formerly admitted attorney, after entry of the disbarment, **suspension**, administrative suspension or transfer to inactive status order, shall not accept any new retainer or engage as attorney for another in any new case or legal matter of any nature; but that, during the period from the entry date of the order to its effective date the formerly admitted attorney may wind up and complete, on behalf of any client, all matters which were pending on the entry date.

(b) *Effect of verified statement on waiting period for reinstatement.* Enforcement Rule 217(e)(3) provides that after the entry of an order of disbarment or suspension for a period exceeding one year, the waiting period for eligibility to apply for reinstatement to the practice of law shall not begin until the formerly admitted attorney files the verified statement required by subsection (a) of this section; and that if the order of disbarment or suspension contains a provision that makes the discipline retroactive to an earlier date, the waiting period will be deemed to have begun on that earlier date.

Official Note: Subsection (b) of this section and the corresponding provisions in § 89.272(a) and (b) (relating to waiting period) apply only to orders entered on or after February 28, 2015.

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

§ 91.95. Additional steps to be taken to disengage from the practice of law.

(a) *Cease and desist from using all forms of communication that convey eligibility to practice.* Enforcement Rule 217(d)(2) provides that in addition to the steps that a formerly admitted attorney must promptly take under other provisions of this section to disengage from the practice of law, a formerly admitted attorney shall promptly cease and desist from using all forms of communication that expressly or implicitly convey eligibility to practice law in the state courts of Pennsylvania, including but not limited to professional titles, letterhead, business cards, signage, websites, and references to admission to the Pennsylvania Bar.

(b) *Additional steps for certain types of discipline or disability.* Enforcement Rule 217(d)(3) provides that in cases of disbarment, suspension for a period exceeding one year, temporary suspension under Enforcement Rule 208(f) or 213(g), or disability inactive status under Enforcement Rule 216 or 301, a formerly admitted attorney shall also promptly:

(1) resign all appointments as personal representative, executor, administrator, guardian, conservator, receiver, trustee, agent under a power of attorney, or other fiduciary position;

(2) close every IOLTA, Trust, client and fiduciary account;

(3) properly disburse or otherwise transfer all client and fiduciary funds in his or her possession, custody or control; and

(4) take all necessary steps to cancel or discontinue the next regular publication of all advertisements and telecommunication listings that expressly or implicitly convey eligibility to practice law in the state courts of Pennsylvania.

Official Note: Paragraph (b) of this section does not preclude a respondent-attorney who voluntarily assumes

inactive or retired status, is placed on administrative suspension, is temporarily suspended under Enforcement Rule 214, or is suspended for one year or less, from completing existing appointments and accepting new appointments of the nature identified in paragraph (b)(1). Nonetheless, in order to comply with §§ 91.91 (relating to notification of clients in nonlitigation matters), 91.92 (relating to notification of clients in litigation matters), and 91.93 (relating to notification of other persons) of this Subchapter E, the formerly admitted attorney who desires to complete existing appointments or accept future appointments must give written notice of the formerly admitted attorney's registration status or change in that status to appointing and supervising judges and courts, wards, heirs, beneficiaries, interested third parties, and other recipients of the formerly admitted attorney's fiduciary services, as notice of the formerly admitted attorney's other-than-active status gives all interested parties an opportunity to consider replacing the formerly admitted attorney or enlisting a person other than the formerly admitted attorney to serve as the fiduciary in the first instance. Although the formerly admitted attorney would not be precluded by paragraph (b)(2) of this section from continuing to use a fiduciary account registered with the bank as an IOLTA or Trust Account, subsection (a) of this section and § 91.101(e)(4) (relating to prohibited activities of a formerly admitted attorney) prohibit the formerly admitted attorney from using or continuing to use account checks and deposit slips that contain the word "IOLTA," "attorney," "lawyer," "esquire," or similar appellation that could convey eligibility to practice in the state courts of Pennsylvania. Notwithstanding the specific prohibitions of § 91.101 (relating to law-related activities of formerly admitted attorneys), the formerly admitted attorney is authorized to perform those services necessary to carry out the appointment with the exception of any service that would constitute the unauthorized practice of law if engaged in by a nonlawyer. In relation to formerly admitted attorneys who are disbarred, suspended for a period exceeding one year, temporarily suspended under Enforcement Rule 208(f) or 213(g), or transferred to disability inactive status, the requirements of paragraph (b)(1) of this section continue throughout the term of the disbarment, suspension, temporary suspension, or disability inactive status, thereby precluding any new appointment or engagement.

(c) *Compliance records and submission thereof.* Enforcement Rule 217(d)(3) further provides that the formerly admitted attorney shall maintain records to demonstrate compliance with the provisions of subsections (a) and (b) of this section and shall provide proof of compliance at the time the formerly admitted attorney files the verified statement required by § 91.96 of this Subchapter E.

§ [91.95] 91.96. Proof of compliance.

(a) *General rule.* Enforcement Rule [217(e)] 217(e)(1) provides that within ten days after the effective date of the disbarment, suspension, administrative suspension or transfer to inactive status order, the formerly admitted attorney shall file with the **Secretary of the Board** a verified statement (Form DB-25) (Statement of Compliance) [**showing**] and **serve a copy on Disciplinary Counsel. In the verified statement, the formerly admitted attorney shall:**

(1) [**That**] **aver that** the provisions of the order and the Enforcement Rules have been fully complied with; [**and**]

(2) [**All**] **list all** other state, federal and administrative jurisdictions to which [**such person**] **the formerly admitted attorney** is admitted to practice[.];

[(b) *Notice of address.* Enforcement Rule 217(e) further provides that such Form DB-25 shall also set forth the residence or other address of the formerly admitted attorney where communications to such person may thereafter be directed.]

(3) **aver that he or she has attached copies of the notices required by subdivisions (a), (b), and (c)(1) and (c)(2) of Enforcement Rule 217 and proofs of receipt, or, in the alternative, aver that he or she has no clients, third persons to whom a fiduciary duty is owed, or persons with whom the formerly admitted attorney has professional contacts, to so notify;**

(4) **in cases of disbarment or suspension for a period exceeding one year, aver that he or she has attached his or her attorney registration certificate for the current year, certificate of admission, any certificate of good standing issued by the Prothonotary, and any other certificate required by subdivision (h) of Enforcement Rule 217 to be surrendered; or, in the alternative, aver that he or she has attached all such documents within his or her possession, or that he or she is not in possession of any of the certificates required to be surrendered;**

(5) **aver that he or she has complied with the requirements of paragraph (2) of subdivision (d) of Enforcement Rule 217, and aver that he or she has, to the extent practicable, attached proof of compliance, including evidence of the destruction, removal, or abandonment of indicia of Pennsylvania practice; or, in the alternative, aver that he or she neither had nor employed any indicia of Pennsylvania practice;**

(6) **in cases of disbarment, suspension for a period exceeding one year, temporary suspension under Enforcement Rule 208(f) or 213(g), or disability inactive status under Enforcement Rule 216 or 301, aver that he or she has complied with the requirements of paragraph (3) of subdivision (d) of Enforcement Rule 217, and aver that he or she has attached proof of compliance, including resignation notices, evidence of the closing of accounts, copies of cancelled checks and other instruments demonstrating the proper distribution of client and fiduciary funds, and requests to cancel advertisements and telecommunication listings; or, in the alternative, aver that he or she has no applicable appointments, accounts, funds, advertisements, or telecommunication listings;**

(7) **aver that he or she has served a copy of the verified statement and its attachments on the Office of Disciplinary Counsel;**

(8) **set forth the residence or other address where communications to such person may thereafter be directed; and**

(9) **sign the statement.**

Official Note: A respondent-attorney who is placed on temporary suspension is required to comply with subsection (a) and file a verified statement. Upon the entry of a final order of suspension or disbarment, the respondent-attorney must file a supplemental verified statement containing the in-

formation and documentation not applicable at the time of the filing of the initial statement, or all of the information and documentation required by subsection (a) if the respondent-attorney has failed to file the initial statement. Although the grant of retroactivity is always discretionary, a respondent-attorney who fails to file a verified statement at the time of temporary suspension should not expect a final order to include a reference to retroactivity.

(b) *Required certification.* Enforcement Rule 217(e)(1) also provides that the statement shall contain an averment that all statements contained therein are true and correct to the best of the formerly admitted attorney's knowledge, information and belief, and are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

(c) *Cooperation required.* Enforcement Rule 217(e)(2) provides that a formerly admitted attorney shall cooperate with Disciplinary Counsel and respond completely to questions by Disciplinary Counsel regarding compliance with the provisions of this section.

[(c)] (d) *Cross reference.* See § 95.3 (relating to monitoring of notices to be sent by formerly admitted attorneys).

§ [91.96] 91.97. Publication of notice of suspension, disbarment, administrative suspension or transfer to inactive status.

Enforcement Rule 217(f) provides that the Board shall cause a notice of the suspension, disbarment, administrative suspension or transfer to inactive status to be published in the legal journal and a newspaper of general circulation in the county in which the formerly admitted attorney practiced. If there is no such legal journal, the notice shall be published in the legal journal of an adjoining county. Upon entry of an order imposing suspension, disbarment, administrative suspension or transfer to inactive status, such notice shall be published forthwith and shall be transmitted to such courts as may be appropriate. **The cost of publication shall be assessed against the formerly admitted attorney.**

§ [91.97] 91.98. Action to protect clients of formerly admitted attorney.

Enforcement Rule 217(g) provides that the Board shall promptly transmit a certified copy of the order of suspension, disbarment, administrative suspension or transfer to inactive status to the president judge of the court of common pleas in the judicial district in which the formerly admitted attorney practiced; and that the president judge shall make such further order as may be necessary to fully protect the rights of the clients of the formerly admitted attorney.

§ [91.98] 91.99. Maintenance of records.

(a) *General rule.* Enforcement Rule 217(i) provides that a formerly admitted attorney shall keep and maintain records of the various steps taken by such person under the Enforcement Rules so that, upon any subsequent proceeding instituted by or against such person, proof of compliance with the Enforcement Rules and with the disbarment, suspension, administrative suspension or transfer to inactive status order will be available; and that proof of compliance with the Enforcement Rules shall be a condition precedent to any petition for reinstatement.

(b) *Cross reference.* See § 95.3 (relating to monitoring of notices to be sent by formerly admitted attorneys).

§ [91.99] 91.100. Indicia of licensure.

Enforcement Rule 217(h) provides that within ten days after the effective date of an order of disbarment or suspension for a period longer than one year, the formerly admitted attorney shall surrender to the Board the certificate issued by the Attorney Registration Office under § 93.143 (relating to issue of certificate as evidence of compliance) for the current year, along with any certificate of good standing issued under Pennsylvania Bar Admission Rule 201(d) (relating to certification of good standing), certificate of admission issued under Pennsylvania Bar Admission Rule 231(d)(3) (relating to action by Prothonotary), certificate of licensure issued under Pennsylvania Bar Admission Rule 341(e)(3) (relating to motion for licensure), Limited In-House Corporate Counsel License issued under Pennsylvania Bar Admission Rule 302 (relating to limited in-house corporate counsel license) or limited certificate of admission issued under Pennsylvania Bar Admission Rule 303 (relating to limited admission of military attorneys). The Board may destroy the annual certificate issued under § 93.143, but shall retain any other documents surrendered under this subdivision and shall return those documents to the formerly admitted attorney in the event that he or she is subsequently reinstated.

§ [91.100] 91.101. Law-related activities of formerly admitted attorneys.

(a) *General rule.* A formerly admitted attorney may not engage in any form of law-related activities in this Commonwealth except in accordance with the requirements of this section.

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Subchapter F. PROTECTION OF THE INTERESTS OF CLIENTS

§ 91.121. Appointment of conservator to protect interests of clients of absent attorney.

(a) *General rule.* Enforcement Rule 321(a) provides that upon application of Disciplinary Counsel or any other interested person with the written concurrence of Disciplinary Counsel, the president judge of a court of common pleas shall have the power to appoint one or more eligible persons to act as conservators of the affairs of an attorney or formerly admitted attorney if:

(1) the attorney maintains or has maintained an office for the practice of law within the judicial district; and

(2) any of the following applies:

(i) the attorney is made the subject of an order under § 91.151 (relating to emergency temporary suspension orders and related relief); or

(ii) the president judge of the court of common pleas pursuant to § [91.97] 91.98 (relating to action to protect clients of formerly admitted attorney) by order directs Disciplinary Counsel to file an application under Enforcement Rule 321; or

* * * * *

Subchapter G. EMERGENCY PROCEEDINGS

§ 91.151. Emergency temporary suspension orders and related relief.

* * * * *

(e) *Contempt of the Board.* Enforcement Rule 208(f)(5) provides that:

(1) the Board on its own motion, or upon the petition of Disciplinary Counsel, may issue a rule to show cause why the respondent-attorney should not be placed on temporary suspension whenever it appears that the respondent-attorney has disregarded an applicable provision of the Enforcement Rules, **[refused] failed to maintain or produce the records required to be maintained and produced under Pa.R.P.C. 1.15(c) and subdivisions (e) and (g) of Enforcement Rule 221 in response to a request or demand authorized by Enforcement Rule 221(g) or any provision of these Rules, failed to comply with a valid subpoena, or engaged in other conduct that in any such instance materially delays or obstructs the conduct of a proceeding under this Subpart;**

(2) the rule to show cause shall be returnable within **[30] ten days;**

(3) if the response to the rule to show cause raises issues of fact, the **[Chair of the] Board Chair** may direct that a hearing be held before a member of the Board who shall submit a report to the Board upon the conclusion of the hearing;

(4) if the period for response to the rule to show cause has passed without a response having been filed, or after consideration of any response and any report of a Board member following a hearing under paragraph (3), the Board may recommend to the Supreme Court that the respondent-attorney be placed on temporary suspension; and

(5) the recommendation of the Board shall be reviewed by the Supreme Court as provided in § 89.207 (relating to review and action in the Supreme Court), **although the time for either party to file with the Court a petition for review of the recommendation or determination of the Board shall be fourteen days after the entry of the Board's recommendation or determination, and any answer or responsive pleading shall be filed within ten days after service of the petition for review.**

* * * * *

Subchapter H. FUNDS OF CLIENTS AND THIRD PERSONS; MANDATORY OVERDRAFT NOTIFICATION

§ 91.177. Required records.

(a) *In general.* Enforcement Rule 221(e) provides that an attorney shall maintain and preserve for a period of five years after termination of the client-lawyer or Fiduciary relationship or after distribution or disposition of the property, whichever is later, the following records:

(1) the writing required by Pa.R.P.C. 1.5 (relating to the requirement of a writing communicating the basis or rate of the fee);

(2) the records identified in Pa.R.P.C. 1.5(c) (relating to the requirement of a written fee agreement

and distribution statement in a contingent fee matter); and

(3) the following books and records for each Trust Account and for any other account in which Rule 1.15 Funds are held:

[(1)] (i) all transaction records provided to the attorney by the **[Eligible] Financial Institution**, such as periodic statements, canceled checks in whatever form, deposited items and records of electronic transactions; and

[(2)] (ii) check register or separately maintained ledger, which shall include the payee, date, **purpose** and amount of each check, withdrawal and transfer, the payor, date, and amount of each deposit, and the matter involved for each transaction; **provided, however, that where an account is used to hold funds of more than one client, a lawyer shall also maintain an individual ledger for each trust client, showing the source, amount and nature of all funds received from or on behalf of the client, the description and amounts of charges or withdrawals, the names of all persons or entities to whom such funds were disbursed, and the dates of all deposits, transfers, withdrawals and disbursements.**

(b) Regular trial balance and monthly reconciliations. Enforcement Rule 221(e) also provides that: a regular trial balance of the individual client trust ledgers shall be maintained; the total of the trial balance must agree with the control figure computed by taking the beginning balance, adding the total of moneys received in trust for the client, and deducting the total of all moneys disbursed; on a monthly basis, a lawyer shall conduct a reconciliation for each fiduciary account; and the reconciliation is not complete if the reconciled total cash balance does not agree with the total of the client balance listing.

(c) Preservation of records and computations. Enforcement Rule 221(e) provides that a lawyer shall preserve for a period of five years copies of all records and computations sufficient to prove compliance with the requirement of subsection (b).

[(b)] (d) Form. Enforcement Rule 221(f) provides that the records required by this **[rule] section** may be maintained in **[electronic or] hard copy form or by electronic, photographic, or other media provided that the records otherwise comply with this section and that printed copies can be produced.** Whatever method is used to maintain required records must have a backup so that the records are secure and always available. If records are kept only in electronic form, then such records shall be backed up **[at least monthly on a separate electronic storage device], on a separate electronic storage device, at least at the end of any day on which entries have been entered into the records.**

[(c) Availability. Enforcement Rule 221(g) provides that the records required by this rule may be subject to subpoena and must be produced in connection with an investigation or hearing pursuant to these rules; and that failure to produce such records may result in the initiation of proceedings pursuant to § 91.151 (relating to emergency temporary suspension orders and related relief), which permits disciplinary counsel to commence a pro-

ceeding for the temporary suspension of a respondent-attorney who refuses to comply with a valid subpoena.]

(*Editor's Note:* Rules 91.178 and 91.179 are new and printed in regular type to enhance readability.)

§ 91.178. Availability of required records and requirement to produce.

(a) *In general.* Enforcement Rule 221(g) provides that the records required to be maintained by Pa.R.P.C. 1.15 shall be readily accessible to the lawyer and available for production to the Pennsylvania Lawyers Fund for Client Security and the Office of Disciplinary Counsel in a timely manner upon request or demand by either agency made pursuant to the Enforcement Rules, these Rules, the Pennsylvania Lawyers Fund for Client Security Board Rules and Regulations, agency practice, or subpoena.

(b) *Request for production by letter.* Enforcement Rule 221(g)(1) provides that upon a request by Disciplinary Counsel under subdivision (g) of that Enforcement Rule, which request may take the form of a letter to the respondent-attorney briefly stating the basis for the request and identifying the type and scope of the records sought to be produced, a respondent-attorney must produce the records within ten business days after personal service of the letter on the respondent-attorney or after the delivery of a copy of the letter to an employee, agent or other responsible person at the office of the respondent-attorney as determined by the address furnished by the respondent-attorney in the last registration statement filed by the respondent-attorney pursuant to Enforcement Rule 219(d) (relating to annual registration of attorneys), but if the latter method of service is unavailable, within ten business days after the date of mailing a copy of the letter to the last registered address or addresses set forth on the statement.

(c) *Request for production pursuant to Board Rule.* Enforcement Rule 221(g)(2) provides in part that when Disciplinary Counsel's request or demand for Pa.R.P.C. 1.15 records is made under an applicable provision of these Rules, the respondent-attorney must produce the records and must do so within the time frame established by these Rules. *See* § 87.7(e) (relating to production of Pa.R.P.C. 1.15 records upon Disciplinary Counsel's request in a Form DB-7 (Request for Statement of Respondent's Position) or Form DB-7A (Supplemental Request for Statement of Respondent's Position)).

(d) *Request for production by subpoena.* Enforcement Rule 221(g)(2) provides in part that when Disciplinary Counsel's request or demand for Pa.R.P.C. 1.15 records is made by subpoena under Enforcement Rule 213(a), the respondent-attorney must produce the records and must do so within the time frame established by Enforcement Rule 213 and these Rules. *See* Enforcement Rule 213(b) and § 91.2(b) (both of which relate to procedure for issuance of subpoenas).

§ 91.179. Effect of failure to produce required records.

Enforcement Rule 221(g)(3) provides that failure to produce Pa.R.P.C. 1.15 records in response to a request or demand for such records may result in the initiation of proceedings pursuant to Enforcement Rule 208(f)(1) or (f)(5) (relating to emergency temporary suspension orders and related relief), the latter of which specifically permits Disciplinary Counsel to commence a proceeding for the temporary suspension of a respondent-attorney who fails to maintain or produce Pa.R.P.C. 1.15 records after

receipt of a request or demand authorized by subdivision (g) of Enforcement Rule 221 or any provision of these Rules; and that if at any time a hearing is held before the Board pursuant to Enforcement Rule 208(f) (or § 91.151 relating to emergency temporary suspension orders and related relief) as a result of a respondent-attorney's alleged failure to maintain or produce Pa.R.P.C. 1.15 records, a lawyer-Member of the Board shall be designated to preside over the hearing.

Official Note: If Disciplinary Counsel files a petition for temporary suspension, the respondent-attorney will have an opportunity to raise at that time any claim of impropriety pertaining to the request or demand for records.

CHAPTER 93. ORGANIZATION AND ADMINISTRATION

**Subchapter G. FINANCIAL MATTERS
TAXATION OF COSTS**

§ 93.111. Determination of reimbursable expenses.

(a) *General rule.* Enforcement Rule 208(g)(2) provides that expenses taxable by the Board pursuant to § 89.205(b) (relating to informal admonition or private reprimand following formal hearing) shall be prescribed by these rules. *See also* § 89.209 (relating to expenses of formal proceedings) and § 89.278 (relating to expenses of reinstatement proceedings).

(b) *Enumeration of expenses.* Taxable expenses under these rules shall include, but not be limited to, the following:

- (1) court reporter fees and transcript costs;
- (2) the fees and expenses of expert and other witnesses;
- (3) the cost of serving subpoenas, pleadings and briefs;
- (4) the charges by banks and other institutions for production of statements, checks and other records in response to subpoenas or otherwise;
- (5) the cost of reproducing documents introduced or offered as evidence at hearings; [and]
- (6) the cost of reproducing pleadings and briefs[.]; and

(7) the cost of publishing notices in the legal journal and a newspaper of general circulation as required by Enforcement Rule 217(f) (relating to publication of a notice of suspension, disbarment, administrative suspension or transfer to inactive status) or § 89.274(b) (relating to publication of a notice of reinstatement hearing).

(c) *Administrative fee.* Enforcement Rule 208(g)(3) provides that the expenses taxable under § 89.205(b) (relating to informal admonition, private reprimand, or public reprimand following formal hearing) or § 89.209 (relating to expenses of formal proceedings) may include an administrative fee except that an administrative fee shall not be included where the discipline imposed is an informal admonition; and that the administrative fee shall be \$250.

ANNUAL REGISTRATION OF ATTORNEYS

§ 93.142. Filing of annual fee form by attorneys.

(a) *Transmission of form.* Enforcement Rule 219(c) provides that on or before May 15 of each year the Attorney Registration Office shall transmit to all attorneys required by the rule to pay an annual fee, except those

attorneys who have elected electronic filing, a form required by subsection (b) of this section; and that on or before May 15 of each year subsequent to the year in which an attorney elects electronic filing, the Attorney Registration Office shall transmit to such attorney a notice by e-mail to register by July 1.

(b) *Filing of annual fee form.* Enforcement Rule 219(d) provides that on or before July 1 of each year all attorneys required by the rule to pay an annual fee shall file with the Attorney Registration Office a signed or electronically endorsed form prescribed by the Attorney Registration Office in accordance with the following procedures:

(1) The form shall set forth:

(i) The date on which the attorney was admitted to practice, licensed as foreign legal consultant, granted limited admission as an attorney participant in defender and legal services programs pursuant to Pa.B.A.R. 311, or issued a Limited In-House Corporate Counsel License, and a list of all courts (except courts of this Commonwealth) and jurisdictions in which the person has ever been licensed to practice law, with the current status thereof.

(ii) The current residence and office addresses of the attorney, each of which shall be an actual street address or rural route box number, and the Attorney Registration Office shall refuse to accept a form that sets forth only a post office box number for either required address. A preferred mailing address different from those addresses may also be provided on the form and may be a post office box number. The attorney shall indicate which of the addresses, the residence, office or mailing address, as well as telephone and fax number will be accessible through the website of the Board (<http://www.padisdisciplinaryboard.org/>) and by written or oral request to the Board. Upon an attorney's written request submitted to the Attorney Registration Office and for good cause shown, the contact information provided by the attorney will be nonpublic information and will not be published on the Board's website or otherwise disclosed.

Official Note: The Note to Enforcement Rule 219(d)(1)(ii) explains that public web docket sheets will show the attorney's address as entered on the court docket.

(iii) The name of each [**financial institution in Pennsylvania**] **Financial Institution, as defined in § 91.171 (Definitions), within or outside this Commonwealth** in which the attorney on May 1 of the current year or at any time during the preceding 12 months held funds of a client or a third person subject to Rule 1.15 of the Pennsylvania Rules of Professional Conduct. The form shall include the name and account number for each account in which the [**lawyer holds**] **attorney held** such funds, and each IOLTA Account shall be identified as such. The form provided to a person holding a Limited In-House Corporate Counsel License or a Foreign Legal Consultant License need not request the information required by this subparagraph.

Official Note: If an attorney employed by a law firm receives fiduciary funds from or on behalf of a client and deposits or causes the funds to be deposited into a law firm account, the attorney must report the account of deposit under this subparagraph.

(iv) Every account not reported under subparagraph (iii), that held funds of a client or third party, and over which the attorney had sole or shared signature authority or authorization to transfer funds to or from the account, during the same time period specified in subparagraph (iii). For each account, the attorney shall provide the name of the financial institution (whether or not the entity qualifies as a "Financial Institution" under RPC 1.15(a)(4)), location, and account number.

(v) Every business operating account maintained or utilized by the attorney in the practice of law during the same time period specified in subparagraph (iii). For each account, the attorney shall provide the name of the financial institution, location and account number.

[(iv)] (vi) A certification reading as follows: "I certify that all Trust Accounts that I maintain are in financial institutions approved by the Supreme Court of Pennsylvania for the maintenance of such accounts pursuant to Pennsylvania Rule of Disciplinary Enforcement 221 (relating to mandatory overdraft notification) and that each Trust Account has been identified as such to the financial institution in which it is maintained."

[(v)] (vii) A statement that any action brought against the attorney by the Pennsylvania Lawyers Fund for Client Security for the recovery of monies paid by the Fund as a result of claims against the attorney may be brought in the Court of Common Pleas of Allegheny, Dauphin or Philadelphia County.

[(vi)] (viii) Whether the attorney is covered by professional liability insurance on the date of registration in the minimum amounts required by Rule of Professional Conduct 1.4(c). Rule 1.4(c) does not apply to attorneys who do not have any private clients, such as attorneys in full-time government practice or employed as in-house corporate counsel.

Official Note: The Disciplinary Board will make the information regarding insurance available to the public upon written or oral request and on its website. The requirement of Rule 219(d)(3) that every attorney who has filed an annual fee form or elects to file the form electronically must notify the Attorney Registration Office of any change in the information previously submitted within 30 days after such change will apply to the information regarding insurance.

[(vii)] (ix) Such other information as the Attorney Registration Office may from time to time direct.

(2) Payment of the annual fee shall accompany the form. IOLTA, trust, escrow and other fiduciary account checks tendered in payment of the annual fee will not be accepted. If the form and payment are incomplete or if a check in payment of the annual fee has been returned to the Board unpaid, the annual fee shall not be deemed to have been paid until a collection fee, and one or both of the late payment penalties prescribed in § 93.144(a)(1) and (2) of these rules if assessed, shall also have been paid. The amount of the collection fee shall be established by the Board annually after giving due regard to the direct and indirect costs incurred by the Board during the preceding year for checks returned to the Board unpaid. On or before July 1 of each year the Office of the Secretary shall publish in the *Pennsylvania Bulletin* a notice of the collection fee established by the Board for the coming registration year.

(3) Every attorney who has filed the form or elects to file the form electronically shall notify the Attorney Registration Office of any change in the information previously submitted, including e-mail address, within 30 days after such change.

(4) Upon original admission to the bar of this Commonwealth, licensure as a Foreign Legal Consultant, issuance of a Limited In-House Corporate Counsel License, or limited admission as an attorney participant in defender and legal services programs pursuant to Pa.B.A.R. 311, a person shall concurrently file a form under this section for the current registration year, but no annual fee shall be payable for the registration year in which originally admitted or licensed.

CHAPTER 95. STATEMENTS OF POLICY

§ 95.2. Investigation of the **mishandling and conversion of funds.**

[Where the Office of Disciplinary Counsel receives evidence of the conversion of entrusted funds by a respondent-attorney, it is the policy of the Board that Disciplinary Counsel shall seek the issuance of a subpoena duces tecum to the respondent-attorney and any relevant financial institution for at least the following records:]

(a) Where the Office of Disciplinary Counsel has some factual basis to support a suspicion or concern that there has been improper commingling or mishandling of entrusted funds or a failure to promptly account for or distribute such funds by a respondent-attorney, it is the policy of the Board that Disciplinary Counsel shall make a request or demand to the respondent-attorney for all relevant records, including the records required to be maintained under Pa.R.P.C. 1.15(c), Enforcement Rule 221(e), and § 91.177(a) (all of which relate to required records), unless such a request or demand would jeopardize an ongoing investigation. Disciplinary Counsel shall utilize one or more of the procedures authorized by Enforcement Rule 221(g) and § 91.178 (relating to availability of required records and requirement to produce), and Enforcement Rule 213 and § 91.2 (relating to subpoenas).

Official Note: An administrative agency's request or demand for production of required records has been upheld if the agency has some factual basis to support a suspicion or concern that the law has been violated even if the evidence does not establish a violation, or the circumstances justify the agency's seeking assurances that the law has not been violated; 2) the records sought are reasonably relevant to the inquiry; and 3) the demand is not too indefinite or overbroad. *United States v. Morton Salt Co.*, 338 U.S. 632, 642-643, 652 (1950), cited in *State Real Estate Com. v. Roberts*, 441 Pa. 159, 164-165, 271 A.2d 246, 248 (1970), *cert. denied*, 402 U.S. 905 (1971); *Unnamed Attorney v. Attorney Grievance Comm'n*, 313 Md. 357, 364-365, 545 A.2d 685, 689 (1988).

(b) Where the Office of Disciplinary Counsel receives evidence of the misappropriation or conversion of entrusted funds by a respondent-attorney, it is the policy of the Board that Office of Disciplinary Counsel shall seek to obtain relevant records under the procedures in subsection (a), and, where deemed appropriate or necessary, seek the issuance of a subpoena duces tecum to the respondent-

attorney and any relevant financial institution for some or all of the following records:

(1) all accounts into which the respondent-attorney may have deposited or otherwise transferred entrusted funds during a period reasonably related to that during which the **misappropriation or conversion** occurred; [and]

(2) those records which are required to be maintained under [**the Disciplinary Rules relating to the handling or holding of funds or other property.**] Pa.R.P.C. 1.15(c), Enforcement Rule 221(e), and § 91.177(a)—(c); and

[**Official Note:** The records referred to in paragraph (2) include those maintained under former DR 9-102 of the Code of Professional Responsibility and Rules 1.5(c) and 1.15 of the Rules of Professional Conduct.]

(3) all other records that may be relevant or necessary to confirming, corroborating or determining the extent of the misappropriation or conversion.

(c) *No limitation intended.* This section does not prohibit Disciplinary Counsel, at any stage of an investigation, from: 1) verbally requesting that a respondent-attorney voluntarily produce records; 2) seeking records from a financial institution or a person other than the respondent-attorney; or 3) seeking relevant records, by any authorized manner, of any type or nature and in relation to a suspected violation of a type other than one identified in this section.

§ 95.3. **Monitoring of notices to be sent by formerly admitted attorneys.**

It is the practice of the Office of the Secretary to monitor the filing by formerly admitted attorneys of the verified statement of compliance required under § [91.95] 91.96 (relating to proof of compliance) and, if the statement is not filed within the prescribed period, the Office of the Secretary will mail to the formerly admitted attorney a reminder of the obligation under § [91.95] 91.96 to file the statement. Failure by the Office of the Secretary to mail the reminder, or failure by the formerly admitted attorney to receive the reminder, shall not relieve the formerly admitted attorney of the obligation to file the verified statement of compliance. As required by § [91.98] 91.99 (relating to maintenance of records), the Office of the Secretary will not accept for filing a petition for reinstatement until the formerly admitted attorney has filed the verified statement of compliance or obtained a waiver from the Board of the requirement to file the statement. **As required by Enforcement Rule 217(e)(3) and subsections (a) and (b) of § 89.272 (relating to waiting period), if an order of disbarment or suspension for a period exceeding one year is entered on or after February 28, 2015, the waiting period for eligibility to apply for reinstatement to the practice of law shall not begin until the formerly admitted attorney who is the subject of that order files the verified statement of compliance required by § 91.96.**

[Pa.B. Doc. No. 15-152. Filed for public inspection January 30, 2015, 9:00 a.m.]

Title 255—LOCAL COURT RULES

CLINTON COUNTY

Adult Probation and Parole Services Administrative Fee; No. AD-3-2014

Order of Court

And Now, this 8th day of December, 2014, pursuant to 42 Pa.C.S.A. § 9728(g), the Court hereby orders the imposition of a monthly probation administrative fee of Ten and 00/100 (\$10.00) Dollars per month assessed against all offenders placed on probation, parole, accelerated rehabilitative disposition (ARD), probation without verdict (PWV), or intermediate punishment (IP). Said increase is to be effective thirty (30) days after publication in the *Pennsylvania Bulletin* and applied only to offenders sentenced or placed on ARD on or after the publication requirement has been satisfied. In support of this Order establishing a monthly probation administrative fee, the Court finds as follows:

1. That pursuant to 42 Pa.C.S.A. § 9728(g), any costs of the Adult Probation Department, including but not limited to, any reasonable administrative costs associated with the collection of restitution, reparation fees, costs, and fines, shall be borne by the offender.

2. That, heretofore, the Court never assessed a monthly probation administrative fee against offenders sentenced to probation, parole, ARD, PWV, or IP.

3. That the Adult Probation Department expends significant time and resources administering and collecting restitution, reparation fees, costs, and fines from offenders placed on probation, parole, ARD, PWV, and IP.

4. That the Court, through the Adult Probation Department, can no longer solely bear all of the costs of collecting restitution from offenders placed on probation, parole, ARD, PWV, and IP, and that it is fair and reasonable to assess a monthly probation administrative fee against offenders for this purpose.

The following guidelines shall be implemented in the assessment and collection of the monthly probation administrative fee:

1. All offenders placed on probation, parole, ARD, PWV, and IP shall be assessed a monthly probation administrative fee of Ten and 00/100 (\$10.00) Dollars for every month or fraction thereof that an offender is under supervision.

2. Said monthly probation administrative fee shall be considered a condition of probation, parole, ARD, PWV, and IP. Failure to pay monthly probation administrative fees shall be considered by the Court to be a technical violation of an offender's conditions of supervision and may result in a revocation of a sentence of probation, parole, ARD, PWV, or IP.

3. The monthly probation administrative fee may be paid by the offender at one time or on a monthly basis.

4. When an offender's probation, parole, ARD, PWV, or IP is transferred to Adult Probation from another jurisdiction for supervision purposes, the monthly probation administrative fee shall be established from the date the case is accepted for supervision.

5. In those instances where an offender has multiple active cases, the monthly probation administrative fee

shall be assessed on an offender only once, and the Adult Probation Department shall apportion the monthly probation administrative fee accordingly.

6. Any offender committed to, remanded to, or detained in a jail or prison for a violation of their probation, parole, ARD, PWV, or IP shall have their monthly probation administrative fee accrue until such time as the Court revokes said probation, parole, ARD, PWV, or IP. Upon release, the monthly probation administrative fee shall be re-assessed by the Adult Probation Department if the offender will be under the supervision of the Adult Probation Department.

7. The funds collected pursuant to this administrative order shall be deposited in a fund for the exclusive use by the Twenty-Fifth Judicial District of Pennsylvania. This fund shall be used to support the operation of the Court's Adult Probation Department, technology enhancement, and education and training for Adult Probation officers and staff. Expenditures from this account can be authorized only by the President Judge. An accounting of this administrative fee account shall be made quarterly by the Chief Probation Officer in writing to the President Judge.

By the Court

CRAIG P. MILLER,
President Judge

[Pa.B. Doc. No. 15-153. Filed for public inspection January 30, 2015, 9:00 a.m.]

UNION COUNTY

Judicial Administration; CP-60-AD-1-2015

Order

And Now, January 7, 2015, the 17th Judicial District Local Rule of Judicial Administration 17CR9756-UC, Re-entry Plan, is adopted for use in Union County, Court of Common Pleas of the 17th Judicial District, Commonwealth of Pennsylvania, effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

The 17th Judicial District Court Administrator is Ordered and Directed to do the following:

1) File seven (7) certified copies of this Order and Rule with the Administrative Office of the Pennsylvania Courts.

2) Forward two (2) certified copies of this Order and Rule and a computer diskette containing the text of the Rule to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3) Forward one (1) certified copy of this Order and Rule to the Civil Procedural Rules Committee of the Supreme Court of Pennsylvania.

4) Copies shall be kept continuously available for public inspection in the Office of the Union County Prothonotary.

By the Court

MICHAEL T. HUDOCK,
President Judge

17CR9756-UC

UNION COUNTY COURT OF COMMON PLEAS REENTRY PLAN

I—Sentencing Considerations

The Court of Common Pleas of and for Union County, in collaboration with the Union County Probation Department have created this reentry plan with a focus on certain attainable goals. First and foremost are the rehabilitative needs of the offender. Clearly all offenders sentenced to periods of confinement in our county jail will eventually be returned to the community. Most of these individuals will be reintegrated into the community as part of a parole plan, while a very small percentage of offenders will serve their maximum sentence in confinement and will be returned to the community without the benefit of a structured parole plan. In either case, the likelihood the individual will be successful in a return to society is increased dramatically if their rehabilitative needs are accurately identified and addressed while they are still in confinement.

Secondly, the Court must impose a sentence consistent with the protection of the public. Therefore, it is absolutely essential that individuals referred to the Union County Probation Department be subjected to a comprehensive Risk/Needs Assessment. This assessment shall be performed on all individuals referred to the field agency regardless of the manner in which their case is disposed. In cases where the Court has imposed a sentence of probation or intermediate punishment, there is a reasonable expectation that the individual is perceived to present a low risk to the public. Those individuals sentenced to confinement generally present an elevated risk to the public and through an approved assessment tool probation staff can identify areas of concern. Measures can then be taken to reduce those risk factors while the individual remains incarcerated.

Thirdly, when imposing a sentence of confinement the Court shall “consider the gravity of the offense as it relates to the impact on the life of the victim and on the community.” This consideration moves a more punitive sentence to the forefront and places less emphasis on the rehabilitative needs of the offender or the risks the individual presents to the community at large. Nevertheless, planning for the eventual reentry of the individual into the community should begin immediately upon sentence commencement and shall include a Risk/Needs Assessment, goal identification and implementation of programming.

Finally, the inherent costs associated with housing inmates in the county jail must be weighed against the punitive and rehabilitative needs of the offender and the risks the individual poses to the public. Due to the limited capacity of the Union County Jail, the institutional population is constantly well beyond 100%, resulting in inmates being housed in neighboring county jails at per diems ranging from \$60 to \$100. If the risks and needs of the offender can be addressed short of incarceration, sentences of probation or intermediate punishment should be considered. If incarceration remains the most viable option, then reentry of the offender into the community must be given forethought and planning from the time of sentence commencement.

II—Programming

Among the most common obstacles facing Union County inmates are drug and/or alcohol addiction, lack of education, inadequate or no available housing, poor em-

ployment records coupled with lack of job skills, limited life skills and an absence of a positive support network. Additionally, some inmates struggle with mental health disorders including anger issues and/or poor impulse control. Many of these individuals are without the resources needed to obtain appropriate treatment and/or prescription medications.

Union County is fortunate to be in a somewhat unique position. In 2012, the county implemented a day reporting program which now provides programming for many of the obstacles facing inmates as they prepare for reentry. In April of 2013, all programming was moved to the Day Reporting Center at 480 Hafer Road, Lewisburg, PA. In a sense, Union County provides “one stop shopping” in a building which previously housed the local Army Reserve Unit. Unlike many county day reporting programs, Union County not only owns the facility and the five acres of land on which it sits, but they also employ the staff providing oversight for the various programs. Full time employees with offices at the Day Reporting Center include a program director, two adult probation officers (one whose primary focus is community service), a maintenance supervisor, and an administrative assistant. Contracted services provided at the center include G.E.D. instruction through the Central Susquehanna Intermediate Unit, Retail Theft Prevention contracted through the National Association For Shoplifting Prevention and Drug and Alcohol Counseling contracted through Gaudenzia, Inc. Additional non-contracted services include life skills through the Community Action Agency, job search using computers linked to Career Link, coordination of community service both on grounds and off, and Anger Management and Credit counseling as needed.

III—Reentry

In determining an offender’s eligibility to participate in a formal reentry program, the Union County Probation Department (UCPD) shall first consider the criteria set forth under 61 Pa.C.S.A. 4503. If the offender meets these eligibility requirements the court shall, when imposing sentence, designate the offender as being eligible for formal reentry. Additionally, the sentencing authority shall order the offender to successfully participate in any and all mandated treatment or programming as directed by the UCPD. Any failure to do so will result in the offender’s eligibility to participate in formal reentry being revoked as herein described. (Appendix A)

The general requirements for formal reentry shall include but may not be limited to the following:

1. The UCPD certified that it has conducted an appropriate assessment of the treatment needs and risks of the inmate using a standardized assessment tool.
2. The UCPD certified that it developed a program plan based on the assessment conducted under paragraph 1, that is designed to reduce the risk of recidivism through the use of Recidivism Risk Reduction Incentive (RRRI) programs authorized and approved by the Court.
3. The UCPD advised the inmate that he or she is required to successfully participate in the designated treatment and/or programs and successfully complete same.
4. The inmate has successfully participated in all required RRRI programs and, if an appropriate period of time was available, has successfully completed those programs.
5. The inmate has maintained a good conduct record following the imposition of the RRRI minimum sentence.

6. The reentry plan for the inmate is adequate.
7. Individual conditions and requirements for parole have been established.
8. The UCPD has certified that the inmate continues to be an eligible offender.
9. There is no reason to believe that the inmate poses an unreasonable risk to public safety.

Inmates designated as being eligible to participate in a formal reentry program shall be considered parole eligible in accordance with the provisions set forth under 61 Pa.C.S.A. 4505(c) referenced Recidivism Risk Reduction Incentive (RRRI)-minimum sentence. The RRRI minimum sentence shall be equal to 3/4th of the minimum sentence imposed. For purposes of these calculations, partial days shall be rounded to the nearest whole day.

APPENDIX A

Inmates designated by the Court as being eligible for formal reentry shall be expected to follow all rules and regulations imposed by the Warden of the Union County Jail or his designee, all rules and conditions imposed by the Union County Probation Department, and all directives from treatment or program providers. Furthermore, the inmate shall comply with all conditions ordered by the sentencing authority.

All allegations of misconduct shall be reported and documented in accordance with the Union County Prison-Inmate Disciplinary Procedures Policy. (Appendix B) Acts of misconduct which potentially could impact on an inmate's eligibility for formal reentry shall be reviewed jointly by Union County Prison staff and the Chief Probation Officer as set forth in Appendix B. Inmates found to be in noncompliance shall be sanctioned using an assignment of points with an accumulation of 5 points or more disqualifying an inmate from formal reentry eligibility (Appendix C). An added penalty for accruing 5 or more points shall be that the inmate will be ineligible for parole for one additional week beyond his or her minimum sentence for each accrued point. For purposes of calculation, the minimum sentence shall be the term imposed by the sentencing authority, not the RRRI minimum.

APPENDIX B

Policy: INMATE DISCIPLINARY PROCEDURES

Policy Number: 95.240

Attachments:

- 1 CLASS I CHARGES
- 2 CLASS II CHARGES
- 3 CLASS II CHARGES
- 4 MISCONDUCT & DISPOSITION FORMS

Date of Issue: 2-Apr-10

Revision Date: 4-Sep-12

Reviewed Annually: See annual review page

I. Policy

It is the policy of the Union County Prison to operate a disciplinary process that provides clear notice of prohibited behavior, outlines a fundamentally fair hearing process, and establishes consistent sanctions for violations of Prison rules and regulations. It is also the policy of the Prison that information concerning an inmate's criminal acts shall be forwarded to appropriate court or law enforcement officials for consideration for prosecution.

II. Procedures

Every inmate under the jurisdiction of the Prison is expected to follow Prison rules and regulations. In the

event that an inmate violates Prison rules and regulations, the violation shall be reported and disposed of either by an informal or formal resolution process. The informal resolution process shall be used for those violations that are considered less serious in nature, while the formal resolution process shall be used for violations of a more serious nature. Attachment A provides a list of misconduct that may result in the commencement of disciplinary procedures. Only Class II and Class III charges are subject to informal resolution by the Lieutenant and Prison Supervisor. Class I charges must be disposed of formally by the Lieutenant and Prison Supervisor.

A. Misconduct Reports

1 Every misconduct is to be reported on a Misconduct Report. An inmate charged with any of the listed misconduct will receive a copy of the report.

2 The Misconduct Report is used to give notice to the inmate of the misconduct with which he/she has been charged and to report the facts upon which the charges are based. The Report will be used as evidence against the inmate during the misconduct hearing or the informal resolution meeting.

3 The Misconduct Report shall be written by either the charging staff member or contract personnel who has personal knowledge of the misconduct or by a staff member at the direction of a person who has personal knowledge of the misconduct.

4 The Misconduct Report will be written and submitted to the Lieutenant, Prison Supervisor or OIC before the tour of duty concludes on the same day/shift that the charging staff member or contract personnel have knowledge of the violation. If not, the Report must include a justification for the delay.

5 The Misconduct Report shall be investigated as required, reviewed and approved by the Lieutenant or Prison Supervisor prior to service of the Misconduct Report on the inmate. The Lieutenant or Prison Supervisor, as an alternative to approving the Misconduct Report, may refer the matter for informal resolution under this Policy.

6 The Lieutenant will enter all pertinent information regarding the misconduct into the Department misconduct tracking system.

B. Service of Misconduct Report

1 The inmate shall be personally served with the Misconduct Report the same day the report is written. If the Misconduct Report is not served the same day the report is written, the Lieutenant or Prison Supervisor must determine why the Report was not served and supply justification.

2 Someone other than the charging staff member will serve the Misconduct Report.

3 The staff member who serves the Misconduct Report shall record the date and time of service on the Misconduct Report immediately prior to giving the inmate a copy of the Misconduct Report.

C. Informal Resolution of Misconduct

1 The misconduct charge(s) eligible for informal resolution are:

- a. all Class II charges and;
- b. all Class III charges

2 The Lieutenant and Prison Supervisor will review all eligible Misconduct Reports for informal resolution. The staff member issuing the misconduct may recommend informal resolution for eligible charges, but the Lieutenant and Prison Supervisor, who will base his/her choice on the relative seriousness of the misconduct and the inmate's previous misconduct history, shall make the decision. The Lieutenant and Prison Supervisor must justify the reason why an eligible charge was not referred for informal resolution under the immediate action section of the Misconduct Report. All misconducts selected for informal resolution will be logged.

3 The Lieutenant and Prison Supervisor will meet with the inmate for disposition of the misconduct charge(s) within seven working days. The reporting staff member is encouraged, but not required, to attend the meeting. No assistance or witnesses are permitted at these meetings. The inmate will be permitted to give his/her version of the events at the meeting.

4 At the conclusion of the meeting, the Lieutenant and Prison Supervisor shall take one of the following actions and note the action taken on a General Report form:

- a. no action
- b. reprimand and warning;
- c. up to seven days cell restriction
- d. up to seven days loss of specified privileges (telephone, yard, dayroom, etc.);
- e. one week loss of commissary;
- f. assignment of additional work duties for which the inmate shall not be compensated; or
- g. assess restitution for damaged or destroyed property of Union County or another inmate, provided that the inmate agrees to make restitution. If the inmate refuses to agree to make restitution, the matter shall be referred back to the Lieutenant and Prison Supervisor for formal resolution.

5 When the Lieutenant and Prison Supervisor assess restitution for damaged or destroyed property of Union County or another inmate, 50% thereof can be taken from the current balance of the inmate's inmate account and 50% thereof in subsequent months until the debt is satisfied. However, funds shall not be deducted from the inmate account until such time as an appeal or the time for an appeal has passed.

6 The copy of the form designated for the inmate is given to him/her at the conclusion of the meeting. All other copies of the form are to be disseminated as indicated on the form.

7 The inmate may appeal the action taken at the meeting to the Warden, but only in those cases where the inmate believes that the action is disproportionate to the misconduct. The inmate has seven days to appeal.

D. Misconduct Hearing

1 A misconduct hearing shall be held for all Class I misconduct charges and as provided in Section II.C. of this Policy.

2 The Lieutenant and Prison Supervisor shall conduct the misconduct hearing.

3 The misconduct hearing shall be scheduled no less than 24 hours or no more than seven working days, excluding weekends and County holidays, after service of the Misconduct Report.

4 The inmate shall be informed of the time of the hearing 24 hours in advance of the scheduled misconduct hearing.

5 The inmate will be present during the misconduct hearing, unless the inmate waives that right in writing or refuses to attend.

6 If the charged inmate becomes disruptive at the hearing or refuses to follow the instructions given by the Lieutenant or Prison Supervisor, he/she will be removed and the hearing conducted without the inmate being present.

7 Inmate Assistance—

a. In cases when it is apparent that an inmate is not capable of collecting and presenting evidence effectively on his/her own behalf, assistance shall be permitted. The criterion for capability is the inability of the inmate to understand the English language or the inability to read or understand the misconduct charge(s) and/or the evidence.

b. The Lieutenant and Prison Supervisor will approve/disapprove requests for an inmate to have assistance at the hearing.

c. If approved by the Lieutenant and Prison Supervisor, the inmate shall be permitted assistance at the hearing from any staff member or any inmate in the same population status.

d. The inmate shall be permitted to meet with the assistant for an appropriate period of time before the hearing.

8 At the hearing, the misconduct charge(s) shall be read to the inmate. The Lieutenant or Prison Supervisor shall request the inmate's plea to each individual charge.

9 *Inmate Version*—The inmate may submit his/her version in writing or may orally present his/her version that shall be summarized as part of the hearing record.

10 Witnesses—

a. The inmate may request to have up to three witnesses or a written statement from witnesses for the hearing.

b. All witnesses shall be approved by the Lieutenant and Prison Supervisor.

c. The Lieutenant and Prison Supervisor may approve the presence of a staff member or witness only if the staff member or witness has knowledge of the incident, is present on facility grounds, and only if the testimony is needed to establish the guilt or innocence of the inmate.

d. Up to three relevant witnesses, who have been properly requested and approved, may be permitted. One of the three witnesses may be the staff member who witnessed the misconduct violation or the charging staff member.

e. If an inmate witness or assistant becomes disruptive at the hearing or refuses to follow the instructions given by the Lieutenant or Prison Supervisor, he/she shall be removed and the hearing conducted without the witness or assistant being present.

f. The Lieutenant or Prison Supervisor may question any witness. The charged inmate shall be permitted a reasonable opportunity to pose relevant questions to any adverse witness. The Lieutenant and Prison Supervisor shall control the extent of questioning.

g. The Lieutenant and Prison Supervisor shall make determinations of credibility of a witness.

h. All testimony shall be under oath.

i. If the inmate elects to plead guilty or waive his/her right to a hearing, no witnesses shall be required.

11 *Designee*—In the event the Lieutenant or Prison Supervisor is involved in the misconduct directly, the Warden will assign another staff member to replace the Lieutenant or Prison Supervisor at the hearing.

12 Any discipline shall be recorded and made part of the inmate's permanent record.

13 At the conclusion of the hearing, the Lieutenant and Prison Supervisor shall impose punishment as follows:

a. Loss of privileges, being those actions described in Section II.C.4 of this Policy; or

b. *Segregation*

14 Conditions in Segregation shall be as follows, except if safety or security is a concern:

a. The cell will be clean, well lighted, heated, ventilated and sanitary;

b. The cell shall be furnished with a mattress, bedding and toilet facilities;

c. Except in special circumstances, as for example a suspected suicide threat, the inmate shall wear prison issued clothing;

d. Three meals per day shall be provided, identical with the meals provided to the remainder of the jail population;

e. A bathing and shaving schedule shall be maintained, including the minimum twice weekly opportunities;

f. Toilet tissue and drinking water shall be provided;

g. The inmate shall have an opportunity to exercise;

h. The regular review of segregation shall be practiced, provided that the time interval shall not exceed five (5) days;

i. The segregation unit shall be adequately supervised;

j. Writing privileges shall not be denied to inmates in segregation;

k. The chaplain shall be permitted to visit regularly; and

l. The medical staff shall visit all inmates in segregation on his/her regularly scheduled visit to the prison.

m. When an inmate in disciplinary status and is deprived of any usual authorized items or activity a report of action is made to the prison administrator.

n. Inmates in disciplinary status are given the same meals served to the general population.

15 Corporal punishment, punishment by placing in a dark cell, and all cruel, inhumane or degrading punishments shall be completely prohibited.

APPENDIX C

Class 1 Misconduct Charges

Assignment of five points and immediate disqualification from formal reentry eligibility—

1. Commission of any act which results in the filing of felony or misdemeanor criminal charges.

2. Failure to return to the Union County Prison following an authorized release for purposes of employment or programming.

3. Inmate determined to be at a location other than that which was authorized as a condition of partial confinement.

4. Engaging in sexual acts with others or sodomy.

5. Assault against correctional staff.

6. Refusing to work or attend mandatory programs or encouraging others to do the same.

7. Possession of contraband including but not limited to tobacco, drug paraphernalia, any illicit or mind altering substance, alcohol, weapons or other items, which in the hands of an inmate, present a threat to the inmate, others, or to the security of the facility.

Class 2 Misconduct Charges

Assignment of two points—

1. Tattooing or other forms of self-mutilation.

2. Possessing tattooing instruments or materials.

3. Gambling or conducting a gambling operation or possessing gambling paraphernalia.

4. Extortion or blackmail.

5. Possessing or circulating a petition which is a document signed by two or more person's requesting or demanding that something happen or not happen without the authorization of the Warden.

6. Using abusive, obscene, or inappropriate language toward correctional or probation staff.

7. Violating the Union County Prison visitation regulations and/or policies.

8. Unauthorized use of mail or telephone including use of cell phone.

9. Refusing to obey an order from correctional or probation staff.

10. Theft of property from another inmate.

Class 3 Misconduct Charges

Assignment of one point—

1. Loaning or borrowing property from other inmates.

2. Lying to correctional or probation staff.

3. Failing to report the presence of contraband.

4. Body punching or horseplay.

5. Taking food from the food cart without authorization.

6. Possessing any item not authorized for retention or receipt by an inmate, not specifically enumerated as a Class 1 or 2 Misconduct Charge.

7. Any violation of a rule or regulation in the Union County Department of Corrections Inmate Handbook not specified as a Class 1 or 2 Misconduct Charge.

[Pa.B. Doc. No. 15-154. Filed for public inspection January 30, 2015, 9:00 a.m.]

RULES AND REGULATIONS

Title 58—RECREATION

GAME COMMISSION

[58 PA. CODE CH. 131]

Preliminary Provisions; Pennsylvania Hunting Heritage Registration Plate Fee

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission), on December 9, 2014, by notational vote, added § 131.10 (relating to Pennsylvania Hunting Heritage registration plate fee) to require applicants seeking authorization to request a Pennsylvania Hunting Heritage registration plate to pay a fee of \$25.

The final-form rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for the final-form rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

Notice of proposed rulemaking was published at 44 Pa.B. 7072 (November 8, 2014).

1. Purpose and Authority

Section 1355.1 of 75 Pa.C.S. (relating to Pennsylvania Hunting Heritage registration plates) establishes the Department of Transportation's authority, in consultation with the Commission, to issue Pennsylvania Hunting Heritage registration plates for eligible classes of vehicles. Section 1355.1 of 75 Pa.C.S. requires the Commission to charge a fee for the authorization to request the registration plate, but does not itself establish the fee amount. The Commission adopts § 131.10 to require applicants seeking authorization to request a Pennsylvania Hunting Heritage registration plate to pay a fee of \$25.

Section 2102(a) of the code (relating to regulations) provides that "[t]he commission shall promulgate such regulations as it deems necessary and appropriate concerning game or wildlife and hunting or furtaking in this Commonwealth, including regulations relating to the protection, preservation and management of game or wildlife and game or wildlife habitat, permitting or prohibiting hunting or furtaking, the ways, manner, methods and means of hunting or furtaking, and the health and safety of persons who hunt or take wildlife or may be in the vicinity of persons who hunt or take game or wildlife in this Commonwealth." Section 131.10 is adopted under this authority.

2. Regulatory Requirements

The final-form rulemaking adds § 131.10 to require applicants seeking authorization to request a Pennsylvania Hunting Heritage registration plate to pay a fee of \$25.

3. Persons Affected

Persons seeking Pennsylvania Hunting Heritage registration plates for eligible classes of vehicles will be affected by the final-form rulemaking.

4. Comment and Response Summary

There were no official comments received regarding the final-form rulemaking.

5. Cost and Paperwork Requirements

The final-form rulemaking will add a new fee of \$25 for applicants seeking authorization to request the new Pennsylvania Hunting Heritage registration plate. This fee will be in addition to any fee collected by the Department of Transportation under 75 Pa.C.S. § 1931(b) (relating to personal and organization registration plates). The final-form rulemaking will also create new paperwork requirements for the implementation of this program. However, these new paperwork requirements are anticipated to be minimal.

6. Effective Date

The final-form rulemaking will be effective upon publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

7. Contact Person

For further information regarding the final-form rulemaking, contact Thomas P. Grohol, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

Findings

The Commission finds that:

(1) Public notice of intention to adopt the regulation adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations thereunder, 1 Pa. Code §§ 7.1 and 7.2.

(2) The adoption of the regulation of the Commission in the manner provided in this order is necessary and appropriate for the administration and enforcement of the authorizing statute.

Order

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

(a) The regulations of the Commission, 58 Pa. Code Chapter 131, are amended by adding § 131.10 to read as set forth at 44 Pa.B. 7072.

(b) The Executive Director of the Commission shall certify this order and 44 Pa.B. 7072 and deposit them with the Legislative Reference Bureau as required by law.

(c) This order shall become effective upon final-form publication in the *Pennsylvania Bulletin*.

R. MATTHEW HOUGH,
Executive Director

Fiscal Note: Fiscal Note 48-370 remains valid for the final adoption of the subject regulation.

[Pa.B. Doc. No. 15-155. Filed for public inspection January 30, 2015, 9:00 a.m.]

STATEMENTS OF POLICY

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Department of Education

The Executive Board approved a reorganization of the Department of Education effective January 9, 2015.

The organization chart at 45 Pa.B. 562 (January 31, 2015) 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. 15-156. Filed for public inspection January 30, 2015, 9:00 a.m.]

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 January 9, 2015.

The organization chart at 45 Pa.B. 563 (January 31, 2015) 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. 15-157. Filed for public inspection January 30, 2015, 9:00 a.m.]

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

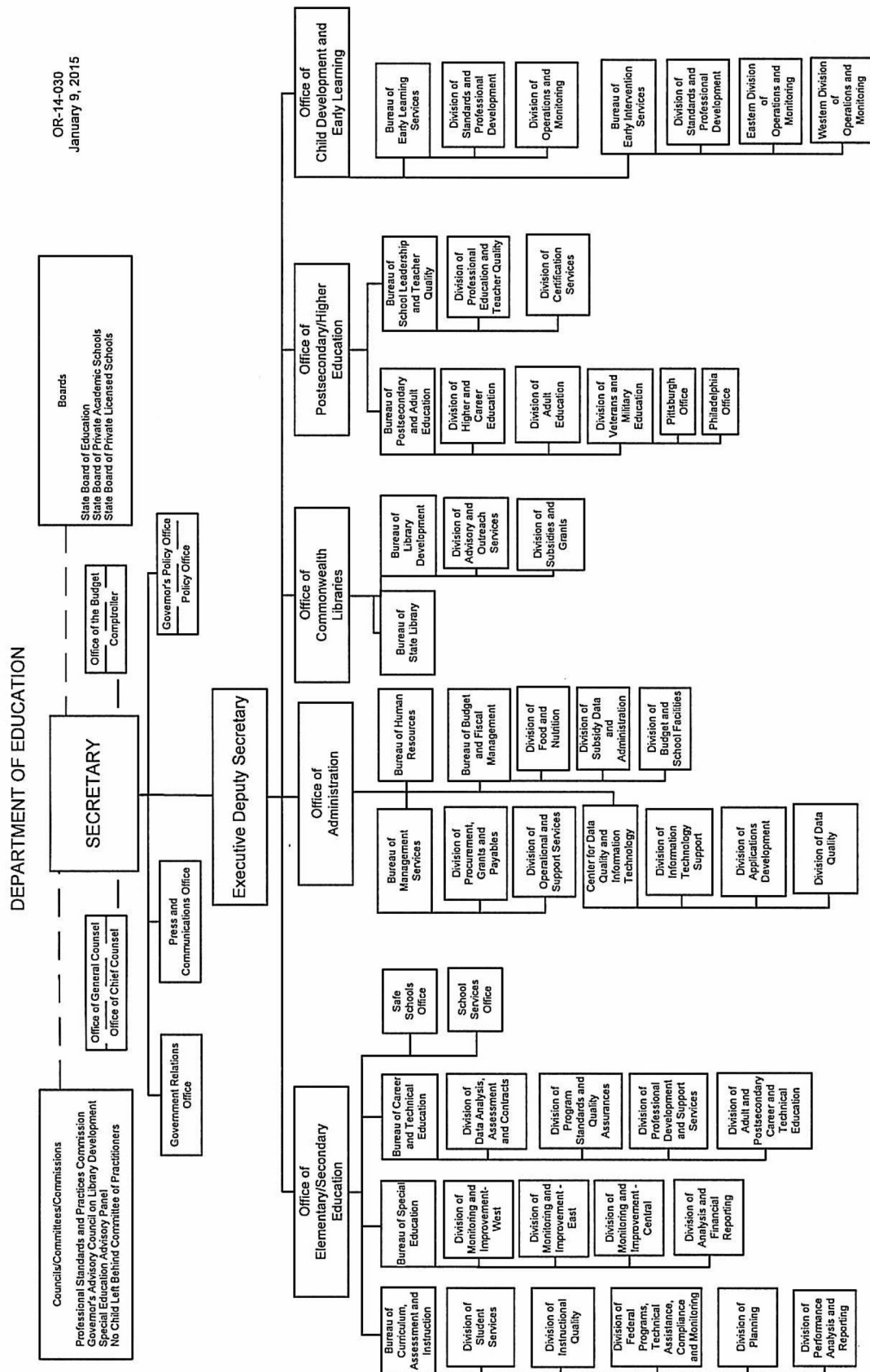
Reorganization of the Human Relations Commission

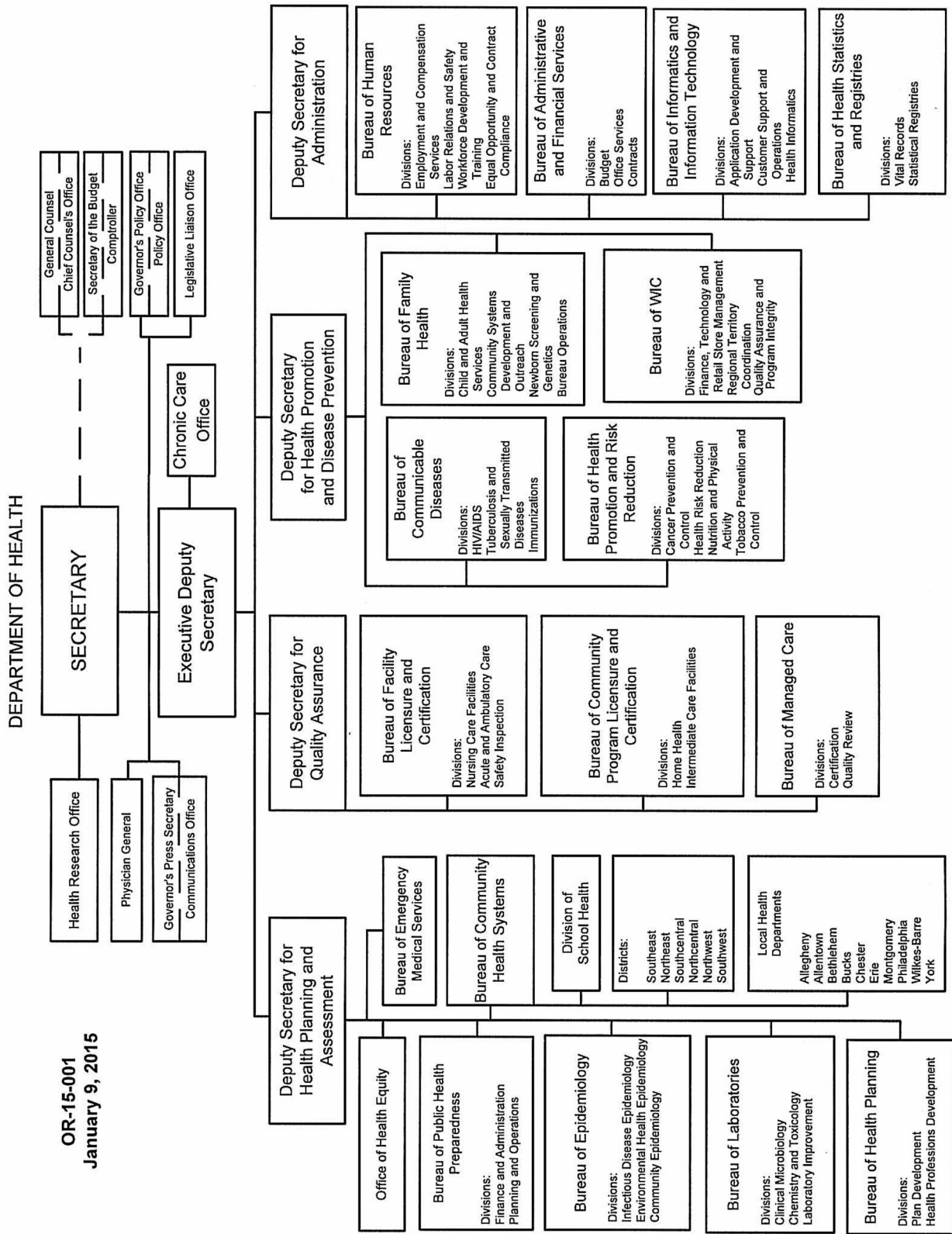
The Executive Board approved a reorganization of the Pennsylvania Human Relations Commission effective January 9, 2015.

The organization chart at 45 Pa.B. 564 (January 31, 2015) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

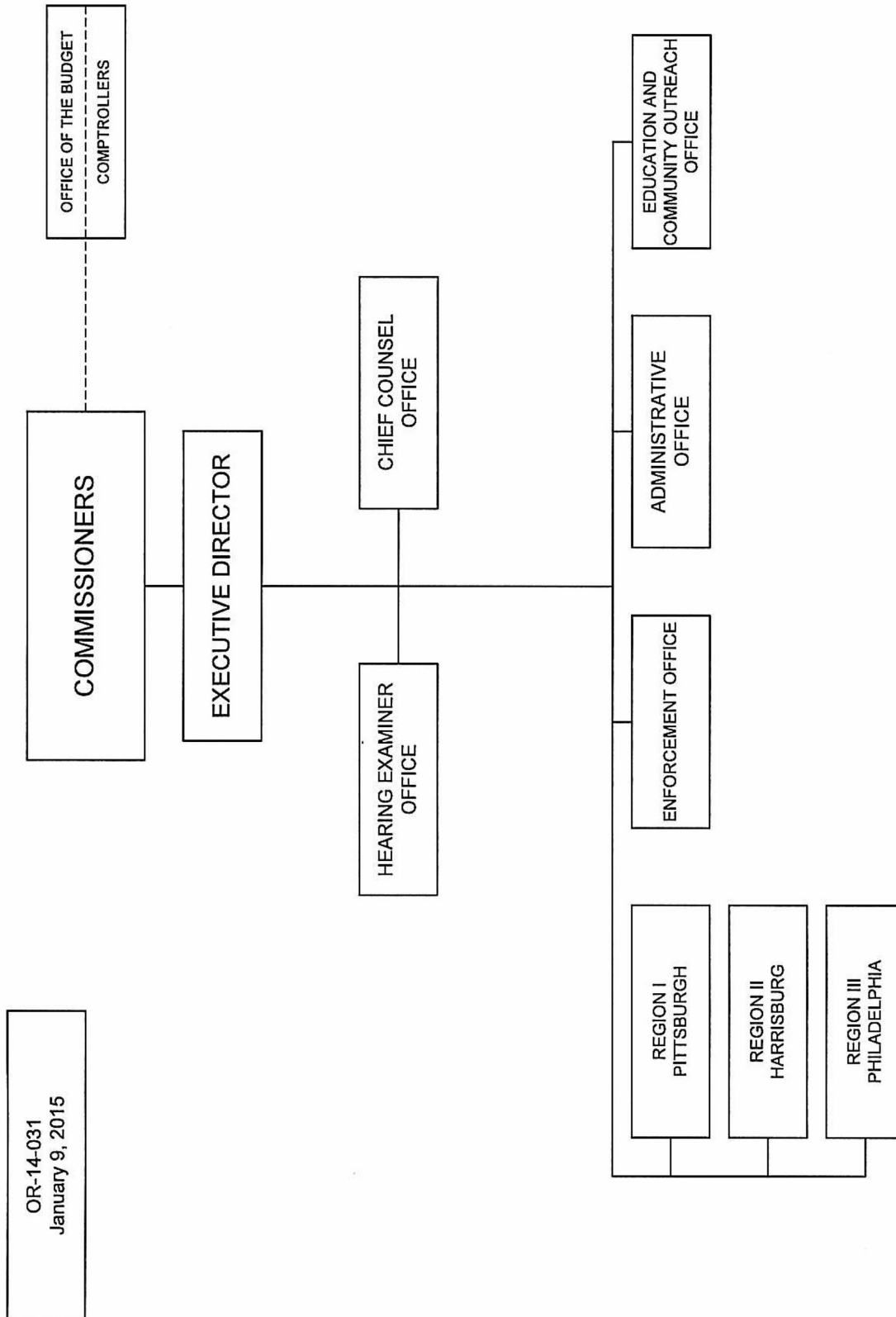
(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania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

[Pa.B. Doc. No. 15-158. Filed for public inspection January 30, 2015, 9:00 a.m.]





PENNSYLVANIA HUMAN RELATIONS COMMISSION



NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of 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 January 20, 2015.

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

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
1-14-2015	Mid Penn Bancorp, Inc. Millersburg Dauphin County Application for approval to acquire 100% of Phoenix Bancorp, Inc., Minersville, and thereby indirectly acquire 100% of Miners Bank, Minersville.	Approved

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
1-14-2015	Mid Penn Bank Millersburg Dauphin County Application for approval to merge Miners Bank, Minersville, with and into Mid Penn Bank, Millersburg.	Approved
1-16-2015	PeoplesBank, a Codorus Valley Company York York County Merger of Madison Square Federal Savings Bank, Baltimore, MD, with and into PeoplesBank, A Codorus Valley Company, York, PA. As a result of the merger, the following branch offices of Madison Square Federal Savings Bank became branch offices of PeoplesBank, A Codorus Valley Company. <div style="display: flex; justify-content: space-between;"> <div> 5415 Belair Road Baltimore Baltimore County, MD 126 North Main Street Bel Air Hartford County, MD </div> <div> 9651 Belair Road Baltimore Baltimore County, MD 2209 Bel Air Road Fallston Hartford County, MD </div> </div>	Effective

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
1-5-2015	Peoplesbank, A Codorus Valley Company York York County	97 Sophia Drive Shrewsbury York County	Opened
1-10-2015	Metro Bank Lemoyne Cumberland County	2121 Lincoln Highway East Lancaster Lancaster County	Effective

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
12-12-2014	Noah Bank Elkins Park Montgomery County	1550 Lemoine Avenue Fort Lee Bergen County, NJ	Closed

CREDIT UNIONS**Branch Applications****De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
1-8-2015	TruMark Financial Credit Union Trevose Bucks County	301 Horsham Road Horsham Montgomery County	Opened

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

ROBIN L. WIESSMANN,
Acting Secretary

[Pa.B. Doc. No. 15-159. Filed for public inspection January 30, 2015, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

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

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

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

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit

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

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

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

I. NPDES Renewal Applications

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0063924 (Sewage)	Delaware Canal State Park Teddy Roosevelt Comfort Station—DCNR 11 Lodi Hill Road Upper Black Eddy, PA 18972	Northampton County Williams Township	Delaware River (2-D)	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0248053 SEW	Brandon Arter 114 Oak Tree Rd Manheim, PA 17545	Lancaster County Rapho Township	UNT of Rife Run / 7-G	Y
PA0260789 CAFO	Ron Clark Clark Crest Dairy 754 Solanco Road Quarryville, PA 17566	Lancaster County East Drumore	Stewart Run / 7-K	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0112950 (Sewage)	Sunoco, Inc. Sunoco 2342 4328 State Route 147 Herndon, PA 17830	Northumberland County Lower Mahanoy Township	Fidlers Run (6-B)	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed#)	EPA Waived Y/N?
PA0210820 (Sewage)	Cheryl L & Michael P Nass SFTF 2670 Old State Road Waterford, PA 16441	Erie County Waterford Township	Unnamed Tributary to Little Conneauttee Creek (16-A)	Y
PA0100510 (Industrial Waste)	Greenville Metals 99 Crestview Drive Ext Transfer, PA 16154	Mercer County Pymatuning Township	Big Run and Shenango River (20-A)	Y

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

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

PA0244457, Storm Water, SIC Code 5171, **Petroleum Heat & Power Co. Inc.**, 2187 Atlantic Street, Stamford, CT 06902. Facility Name: Southampton Bulk Petroleum Storage Plant. This existing facility is located in Upper Southampton Township, **Bucks County**.

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

The receiving stream(s), UNT to Southampton Creek, is located in State Water Plan watershed 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:

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (GPD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	30	100	100
Oil and Grease	XXX	XXX	XXX	15	30	30
TRPH	XXX	XXX	XXX	15	30	30

The proposed effluent limits for Outfall 002 are:

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (GPD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	30	100	100
Oil and Grease	XXX	XXX	XXX	15	30	30
TRPH	XXX	XXX	XXX	15	30	30

The proposed effluent limits for Outfall 003 are:

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (GPD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	30	100	100
Oil and Grease	XXX	XXX	XXX	15	30	30
TRPH	XXX	XXX	XXX	15	30	30

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

- Remedial Measures
- Hydrostatic Test Water Discharge Requirements
- Change in Ownership
- Product Contaminated Stormwater Runoff
- Lab 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: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

PA0275697, Storm Water, SIC Code 3429, **Dent Design Hardware Ltd**, 298 Keystone Drive, Bethlehem, PA 18020-9464. Facility Name: Dent Design Hardware. This proposed facility is located in Lower Nazareth Township, **Northampton County**.

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

The receiving stream(s), Monocacy Creek, is located in State Water Plan watershed 2-C and is classified for High Quality Waters—Cold Water Fishes, and 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 Outfalls 001 & 002 are based on a design flow of 0.000000 MGD (stormwater only).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Silver	XXX	XXX	XXX	XXX	Report	XXX

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

- Standard stormwater conditions; Necessary property rights; Proper management of residuals.

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.

PA0008907, SIC Code 3081, **Crestwood Membranes, Inc. dba i2M**, 755 Oakhill Road, Crestwood Industrial Park, Mountain Top, PA 18707. Facility Name: Crestwood Membranes, Inc. dba i2M. This existing facility is located in Wright Township, **Luzerne County**.

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

The receiving stream, Unnamed Tributary to Big Wapwallopen Creek, is located in State Water Plan watershed 05B and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.014 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Daily Average</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)						
May 1-15	XXX	XXX	XXX	XXX	91	XXX
May 16-31	XXX	XXX	XXX	XXX	95	XXX
Jun 1-15	XXX	XXX	XXX	XXX	84	XXX
Jun 16-30	XXX	XXX	XXX	XXX	88	XXX
Jul 1-31	XXX	XXX	XXX	XXX	83	XXX
Aug 1-31	XXX	XXX	XXX	XXX	80	XXX
Sep 1-15	XXX	XXX	XXX	XXX	74	XXX
Sep 16-30	XXX	XXX	XXX	XXX	68	XXX
Oct 1-15	XXX	XXX	XXX	XXX	64	XXX
Oct 16-31	XXX	XXX	XXX	XXX	60	XXX
Nov 1-15	XXX	XXX	XXX	XXX	58	XXX
Nov 16-30	XXX	XXX	XXX	XXX	64	XXX
Dec 1 - Apr 30	XXX	XXX	XXX	XXX	110	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30

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

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

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

- Chemical Additives
- Temperature
- Requirements Applicable to Stormwater Outfalls

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

The EPA Waiver is in effect.

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

PA0272710, Industrial Waste, **PA DEP NWRO**, 230 Chestnut Street, Meadville, PA 16335. Facility Name: Presque Isle Chemical. This facility is located in Washington Township, **Erie County**.

Description of Proposed Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated groundwater from an Applicable or Relevant and Appropriate Requirements (ARAR) site.

The receiving stream, an unnamed tributary to Conneauttee Creek (Edinboro Lake), is located in State Water Plan watershed 16-A and is classified for warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.024 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Total Cadmium	XXX	XXX	XXX	Report	XXX	XXX
Vinyl Chloride	XXX	XXX	XXX	Report	XXX	XXX

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

- Electronic Discharge Monitoring Reporting requirement

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

The EPA Waiver is in effect.

PA0272833, Storm Water, SIC Code 2421, **Collins Pine Company**, 1618 SW 1st Avenue, Portland, OR 97201. Facility Name: Kane Hardwood McKean County. This proposed facility is located in Kane Borough, **McKean County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of stormwater and boiler blowdown.

The receiving stream(s), Unnamed Tributary of West Run, is located in State Water Plan watershed 16-F 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 0.00012 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Quarterly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	Daily Avg	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Hexavalent Chromium	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 002, 003, 004, 005, 007, 008, and 009 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 006 and 010 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

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

- Requirements Applicable to Stormwater Outfalls
- Other Requirements
- Requirement to Use eDMR System

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

The EPA Waiver is in effect.

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

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

WQM Permit No. WQG02461423, Sewage, **Whitpain Township**, 960 Wentz Road, Blue Bell, PA 19422.

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

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

WQM Permit No. WQG02151424, Sewage, **West Bradford Township**, 1385 Campus Drive, Downingtown, PA 19335.

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

Description of Action/Activity: Construction and operation of a low pressure sewer system.

WQM Permit No. WQG02151425, Sewage, **The Borough of Phoenixville**, 351 Bridge Street, Phoenixville, PA 19460.

This proposed facility is located in Phoenixville Borough, **Chester County**.

Description of Action/Activity: Upgrades to the Phoenixville Borough interceptor from 15" diameter to 18" diameter.

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

WQM Permit No. 2105402, Amendment #7, Sewerage, **Shippensburg Borough Authority**, 111 North Front Street, PO Box 129, Shippensburg, PA 17257-0129.

This proposed facility is located in Southampton Township, **Franklin County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of an upgrade & expansion.

WQM Permit No. 6715401, Sewerage, **Penn Township**, 20 Wayne Avenue, Hanover, PA 17331.

This proposed facility is located in Penn Township, **York County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of a new Center Street gravity sewer generally along the same route as the existing sewer to alleviate hydraulic overload conditions.

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

WQM Permit No. 1003405, Sewage, Amendment, **Ashley A. Gregory**, 607 Ravenswood Avenue, Pittsburgh, PA 15202.

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

Description of Proposed Action/Activity: Amendment to permit for Single Residence Sewage Treatment Plant.

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 18701-1915.

Lackawanna County Conservation District, 1038 Montdale Road, Suite 109, Scott Twp., PA 18447

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI023514003	Lackawanna Energy Center, LLC One South Whacker Drive Suite 1900 Chicago, IL 60606	Lackawanna	Jessup Borough	Grassy Island Creek (HQ-CWF-MF)

Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. (412) 442.4315

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI050214005	Allegheny County Sanitary Authority 3300 Preble Avenue Pittsburgh, PA 15233	Allegheny	City of Pittsburgh and O'Hara Township	Allegheny River (WWF-N) and Squaw Run (HQ-WWF)
PAI056314010	First Pennsylvania Resources, LLC. 380 Southpoint Blvd Canonsburg, PA 15317	Washington	West Finley Township	Robinson Fork (WWF) and Beham Run (WWF)

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI056514011	New Enterprise Stone & Lime Company, Inc. PO Box 77 New Enterprise, PA 16664	Westmoreland and Somerset	Cook Township and Jefferson Township	Indian Creek (HQ-CWF) and UNT to Clear Run (HQ-CWF)
PAI056514012	Mon Valley Sewage Authority 20 S. Washington Ave Donora, PA 15033	Westmoreland	City of Monessen	Monongahela River (WWF)
PAI056514013	Dr. Milad Shaker 1021 Faulker Way Greensburg, PA 15601	Westmoreland	Donegal Township	Indian Creek (HQ-CWF)

Northwest Region: Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

Butler County Conservation District, 122 McCune Drive, Butler PA 16001-6501

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI061014003	Oberg Industries Inc c/o Mr. Dan Felack PO Box 368 2301 Silverville Road Freeport PA 16229-1630	Butler	Buffalo Township	Little Buffalo Creek HQ-TSF

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

PAG-12 CAFOs

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

PAI136116, MS4, North Versailles Township Allegheny County, 1401 Greensburg Avenue, North Versailles, PA 15137. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in North Versailles Township, **Allegheny County**. The receiving streams, Crooked Run, unnamed tributary to Turtle Creek, Unnamed Tributary of Jacks Run and Jacks Run, are located in State Water Plan watershed 19-A and 19-D and are classified for Warm Water Fishes and High Quality Waters—Trout Stocking Fishes.

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

The EPA waiver is not in effect.

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

Southeast Region: Safe Drinking Water Program Manager, 2 East Main Street, Norristown, PA 19401

Permit No. 1514509	Public Water Supply
Applicant	Pennsylvania American Water
City	Montgomery
Borough	Royersford

Responsible Official Pennsylvania American Water
4 Wellington Boulevard
Suite 2
Wyomissing, PA 19610

Type of Facility PWS

Consulting Engineer Gannett Fleming, Inc.
P. O. Box 67100
Harrisburg, PA 17106-7100

Application Received Date October 3, 2014

Description of Action Renewal of water allocation permit numbers WA-149C and WA-14D for the right to withdraw up to a maximum of 5 MGD from Schuylkill River and the right to purchase 1.0 MGD from Phoenixville Municipal Waterworks, respectively.

Permit No. 1514538 Public Water Supply

Applicant **Downingtown Municipal Water Authority**

City Chester

Borough Downingtown

Responsible Official Dr. Fred Bopp, III
Interim Executive Director
100 Water Plant Way
Downingtown, PA 19355

Type of Facility PWS

Consulting Engineer Charlie Liu, P.E.
Cardno BCM Engineers
920 Germantown Pike
Suite-200
Plymouth Meeting, PA 19462

Application Received Date December 9, 2014

Description of Action Installation of a PAX water mixer at the South Water Storage Tank.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

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

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

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

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

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

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

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

Arris Inc., 60 Decibel Road, College Township, **Centre County**. URS Corporation, 4507 North Front Street, Suite 200, Harrisburg, PA 17110 on behalf of ARRIS Solutions, Inc., 3871 Lakefield Drive, Suwanee, GA 30024, submitted a Notice of Intent to Remediate. Concentrations of Tetrachloroethene (PCE) and Trichloroethene (TCE) were detected in onsite monitoring wells. The property is anticipated to remain in commercial use in the future. The Notice of Intent to Remediate was published in the *Centre Daily Times* on November 24, 2014.

BRT, Inc. TransMix at Woodland Exit (MM 123 of I-80 Westbound). Just beyond the west bound on-ramp of I-80 from Woodland Exit (Exit 23), Woodland, **Clearfield County**. McKee Environmental, Inc., 218 Washington Avenue, Bellefonte, PA 16823 on behalf of BRT, Inc., 813 N. Octorara Trail, Parkesburg, PA 19365 submitted a Notice of Intent to Remediate. A release of gasoline/diesel mixture occurred from a ruptured vessel of a tractor and trailer caused by a collision during icy road conditions. The site was and will remain a right-of way along an interstate highway.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401

Permit Application No. 101468. Covanta 4Recovery Philadelphia, LLC, 3600 South 26th Street, Philadelphia PA 19145. This application is for a 10-year permit renewal of the solid waste permit No. 101432 to continue to operate the Girard Point Transfer Station, a municipal waste transfer station located in the City of Philadelphia, **Philadelphia County**. The application was received by the Southeast Regional Office on September 30, 2014.

Permit Application No. 101432. Waste Management of Pennsylvania, Inc., Norristown Transfer Station, 310 West Washington Street, Norristown PA 19401-4623. This application is for a 10-year permit renewal of the solid waste permit No. 101432 to continue to operate the Norristown Transfer Station, a municipal waste transfer station located in Norristown Borough, **Montgomery County**. The application was received by the Southeast Regional Office on September 29, 2014.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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

of the information or objections to issuance of the permit.

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

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be submitted to the United States Environmental Protection Agency for review and approval as a revision to the State Implementation Plan. Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the sources are constructed and operating in compliance with applicable requirements in the Air Pollution Control Act (35 P. S. §§ 4001—4015), 25 Pa. Code Chapters 121—145, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

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

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

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

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

23-0119D: Sunoco Partners Marketing & Terminals, L.P. (SPMT) (2nd and Green Streets, Marcus Hook, PA 19061-0426) for the installation of four (4) cryogenic storage tanks as follows: one 300,000 barrel (bbl) for ethane, one 600,000 bbl for butane, one 900,000 bbl for propane, and one 600,000 for propane. Additionally, this project will also install a new cold flare for emergency depressurization events, modify a previously permitted cold flare, install a new 50,000 gpm cooling tower, a pipeline dehydration system, along with the necessary piping for each of the above at an existing facility, in Marcus Hook Borough, **Delaware County**. The plan approval is for a Title V facility. This project by itself or in aggregation, does not trigger applicability toward PADEP’s NSR or the federal PSD regulations. Potential annual emissions from this project will be fugitive and are as follows: VOC—22.27 tons, NO_x—0.09 ton, CO—0.50 ton, SO₂—0.0008 ton, GHG—208 tons, PM—0.40 ton, PM₁₀—0.38 ton, and PM_{2.5}—0.06 ton. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702.

06-03102B: The City of Reading (815 Washington Street, Reading, PA 19601) for the modification of the Reading Waste Water Treatment Plant on Fritz Island located in the City of Reading, **Berks County**. The potential increase in facility emissions as a result of the changes proposed is 6 tpy of NO_x and 1 tpy of CO. The facility is a State Only facility. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12, and 40 CFR 60 Subpart IIII and 40 CFR 63 Subpart ZZZZ. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into an Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

OPERATING PERMITS

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

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

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

46-00060: Norristown State Hospital-PA DHS (1001 East Sterigere Street, Norristown, PA 19401) located in Norristown Borough, East Norriton Township, and West Norriton Township, **Montgomery County**, for a renewal of Title V Operating Permit (TVOP) No. 46-00060. The facility's air emissions sources consist of three natural gas-/No. 2 fuel oil-fired boilers and eleven diesel fuel-fired emergency generator sets (two emergency generator sets were removed from the facility since the TVOP was amended in 2013). The facility is subject to a site-level nitrogen oxide (NO_x) emission restriction of less than 25 tons/yr, and the plan approval-exempt engines of four of the emergency generator sets are subject to combined NO_x emission restrictions of 100 lbs/hr, 1,000 lbs/day, 2.75 tons/ozone season, and 6.6 tons/yr (calculated monthly as a 12-month rolling sum).

The facility will restrict the consumption of No. 2 fuel oil by the boilers to periods of natural gas curtailment or supply interruption, startups, or periodic testing not to exceed 48 hours per calendar year, such that the boilers will not be subject to the provisions of 40 C.F.R. Part 63, Subpart JJJJJJ. The engines of the emergency generator sets are subject to the provisions of 40 C.F.R. Part 63, Subpart ZZZZ; however, the four plan approval-exempt engines shall comply with this regulation by complying with the provisions of 40 C.F.R. Part 60, Subpart IIII,

instead. The TVOP will include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

32-00200: PA State System of Higher Education/IUP (525 Pratt Drive, Indiana, PA 15705) In accordance with Pa. Code 25 §§ 127.441, 127.425, and 127.521, the Department is providing notice that they intend to issue a Title V Operating Permit for the continued operation of an electrical cogeneration plant, known as the SW Jack Cogeneration Facility, located at Indiana University of Pennsylvania in Indiana Borough, **Indiana County**.

The facility is a cogeneration plant. Steam is produced to supply the IUP Main Campus and electricity is also generated to supply the campus and for sale. It contains four, 8,400-bhp, reciprocating dual-fuel engines, with downstream waste heat boilers. The waste heat boilers supply steam to the IUP campus. The plant also contains three natural gas-fired boilers with No. 2 Fuel Oil backup. In addition, the facility has an emergency, 600-bhp diesel powered electrical generator. The dual-fuel engines are 4-stroke, lean burn, designed to lower NO_x emissions. The natural gas-fired boilers are equipped with low NO_x burners. Opacity is limited to 20% and the site is inspected daily.

This facility has the potential to emit the following type and quantity of pollutants: 1,073 tons of NO_x, 456 tons of CO, 112 tons of VOC, 24 tons of PM₁₀, and 15 tons of SO₂ per year. It also emits 74 tons of all HAPs combined, including 50 tons of formaldehyde, 8 tons of acetaldehyde, and 5 tons of acrolein per year and 196,500 tons per year of CO₂e. Sources at this facility are subject to 40 CFR Part 60, Subpart A—General Provisions and Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units, 40 CFR Part 63, Subpart A—General Provisions, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, and Subpart DDDDD—National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters, and 25 Pa. Code Chapters 121—145. No equipment or emission changes are being approved by this action. The permit includes emission limitations and operational, monitoring, testing, recordkeeping, and reporting requirements for the facility.

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

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

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

09-00157: Walter R. Earle—Morrisville LLC, (1800 Route 34, Bldg. 2, Suite 205, Wall, NJ 07719; Attn: Mr. Thomas J. Earle) for the renewal of a Synthetic Minor Operating Permit in Falls Township, **Bucks County**. The initial operating permit was issued on August 5, 2009, and was effective September 1, 2009. The facility is a drum mix asphalt plant facility. The primary source of air emissions from the facility is the Drum Mix Asphalt

Plant, Source ID 101, which operates on natural gas and uses No. 2 fuel for backup. This source includes a recycled asphalt pavement (RAP) plant, load-out for four (4) identical storage silos, and fugitive sources (vehicular traffic, handling of aggregate material, and storage piles). The asphalt plant also operates a natural gas-fired hot oil heater, used to heat the 4 storage silos and six (6) liquid asphalt cement tanks (30,000 gallons, each). The hot oil heater has been deemed an insignificant source. A Knock-out Box/Baghouse, Source ID C01, is used to control emissions of PM from the asphalt plant. Water suppression is used to control fugitive emissions of PM from the fugitive sources. Emissions from the facility are restricted to the following: 12.51 TPY for NO_x, 29.95 TPY for CO, 10.84 TPY for VOC, 7.79 TPY for PM, 2.48 TPY for SO_x, and 2.03 TPY for HAP. The permit will continue to contain monitoring, recordkeeping, reporting, and work practice standards 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: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507

40-00128: Intermetro Industries Corporation (1101 North Washington Street, Wilkes-Barre, PA 18705-1817) for the operation of a wire manufacturing facility in the City of Wilkes-Barre, **Luzerne County**. The sources consist of a boiler, cleaning and coating tanks and a welding area. The emissions are controlled by scrubbers. This is an initial State-Only Operating Permit. The State-Only operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

54-00066: Siberline Manufacturing, Co., Inc., Tide-wood Plant (130 Lincoln Drive, Tamaqua, PA 18252) for manufacturing of primary metal products located in Rush Township, **Schuylkill County**. The primary sources consist of a vacuum metalize pigment process and a silvet pigment process. The control device is a regenerative catalytic oxidizer. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. This is a renewal State-Only Synthetic Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

66-00012: Williams Field Services Company, Wilcox Compressor Station (1212 South Abington Road, Clarks Summit, PA 18411) for oil and gas field services in Tunkhannock Township, **Wyoming County**. The primary sources consist of two (2) Solar Turbines, three (3) CAT Engines, and two (2) emergency generators. The control devices for the CAT Engines are oxidation catalysts. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. This is an initial State-Only Synthetic Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

08-00022: Cummings Lumber Co., Inc. (PO Box 6, Troy, PA 16947) to issue a renewal State Only Operating Permit for their Troy facility located in Troy Township, **Bradford County**. The facility is currently operating under State Only Operating Permit 08-00022. The facility's main sources include nine (9) lumber dry kilns, one (1) wood fired boiler, and a mill operation.

The facility has potential emissions of 3.74 tons per year of nitrogen oxides, 22.05 tons per year of carbon monoxide, 0.27 ton per year of sulfur oxides, 30.94 tons per year of particulate matter, 8.44 tons per year of volatile organic compounds including total hazardous air pollutants (HAPs). No emission or equipment changes are being proposed by this action.

The wood fired boiler is subject to 40 CFR Part 63, Subpart JJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers Area Sources.

The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 as well as 40 CFR Part 63.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

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

65-00873: Pace Industries, Inc. (1004 Industrial Blvd., Loyalhanna, PA 15661) In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to Pace Industries to authorize the continued operation of their Airo Die Casting, Inc., Main Plant located in Derry Township, **Westmoreland County**.

This is an aluminum die casting operation. Facility has three gas fired melt furnaces which feed 23 die cast machines. The facility also include four shot blasting units, finishing equipment (sanders, polishers, etc.), shot blasters, a parts wash system, a wax coating spray booth, a paint booth and a wastewater evaporator. There are several dust collectors and filters with coating booth to control particulate emissions. The facility wide estimated potential emissions are 1.0 ton per year of PM₁₀, 1.0 ton per year of NO_x, 1.25 ton per year of VOCs and very little amount of SO_x. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the proposed permit have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 (and Federal rules if applicable).

65-00902: Pace Industries, Inc. (1004 Industrial Blvd., Loyalhanna, PA 15661) In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to Pace Industries to authorize the continued operation of their Airo Die Casting, Inc., West Plant located in Derry Township, **Westmoreland County**.

This is an aluminum die casting finishing operation. The facility include four shot blasting units, finishing equipment (sanders, polishers, etc.), a hand sanding/ blasting room, a parts wash system, a powder paint booth, a dryoff and curing oven, a coating rack burn-off oven a wax coating spray booth, a paint booth, Samsco water evaporator and a robotic sander with control. There are several dust collectors and filters with coating and paint booths to control particulate emissions. The facility wide estimated potential emissions are 1.0 ton per year of PM₁₀, 0.25 ton per year of NO_x and very little amount of VOCs & SO_x. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the proposed permit have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 (and Federal rules if applicable).

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6131

20-00304: Ernst Biomass, LLC/Biomass Pelletizing Facility (9006 Mercer Pike, Meadville, PA 16335) for the issuance of a Natural Minor Operating Permit to operate a biomass pelletizing plant in Union Township, **Crawford County**. The facility's primary emission sources are the Rotary Dryer with a 16 Million BTU/hour biomass fueled burner, Pellet Cooler, and Packaging Operations. The potential emissions, if this facility were operated continuously throughout the year, are as follows: (All values are in tons/year.) PM₁₀ = 31.5, SO_x = 1.75, NO_x = 15.4, CO = 42.0, VOCs = 7.50, and Formaldehyde = 1.40.

25-01007: Formtech Enterprises, Inc. (7301 Klier Drive, Fairview, PA 16415), to issue a Natural Minor Operating Permit for the custom extrusion manufacturing of molded thermoplastic parts. The facility's primary emission sources are 14 plastic extrusion lines, plastic grinding, a burn off oven, and miscellaneous natural gas furnaces and a water heater at their facility in Fairview Township, **Erie County**. The requirements of Plan Approval 25-1007A are incorporated into the permit. The facility wide potential emissions are less than 2 TPY for each of the criteria pollutants. Hazardous Air Pollutants are also less than 2 TPY. Facility-wide CO₂e emissions are approximately 1171 TPY.

OPERATING PERMITS

PUBLIC HEARINGS

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

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

The City of Philadelphia, Air Management Services (AMS) intends to renew a Minor State Only Operating Permit for the following facility:

N14-005: Menasha Packaging LLC (801 East Erie Avenue, Philadelphia, PA 19134) for a printing and packaging facility in the City of Philadelphia, **Philadel-**

phia County. The facility's air emission sources include two (2) Flexographic presses, (2) two 7.53 MMBTU/hr firing No. 2 fuel oil or natural gas boilers, two (2) heaters and a waste paper collector cyclone.

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

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

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

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

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

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

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the

issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

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

Coal Applications Received

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1900

Permit No. 32990107 and NPDES No. PA0235121. Amerikohl Mining Inc., 202 Sunset Drive, Butler, PA 16001, permit renewal for reclamation only of a bituminous surface and auger mine in Rayne & Washington Townships & Ernest Borough, **Indiana County** affecting 90.5 acres. Receiving stream: McKee Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: November 14, 2014.

Permit No. 56930110 and NPDES No. PA0212610, Rosebud Mining Company, 1117 Shaw Mines Road, Meyersdale, PA 15552-7728, commencement, operation and restoration of a bituminous surface mine to change the land use from Forestland to Cropland and unmanaged Natural Habitat and from Cropland to unmanaged Natural Habitat in Black Township, **Somerset County**, affecting 129.0 acres. Receiving streams: unnamed tributaries to and Rhoades Creek/unnamed tributary to Isers Run (topographic drainage only) and an unnamed tributary to Casselman River classified for the following uses: warm water fishery, exceptional value. There are no potable water supply intakes within 10 miles downstream. Application received: December 18, 2014.

Permit No. 56080103 and NPDES No. PA0262617. Rosebud Mining Co., 301 Market Street, Kittanning, PA 16201, transfer of an existing bituminous surface mine from AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, located in Milford Township, **Somerset County** affecting 105.5 acres. Receiving streams: unnamed tributaries to and South Glad Creek to the Casselman River to the Youghiogheny River classified for the following use: warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 31, 2014.

Permit No. 11080101 and NPDES No. PA0262587. Rosebud Mining Co., 301 Market Street, Kittanning, PA 16201, transfer of an existing bituminous surface and auger mine from AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, located in East Taylor and Croyle Townships, **Cambria County** affecting 708.5 acres. Receiving streams: unnamed tributaries to and the Little Conemaugh River to the Conemaugh River classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 31, 2014.

Permit No. 56980107 and NPDES No. PA0234877. Rosebud Mining Co., 301 Market Street, Kittanning, PA 16201, transfer of an existing bituminous surface and auger mine from AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, located in Milford Township, **Somerset County** affecting 227 acres. Receiving streams: unnamed tributaries to and Casselman River and South Glad Creek classified for the following use: warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 31, 2014.

Permit No. 11850107 and NPDES No. PA0597341. Rosebud Mining Co., 301 Market Street, Kittanning, PA 16201, transfer of an existing bituminous surface mine from AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, located in Portage Township, **Cambria County** affecting 85.7 acres. Receiving stream: unnamed tributary to and Spring Run; unnamed tributary to and Trout Run classified for the following use: cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Little Conemaugh River SWI. Application received: December 31, 2014.

Permit No. 56060105 and NPDES No. PA024997. Rosebud Mining Co., 301 Market Street, Kittanning, PA 16201, transfer of an existing bituminous surface and auger mine from AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, located in Jenner Township, **Somerset County** affecting 120.1 acres. Receiving streams: unnamed tributaries to and Quemahoning Reservoir to the Stoney Creek River to the Conemaugh river classified for the following use: cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria-Somerset Authority. Application received: December 31, 2014.

Permit No. 32090102 and NPDES No. PA0262773. Rosebud Mining Co., 301 Market Street, Kittanning, PA 16201, transfer of an existing bituminous surface and auger mine from AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, located in Brush Valley Township, **Indiana County** affecting 274 acres. Receiving streams: unnamed tributaries to South Branch of Blacklick Creek classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 31, 2014.

Permit No. 56960106 and NPDES No. PA0234192. Rosebud Mining Co., 301 Market Street, Kittanning, PA 16201, transfer of an existing bituminous surface and auger mine from AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, located in Lincoln Township, **Somerset County** affecting 352.6 acres. Receiving streams: North Branch Quemahoning Creek and Horner Run classified for the following use: cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Quemahoning SWI. Application received: December 31, 2014.

Permit No. 56020103 and NPDES No. PA0249238. Rosebud Mining Co., 301 Market Street, Kittanning, PA 16201, transfer of an existing bituminous surface mine from AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, located in Jenner Township, **Somerset County** affecting 172.7 acres. Receiving streams: unnamed tributaries to and Beam Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 31, 2014.

Permit No. 56020101 and NPDES No. PA0249122. Rosebud Mining Co., 301 Market Street, Kittanning, PA 16201, transfer of an existing bituminous surface and auger mine from AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, located in Jenner Township, **Somerset County** affecting 57.3 acres. Receiving stream: unnamed tributary to and Roaring Run classified for the following use: cold water fishery. The first downstream potable water supply intake from the point of discharge is Quemahoning Reservoir (Cambria-Somerset Authority). Application received: December 31, 2014.

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

21400101. P. and N. Coal Company, Inc. (P. O. Box 332, Punxsutawney, PA 15767) Renewal of an existing bituminous surface mine in Jay Township, **Elk County**, affecting 102.2 acres. Receiving streams: Unnamed tributary to Kersey Run, classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is Jay Township Water Authority. This application is for reclamation only. Application received: January 12, 2015.

24030103. Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) Transfer of an existing bituminous surface mine from AMFIRE Mining Company, LLC in Horton Township, **Elk County**, affecting 581.1 acres. Receiving streams: Unnamed tributaries to Johnson Run and Johnson Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 8, 2015.

24030102 and NPDES Permit No. PA0242322. Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) Transfer of an existing bituminous surface mine from AMFIRE Mining Company, LLC in Fox Township, **Elk County**, affecting 172.5 acres. Receiving streams: Unnamed tributary No. 1 to Mill Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 13, 2015.

21400104 and NPDES Permit No. PA0258954. Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) Transfer of an existing bituminous surface mine from AMFIRE Mining Company, LLC in Fox & Huston Townships, **Elk & Clearfield Counties**, affecting 68.9 acres. Receiving streams: East Branch Wilson Run, classified for the following uses: HQ-CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 13, 2015.

214960101 and NPDES Permit No. PA0227170. Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) Transfer of an existing bituminous surface mine from AMFIRE Mining Company, LLC in Horton Township, **Elk County**, affecting 235.0 acres. Receiving streams: Four unnamed tributaries to Mead Run and Mead Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 13, 2015.

214990101 and NPDES Permit No. PA0241491. Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) Transfer of an existing bituminous surface mine from AMFIRE Mining Company, LLC in Horton Township, **Elk County**, affecting 568.9 acres. Receiving streams: Unnamed tributary to Mead Run and Mead Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 13, 2015.

214010101 and NPDES Permit No. PA0251857. Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) Transfer of an existing bituminous surface mine from AMFIRE Mining Company, LLC in Horton Township, **Elk County**, affecting 264.3 acres. Receiving streams: Unnamed tributary to Mead Run and unnamed tributaries to Johnson Run, both classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 13, 2015.

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

17860135 and NPDES PA0115622. Strishock, LLC (P. O. Box 1006, DuBois, PA 15801). Permit renewal for continued operation and restoration of a bituminous surface mine located in Union, Brady, and Sandy Townships, **Clearfield County** affecting 367.6 acres. Receiving stream(s): Stony Run, Laborde Branch, and Sugar Camp Run classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: January 7, 2015.

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

02743004 and NPDES Permit No. PA0126756. Deep Valley Coal & Disposal (7111 Steubenville Pike, Oakdale, PA 15071). Renewal application for reclamation only to an existing bituminous surface mine, located in North Fayette Township, **Allegheny County**, affecting 35 acres. Receiving stream: Pinkerton Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: December 22, 2014.

02090103 and NPDES Permit No. PA0251801. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258). Renewal application for reclamation only to an existing bituminous surface mine, located in Jefferson Hills Borough, **Allegheny County**, affecting 57.4 acres. Receiving stream: unnamed tributary to Peters Creek, classified for the following use: TSF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: December 30, 2014.

26090103 and NPDES Permit No. PA0251704. T & B Excavating, Inc. (P. O. Box 337, McClellandtown, PA 15458). Renewal application for continued operation and reclamation to an existing bituminous surface mine, located in German Township, **Fayette County**, affecting 58.1 acres. Receiving streams: unnamed tributaries to Dunlap Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: January 12, 2015.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2522, 570-621-3118

Permit No. 49-305-005GP12. Keystone Anthracite Co., Inc., (259 N. 2nd Street, Girardville, PA 17935), 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. 4900105 in Zerbe and West Cameron Townships, **Northumberland County**. Application received: December 17, 2014.

Noncoal Applications Received

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

53150801 and NPDES PA0269638 Spencer L. Empet (11164 State Route 106, Kingsley, PA 18826) Commencement, operation, and restoration of a flagstone operation in West Branch Township, **Potter County** affecting 5.0 acres. Receiving stream(s): Little Kettle Creek classified for the following use(s): EV and MF. Application received: January 9, 2015.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2522, 570-621-3118

Permit Nos. 7774SM2A1C12, 06910301C4 and NPDES Permit No. PA0594521. Berks Products Corporation, (167 Berks Products Drive, Leesport, PA 19533), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Ontelaunee Township, **Berks County** affecting 350.7 acres, receiving stream: Maiden Creek and Schuylkill River, classified for the following uses: warm water and migratory fishes. Application received: December 5, 2014.

Permit No. 8274SM5C6 and NPDES Permit No. PA0123480. ICM of Pennsylvania, Inc., (638 Lancaster Avenue, Malvern, PA 19355), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Fulton Township, **Lancaster County** affecting 321.82 acres, receiving stream: Octoraro Creek, classified for the following uses: warm water and migratory fishes. Application received: December 15, 2014.

Permit No. 7473SM2A1C23 and NPDES Permit No. PA0118460. Hercules Cement Co., LP d/b/a Buzzi Unicem USA, (501 Hercules Drive, PO Box 69, Stockertown, PA 18083), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Upper Nazareth and Palmer Townships and Stockertown Borough, **Northampton County** affecting 330.0 acres, receiving streams: Bushkill Creek and

Schoeneck Creek, classified for the following uses: HQ—cold water and migratory fishes; warm water and migratory fishes. Application received: December 22, 2014.

MINING ACTIVITY NPDES DRAFT PERMITS

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

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

Effluent Limits for Coal Mining Activities

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

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

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

Alkalinity greater than acidity*

*The parameter is applicable at all times.

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

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

Effluent Limits for Noncoal Mining Activities

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

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

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

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

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 563-2112-115, Developing National Pollutant Discharge Elimination System (NPDES) Permits for Mining Activities. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA0249581 (Permit No. 56040103), Fieg Brothers, 3070 Stoystown Road, Stoystown, PA 15563, renewal of an NPDES permit for reclamation only surface mining activities in Southampton Township, **Somerset County**, affecting 74.8 acres. Receiving streams: unnamed tributaries to North Branch, classified for the following use: cold water fisheries. These receiving streams are not the subject of a TMDL. Application received: June 20, 2014.

The outfalls listed below discharge to an unnamed tributary to North Branch.

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

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

<i>Outfalls: 002 and 003</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)			7.0
Total Settleable Solids (ml/l)			0.5
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

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

NPDES No. PA0212130 (Permit No. 16940105). Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Renewal of an existing NPDES permit for a bituminous surface mine in Perry Township, **Clarion County**, affecting 220.0 acres. Receiving streams: Unnamed tributaries to Allegheny River and Allegheny River, classified for the following uses: WWF. TMDL: None. Application received: October 12, 2014.

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

The outfall(s) listed below discharge to unnamed tributaries to Allegheny River and Allegheny River:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
AB	N
BB	N
EB	N
FB	N
GB	N

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

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

¹ The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributaries to Allegheny River and Allegheny River:

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

*Outfall No.*G
H*New Outfall (Y/N)*N
N

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

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

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E36-938: High Properties, 1853 William Penn Way, Lancaster, 17605 in East Lampeter Township, **Lancaster County**, U.S. Army Corps of Engineers Baltimore District.

To remove three (3) existing agricultural crossings; and to install and maintain: 1) a 90.0-foot long, 52.75-foot wide, two (2) span concrete arch bridge having an under clearance of 10 feet above the stream bed, wing walls, and rock riprap scour protection; 2) a 130.0-foot long, 10.0-inch diameter concrete encased steel casing for a gas pipe (General Permit 5); 3) a 130.0-foot long, 10.0-inch diameter concrete encased steel casing for electric lines (General Permit 5); 4) a 130.0-foot long, 10.0-inch diameter concrete encased steel casing for communication lines (General Permit 5); and 5) a 130.0-foot long, 24.0-inch diameter concrete encased steel casing, encapsulating a 12.0-inch diameter, ductile iron water line (General Permit 5); and to relocate fill in the floodway, permanently impacting 56,013 square feet of floodway. All the activities are located in or over an unnamed tributary to Stauffer Run (WWF, MF) (Latitude: 40° 03' 30.79"; Longitude: -76° 14' 43.18") in East Lampeter Township, Lancaster County. Approximately 0.010 acre of wetlands will be permanently impacted by this project. Wetland impacts are de-minimus and replacement is not required.

Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

E02-1701. The Municipality of Penn Hills, 12245 Frankstown Road, Penn Hills, PA 15235-3494; Municipalities of Penn Hills and Monroeville, **Allegheny County**; ACOE Pittsburgh District.

The applicant is proposing to relocate approximately 655' of Thompson Run (WWF) by constructing and stabilizing this reach as an approximately 575' channel, for the purpose of protecting an existing 24" diameter, PVC, sanitary sewer interceptor from accelerated bank scour. The project will include the construction and maintenance of several outfall structures and rock vane deflectors within and/or along the relocated channel. The project is located near the intersection of Old William Penn Highway and Thompson Run Road (S.R. 2065), within the Municipalities of Monroeville and Penn Hills, in Allegheny County (Braddock, PA USGS topographic quadrangle; Latitude: 40° 26' 36.69"; Longitude: -79° 47' 49.64"; Sub-basin: 19A; USACE Pittsburgh District).

E63-661. Peters Township Sanitary Authority, 111 Bell Drive, McMurray, PA 15317-3415; Peters Township, **Washington County**; ACOE Pittsburgh District

The applicant is proposing to demolish and remove select facilities at the existing Donaldson's Crossroads Water Pollution Control Plant (WPCP), and to construct and maintain:

1. New WPCP facilities within the floodplain of Little Chartiers Creek (WWF), consisting of a new headworks building, two aeration tanks, two digesters, three clarifiers, two chlorine contact tanks, an effluent pumping

station, control and process buildings, biofilter, utility lines, and other support structures and appurtenances;

2. A garage within the floodplain of Little Chartiers Creek;

3. Site grading, including the placement and maintenance of fill within the floodplain;

4. A 42" PE pipe, effluent utility line crossing of an unnamed tributary (UNT) to Little Chartiers Creek (WWF);

5. A 24" DIP, raw water utility line crossing (replacement of existing 12" line) of the same UNT;

6. A new outfall structure (to replace an existing structure) within Little Chartiers Creek;

7. Stormwater management facilities, including outfall structures, along the UNT and/or within the floodplain of the UNT and Little Chartiers Creek;

for the purpose of improving sewage treatment within the Donaldson's Crossroads service area, and to potentially accommodate the Lehner Lakes service area. The project will affect approximately 60 lf of watercourse. The project is located near the intersection of Oakwood Road and West McMurray Road (SR 1002), in Peters Township, Washington County (Canonsburg, PA USGS topographic quadrangle; Latitude: 40° 16' 37.08"; Longitude: -80° 8' 15.62"; Sub-basin: 20F; USACE Pittsburgh District).

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

E5829-096. Harmony and Oakland Townships, and Lanesboro Borough, Angelina Gathering Company, LLC; 2350 North Sam Houston Parkway E, Suite 125, Houston, TX 77032; Harmony and Oakland Townships, and Lanesboro Borough, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 20 inch diameter steel natural gas pipeline floodway crossing impacting 5,247 square feet of unnamed tributary to Susquehanna River (CWF-MF) (Susquehanna, PA Quadrangle; N 41° 58' 11" Lat., W -75° 36' 38" Long.),

2) a 20 inch diameter steel natural gas pipeline floodway crossing impacting 13,280 square feet of unnamed tributary to Susquehanna River (CWF-MF) (Susquehanna, PA Quadrangle; N 41° 57' 48" Lat., W -75° 35' 38" Long.),

3) a 20 inch diameter steel natural gas pipeline crossing impacting 197 lineal feet of unnamed tributary to Susquehanna River (CWF-MF) (Susquehanna, PA Quadrangle; N 41° 57' 54" Lat., W -75° 35' 21" Long.),

4) a 20 inch diameter steel natural gas pipeline crossing impacting 347 lineal feet of the Susquehanna River (CWF-MF) (Susquehanna, PA Quadrangle; N 41° 57' 55" Lat., W -75° 35' 27" Long.),

5) a 20 inch diameter steel natural gas pipeline crossing impacting 50 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle; N 41° 57' 56" Lat., W -75° 35' 21" Long.),

6) a 20 inch diameter steel natural gas pipeline and timber bridge crossing impacting 3 lineal feet of an unnamed tributary to Pigpen Creek (CWF-MF) (Susquehanna, PA Quadrangle; N 41° 58' 11" Lat., W -75° 34' 27" Long.),

7) a 20 inch diameter steel natural gas pipeline and timber mat crossing impacting 1,401 square feet (0.03 acre) of PEM wetlands (Susquehanna, PA Quadrangle; N 41° 57' 56" Lat., W -75° 35' 21" Long.),

8) a 20 inch diameter steel natural gas pipeline and timber mat crossing impacting 695 square feet (0.02 acre) of PEM wetlands (Susquehanna, PA Quadrangle; N 41° 58' 18" Lat., W -75° 34' 20" Long.),

9) a timber mat crossing impacting 321 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle; N 41° 58' 21" Lat., W -75° 34' 16" Long.),

10) a 20 inch diameter steel natural gas pipeline and timber bridge crossing impacting 2 lineal feet of an unnamed tributary to Pigpen Creek (CWF-MF) (Susquehanna, PA Quadrangle; N 41° 58' 37" Lat., W -75° 33' 51" Long.),

11) right of way impacting 1 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle; N 41° 58' 37" Lat., W -75° 33' 51" Long.),

12) a timber mat crossing impacting 91 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle; N 41° 58' 37" Lat., W -75° 33' 51" Long.),

13) a 20 inch diameter steel natural gas pipeline and timber bridge crossing impacting 20 lineal feet of Pigpen Creek (CWF-MF) (Susquehanna, PA Quadrangle; N 41° 58' 37" Lat., W -75° 33' 51" Long.),

14) a 20 inch diameter steel natural gas pipeline and timber mat crossing impacting 469 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle; N 41° 58' 37" Lat., W -75° 33' 51" Long.),

15) a 20 inch diameter steel natural gas pipeline and timber mat crossing impacting 2,663 square feet (0.06 acre) of PEM wetlands (Susquehanna, PA Quadrangle; N 41° 58' 38" Lat., W -75° 33' 48" Long.),

16) a 20 inch diameter steel natural gas pipeline and timber bridge crossing impacting 4 lineal feet of an unnamed tributary to Pigpen Creek (CWF-MF) (Susquehanna, PA Quadrangle; N 41° 58' 37" Lat., W -75° 33' 46" Long.),

17) a 20 inch diameter steel natural gas pipeline and timber mat crossing impacting 420 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle; N 41° 58' 37" Lat., W -75° 33' 46" Long.),

18) a timber mat crossing impacting 796 square feet (0.02 acre) of PEM wetlands (Susquehanna, PA Quadrangle; N 41° 58' 37" Lat., W -75° 33' 44" Long.).

The project consists of constructing approximately 4.62 miles of 20" steel natural gas gathering pipeline within a 50' permanent right of way located in Harmony and Oakland Townships, and Lanesboro Borough, Susquehanna County. The project will result in 355 lineal feet of temporary stream impacts and 0.159 acre of temporary wetland impacts all for the purpose of conveying Marcellus Shale natural gas to market.

E5829-097: Brooklyn Township, Williams Field Services Company, LLC; Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275; Brooklyn Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) an 8 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting

120 square feet (0.01 acre) of a PFO wetland (Montrose—East, PA Quadrangle; Latitude: 41° 47' 18", Longitude: -75° 48' 29"),

2) an 8 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 7,700 square feet (0.18 acre) of a PEM wetland (Montrose—East, PA Quadrangle; Latitude: 41° 47' 18", Longitude: -75° 48' 30"),

3) an 8 inch diameter steel natural gas gathering pipeline and temporary timber bridge crossing impacting 50 lineal feet of a unnamed tributary to Hop Bottom Creek (CWF-MF) (Montrose—East, PA Quadrangle; Latitude: 41° 47' 23", Longitude: -75° 48' 49"),

4) an 8 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 1,750 square feet (0.04 acre) of a PEM wetland (Montrose—East, PA Quadrangle; Latitude: 41° 47' 23", Longitude: -75° 48' 49"),

5) an 8 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 500 square feet (0.01 acre) of a PEM wetland (Montrose—East, PA Quadrangle; Latitude: 41° 47' 22", Longitude: -75° 48' 59").

The project consists of constructing approximately 0.88 mile of 8" steel natural gas gathering line located in Brooklyn Township, Susquehanna County, connecting the Diaz Well Pad to the Teddick Pipeline. The project will result in 50 lineal feet of temporary stream impacts, 9,950 square feet (0.23 acre) of temporary wetland impacts, and 120 square feet (< 0.01 acre) of permanent wetland conversion for the purpose of providing safe and reliable conveyance of Marcellus Shale natural gas to market.

ENVIRONMENTAL ASSESSMENTS

Central Office: Environmental Program Manager, Brian Bradley, P.O. Box 8461, Harrisburg, PA 17105.

EA5910-002. Pennsylvania Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, P. O. Box 8461, Harrisburg, PA 17105. Aban-

doned Mine Land Reclamation Project, in Hamilton Township, Blossburg Borough, **Tioga County**, Baltimore ACOE District.

The applicant proposes to backfill an abandoned surface mine, which includes a total of 2,400 linear feet of highwall. The project will include the backfilling of 0.70 acre of open water and 0.1 acre of wetlands that have developed within the open surface mine pits. (Blossburg Quadrangle 41° 40' 17" N, 77° 03' 04" W).

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

D39-077EA. Brian Costenbader, Vice President Logistics, **Essroc Corporation**, 3251 Bath Pike, Nazareth, PA 18064. Mayor Edward D. Hozza, Jr., Whitehall Township, 3219 MacArthur Road, Whitehall, PA 18052. Whitehall Township, **Lehigh County**, USACOE Philadelphia District.

Project proposes to remove Egypt Plant Dam for the purposes of eliminating a threat to public safety and restoring the stream to a free-flowing condition. The dam is located across Coplay Creek (CWF, MF) (Cementon, PA Quadrangle, Latitude: 40.6730; Longitude: -75.5364).

D39-078EA. Brian Costenbader, Vice President Logistics, **Essroc Corporation**, 3251 Bath Pike, Nazareth, PA 18064. Whitehall Township, **Lehigh County**, USACOE Philadelphia District.

Project proposes to remove Egypt Quarry Dam for the purposes of eliminating a threat to public and restoring the stream to a free-flowing condition. The dam is located across Coplay Creek (CWF, MF) (Cementon, PA Quadrangle, Latitude: 40.6775; Longitude: -75.5253).

D64-067EA. Mr. John Cullen, 527 Parkview Avenue, Westfield, NJ 07090. Damascus Township, **Wayne County**, USACOE Philadelphia District.

Project proposes to breach Tyler Hill Dam for the purpose of eliminating a threat to public safety and restoring the stream to a free-flowing condition. The dam is located across Sunny Brook (HQ-CWF, MF) (Damascus, PA Quadrangle, Latitude: 41.6907; Longitude: -75.1135).

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0061476 (Sewage)	Edgewood MHP 124 Gardner Lane Clarks Summit, PA 18411	Lackawanna County Glenburn Township	Unnamed Tributary to Ackerly Creek (04F)	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0024538 (Sewage)	Beech Creek Borough Authority Sewer System STP Main Street Beech Creek, PA 16822	Clinton County Beech Creek Borough	Beech Creek (9-C)	Y
PA0024091 (Sewage)	Millville Borough Sewer System STP 136 Morehead Avenue Millville, PA 17846	Columbia County Millville Borough	Little Fishing Creek (5-C)	Y

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

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

NPDES Permit No. PA0040321, Industrial, **Thomas & Betts Corporation**, 8155 T & B Boulevard, Memphis, TN 38125.

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

Description of Action/Activity: To discharge from a facility known as Thomas & Betts—Perkasie Plant, to Unnamed Tributary to East Branch Perkiomen Creek in Watershed 3-E

NPDES Permit No. PA0042617 A-1, Industrial, **Accellent, Inc. DBA Lake Region Medical**, 200 West 7th Avenue, Trappe, PA 19426-0992.

This proposed facility is located in Trappe Borough, **Montgomery County**.

Description of Action/Activity: Permit name change from Accellent Inc., to Accellent, Inc. DBA Lake Region Medical. No other changes are made to the permit.

NPDES Permit No. PA0051993, A-1, Sewage, **New Millennium Realty Corporation**, 57 Livingston Avenue, New Brunswick, NJ 08901.

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

Description of Action/Activity: Permit transferred from Giambrone Enterprises, L.P. to New Millennium Realty Corporation.

NPDES Permit No. PA0244481, Sewage, **Sharon Baughman**, 1007 Forrest Road, Sellersville, PA 18960.

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

Description of Action/Activity: To discharge from a facility known as Baughman SRSTP to Unnamed Tributary to Ridge Valley Creek in Watershed 3-E.

NPDES Permit No. PA0244449, Industrial, **FPL Energy Marcus Hook, LP**, 100 Green Street, Marcus Hook, PA 19061.

This proposed facility is located in Marcus Hook Borough, **Delaware County**.

Description of Action/Activity: To discharge from a facility known as Marcus Hook Generating Station to Delaware River Estuary—Zone 4 in Watershed 3-G.

NPDES Permit No. PA0058343, Sewage, **Bedminster Municipal Authority**, 432 Elephant Road, Perkasié, PA 18944.

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

Description of Action/Activity: To discharge from a facility known as Bedminster WWTF to Unnamed Tributary to Deep Run.

NPDES Permit No. PA0020575, Sewage, **DELCORA**, 100 East Fifth Street, P. O. Box 999, Chester, PA 19016.

This proposed facility is located in Rose Valley Borough, **Delaware County**.

Description of Action/Activity: To discharge from a facility known as Rose Valley Borough STP to Ridley Creek in Watershed 3-G.

NPDES Permit No. PA0012891, Sewage, **The Upper Hanover Authority**, 1704 Pillsbury Road, East Greenville, PA 18041.

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

Description of Action/Activity: To discharge from a facility known as Perkiomen WWTP to Perkiomen Creek in Watershed 3-E.

NPDES Permit No. PA0043974, Sewage, **Valley Forge Sewer Authority**, 333 Pawling Road, Phoenixville, PA 19460-2656, Schuylkill Township, **Chester County**.

The following notice reflects changes to the notice published in the November 15, 2014 edition of the *Pennsylvania Bulletin*:

- (i) Based on the additional sample results submitted, Bromide monitoring is eliminated from the permit.
- (ii) Based on the additional sample results submitted, Mercury monitoring is eliminated from the permit.
- (iii) Based on the additional sample results submitted, Chromium, hexavalent monitoring is eliminated from the permit.
- (iv) Part A of the permit is revised to delay the numerical copper limit to be effective until 12 months from the permit effective date.

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

NPDES Permit No. PA0029289, Sewage, SIC Code 4952, **Brodhead Creek Regional Authority**, 410 Mill Creek Road, East Stroudsburg, PA 18301.

This existing facility is located in Stroudsburg Borough, **Monroe County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit Renewal for an existing discharge of treated Sewage.

NPDES Permit No. PA0275719, Stormwater, SIC Code 3273, **Rock Hill Concrete, Inc.**, 339 School Street, Suite 1, Catasauqua, PA 18032-1832.

This facility is located in Catasauqua Borough, **Lehigh County**.

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

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

NPDES Permit No. PA0265942, Industrial Waste, **Schreiber Foods Inc.**, 208 East Dykeman Road, Shippensburg, PA 17257-8700.

This proposed facility is located in Shippensburg Borough, **Cumberland County**.

Description of Proposed Action/Activity: Authorization to discharge to a UNT to Middle Spring Creek in Watershed 7-B.

NPDES Permit No. PA0265918, Industrial Waste, **Yerty Auto Service Inc.**, 8358 Woodbury Pike, Roaring Spring, PA 16673.

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

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

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

PA0239925, Sewage, SIC Code 4952, **Jennifer A & Paul M Mohtashemi**, 7867 Mercer Pike, Meadville, PA 16335. Facility Name: Jennifer A & Paul M Mohtashemi SRSTP.

This existing facility is located in Richmond Township, **Crawford County**.

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

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

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

WQM Permit No. 5214402, Sewage, SIC Code 4952, **Aqua Pennsylvania Wastewater, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010.

This facility is located in Lackawaxen Township, **Pike County**.

Description of Proposed Action/Activity: The project is for the addition of a new influent screen, the addition of a new blower and diffuser assembly for each of the two sequencing batch reactor tanks, the addition of two new chemical metering pumps for feed of magnesium hydroxide solution, and the replacement of the two existing jet aeration blowers at the Woodloch Springs wastewater treatment facility.

WQM Permit No. 3909405A-1, Sewage, SIC Code 4952, **Lehigh County Authority**, 1053 Spruce Road, Allentown, PA 18106.

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

Description of Proposed Action/Activity: The project is for upgrades to the existing wastewater treatment plant, including the addition of a mechanical screen, valve vault and chemical feed systems. An influent flow meter will replace the existing meter. The existing comminutor is to be removed from the treatment process.

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

WQM Permit No. 6014402, Sewage, SIC Code 4952, **Gregg Township Municipal Authority Union County**, 16436 Route 15, Allenwood, PA 17810.

This proposed facility will be located in Gregg Township, **Union County**.

Description of Proposed Action/Activity: Permit issued authorizing the construction and operation of an equalization tank.

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

WQM Permit No. 0214409, **Pittsburgh Water Sewer Authority**, 1200 Penn Avenue, Pittsburgh, PA 15222.

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

Description of Proposed Action/Activity: Replacement of existing sanitary sewers.

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

WQM Permit No. WQG01201402, Sewage, **Denise L. & James E. Nichols**, 22922 Highway 27, Meadville, PA 16335.

This proposed facility is located in East Mead Township, **Crawford County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant to replace a malfunctioning on-lot system.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI132238	Butler Township 415 W Butler Drive Drums, PA 18222	Luzerne	Butler Township	Little Nescopeck Creek, Long Run, Nescopeck Creek and Unnamed Tributary to Nescopeck Creek/HQ-CWF, CWF, MF, and TSF

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

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

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI033414004	McVeytown DDP X, LLC 9010 Overlook Boulevard Brentwood, TN 37027	Mifflin	Oliver Township	Musser Run (HQ-CWF)
PAI032807003R	Thomas B. Mongold 18182 Fort Davis Road Mercersburg, PA 17236	Franklin	Guilford Township	Raccoon Creek (HQ-CWF, MF) Rocky Mountain Creek (HQ-CWF, MF)
PAI034414005	Ms. A. Carolyn Miller 4401 East Back Mountain Road Belleville, PA 17004-8577	Mifflin	Union Township	Frog Hollow (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 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

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

General Permit Type—PAG-02

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

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
City of Bethlehem Northampton County	PAG02004814015	Lehigh University 461 Webster Street Bethlehem, PA 18015	UNT to Saucon Creek (CMF, MF) Black River (CMF, MF)	Northampton County Conservation District 610-746-1971
City of Bethlehem Northampton County	PAG02004814014	Peron Development, LLC c/o Robert De Beer 60 W Broad Street Suite 99D Bethlehem, PA 18018	Lehigh River (WWF, MF)	Northampton County Conservation District 610-746-1971

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3636

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Clearfield County City of DuBois	PAG02001714012	JLP Investments LLC Jude Pfingstler 239 Logan Ave DuBois, PA 15801	Beaver Run CWF	Clearfield County Conservation District 511 Spruce St Ste 6 Clearfield, PA 16830 (814) 765-2629
Snyder County West Beaver Township	PAG02005514011	John Beachel 968 Kissimme Rd Middleburg, PA 17842	POI-A Jacks Creek Wetlands CWF	Snyder County Conservation District 403 W Market St Middleburg, PA 17842 (570) 837-3000 X110

General Permit Type—PAG-03

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Harford Township Susquehanna County	PAR212233	B & D Stone Co. 474 Bell Mt Road Greenfield Twp, PA 18407	Unnamed Tributary to Nine Partners Creek—4-F	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Northampton Borough Northampton County	PAR702213	Northampton Generating Co. LP 1 Horwith Drive Northampton, PA 18067-9728	Hokendauqua Creek—2-C	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
York County/ Hanover Borough	PAR603547	Staiman Recycling Corporation—Hanover Division 201 Hepburn Street Williamsport, PA 17701	Plum Creek/WWF & MF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Juniata County/ Walker Township	PAR213541	Juniata Concrete Company—Plant #2 721 Smith Road Mifflintown, PA 17059	UNT Cedar Spring Run/TSF & MF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
York County/ Fairview Township	PAG033515	Allen's Auto Salvage 500 Pinetown Road Lewisberry, PA 17339-8912	UNT Yellow Breeches Creek/ CWF & MF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Franklin County Green Township	PAR113551	Volvo Construction Equipment, North America, LLC 312 Volvo Way Shippensburg, PA 17257 <hr/> Volvo Construction Equipment—Letterkenny 1280 Superior Avenue Chambersburg, PA 17201	UNT of Conococheague Creek/CWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Mifflin County Lewistown Borough	PAR213520	Juniata Concrete Company 721 Smith Road Mifflintown, PA 17059 <hr/> Juniata Concrete Company Lewistown Plant #1 1 Silver Sand Avenue Lewistown, PA 17044	Juniata River/WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Berks County Exeter Township	PAR123564	Birdsboro Kosher Farms Corp. 1100 Lincoln Road Birdsboro, PA 19508	UNT to Schuylkill River/WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Perry County Oliver Township	PAR213537	Juniata Concrete Company 721 Smith Road Mifflintown, PA 17059 <hr/> Juniata Concrete Company Newport Plant #3 2320 Keystone Way Newport, PA 17074-9449	Little Buffalo Creek/CWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Houtzdale Borough Clearfield County	PAG034811	Christoff Mitchell Petroleum, Inc. 2719 Walton Street PO Box 669 Phillipsburg, PA 16866	Beaver Run—8-D	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530
Watsonstown Borough Northumberland County	PAR314817	National Oilwell Varco LP 1078 Matthew Street Watsonstown, PA 17777-9402	Spring Run and West Branch Susquehanna River—10D WWF-MF	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530
Hermitage City Mercer County	PAR808389	Pitt Ohio Express, LLC, 15 27th Street, Pittsburgh, PA 15222	Unnamed Tributary to the Shenango River 20-A	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-4**Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
East Mead Township Crawford County	PAG041176	Denise L & James E Nichols SRSTP 22922 State Route 27 Meadville, PA 16335	Unnamed Tributary of Little Sugar Creek (16-D)	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-10

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
West Finley Township Washington County	PAG106185	Columbia Gas Trans LLC 1700 Maccorkle Avenue S E Charleston, WV 25314	Robinson Fork—20-E/WWF	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

General Permit Type—MS4 PAG-13 (Waiver)

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Glen Osborne Borough Allegheny County	PAG136372	Glen Osborne Borough PO Box 97 601 Thorn Street Sewickley, PA 15143	Ohio River and Unnamed Tributary to Ohio River—20-G	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

General Permit Type—MS4 PAG-13

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Kennedy Township Allegheny County	PAG136110	Kennedy Township 340 Forest Grove Road Coraopolis, PA 15108	Ohio River Unnamed Tributary to Chartiers Creek 20 G and 20-F	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

STATE CONSERVATION COMMISSION**NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs**

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

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

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

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

**NUTRIENT MANAGEMENT PLAN
PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Dream Farms 13689 Dream Hwy. Newburg, PA 17240	Franklin	340.7	2,295	Heifers	NA	Approved
Funk Family Farm 18255 Ft. Davis Rd. Mercersburg, PA 17236	Franklin	374.6	677.64	Swine/Beef	NA	Approved

**CAFO NMP
PUBLIC NOTICE SPREADSHEET—ACTIONS (Approval/Disapproval)**

<i>Agricultural Operation (Name and Address)</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units (AEUs)</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproval</i>
Murmac Farms 2336 Zion Road Bellefonte, PA 16823	Centre	1,095.00	2,456	Dairy	NA	Approved
Cotner Farms, Inc.	Northumberland	1,168	1,403.18	Poultry— Layers	NA	Approved

PUBLIC WATER SUPPLY PERMITS

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 1515501, Minor Amendment. Public Water Supply.

Applicant	Pennsylvania American Water Company 800 West Hershey Park Drive Hershey, PA 17033
Township	East Vincent

County	Chester
Type of Facility	PWS
Consulting Engineer	Pennsylvania American Water Company 800 West Hershey Park Drive Hershey, PA 17033
Permit to Construct Issued	January 12, 2015
Permit No. 0914526, Minor Amendment. Public Water Supply.	
Applicant	Trumbauersville Borough 1 Evergreen Drive Trumbauersville, PA 18970
Borough	Trumbauersville
County	Bucks
Type of Facility	PWS
Consulting Engineer	Cowan Associates, Inc. 120 Penn-AM Drive P. O. Box 949 Quakertown, PA 18951
Permit to Operate Issued	January 12, 2015

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

Source Water (Watershed) Protection Program Approval # WA-1-B issued to **Pottstown Borough Authority**, 100 East High Street, PWSID 1460037, Pottstown Borough, **Montgomery County** on December 15, 2014.

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

Permit No. 1914503MA—Construction and Operation—Public Water Supply.

Applicant	Catawissa Borough Municipal Water Authority
Township/Borough	Catawissa Borough
County	Columbia
Responsible Official	Ms. Cindy Bachman Catawissa Borough Municipal Water Authority 19 Schoolhouse Road P. O. Box 54 Catawissa, PA 17820
Type of Facility	Public Water Supply

Consulting Engineer Randy Heard, P.E.
Larson Design Group, Inc.
1 West Market Street, Suite 301
Corning, NY 14830

Permit Issued January 9, 2015

Description of Action Authorizes upgrades of the
submersible pump motor controls
for Well Nos. 5, 6, and 9.

Permit No. 5714501MA—Operation—Public Water Supply.

Applicant **Dushore Water Authority**

Township/Borough Dushore Borough

County **Sullivan**

Responsible Official Mr. Joseph E. Stabryla
Superintendent of Public Works
Dushore Water Authority
216 Julia Street
Dushore, PA 18614

Type of Facility Public Water Supply

Consulting Engineer Dennis P. Lingenfelter, P.E.
Uni-Tec Consulting Engineers,
Inc.
2007 Cato Avenue
State College, PA 16801

Permit Issued January 13, 2015

Description of Action Operation of Bulk Water Truck
Fill Station Branch Main as a
potable bulk water loading
station.

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

Cancellation of Permit issued to **Larry & Patricia Soose**, PWSID No. 5100021, Center Township, **Butler County** on January 14, 2015. This action represents the cancellation of Permit Number 1086503 issued October 28, 1986. This action is a result of Caravan Court Mobile Home Park no longer being a Public Water Supply.

Cancellation of Permit issued to **Larry & Patricia Soose**, PWSID No. 5100021, Center Township, **Butler County** on January 14, 2015. This action represents the cancellation of Permit Number 1086503-MA1 issued August 13, 2001. This action is a result of Caravan Court Mobile Home Park no longer being a Public Water Supply.

Cancellation of Permit issued to **Larry & Patricia Soose**, PWSID No. 5100021, Center Township, **Butler County** on January 14, 2015. This action represents the cancellation of Permit Number 1086503-MA2 issued April 24, 2013. This action is a result of Caravan Court Mobile Home Park no longer being a Public Water Supply.

WATER ALLOCATIONS

Actions taken on applications received under the Act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.

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

WA 54-95A, Water Allocation, **Tower City Borough Authority**, 219 E. Colliery Avenue, Tower City, PA 17980, Tower City Borough, **Schuylkill County**. This action

rescinds permit WA 54-95A which granted the right to a total average daily withdrawal of 250,000 gallons per day from Reservoirs 1 and 3. Permit rescinded on January 14, 2015.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

Borough or Township	Borough or Township Address	County
Cranberry Township	2525 Rochester Road, Suite 400, Cranberry Township, PA 16066	Butler

Plan Description: The approved plan provides for upgrades required at the Brush Creek Water Pollution Control Facility to alleviate a hydraulic overload condition and expand plant capacity to accommodate future growth. The chosen two phased alternative is comprised of a variety of upgrades to numerous plant processes and is centered on changing the secondary treatment process from conventional activated sludge to the Membrane Bioreactor process and an upgrade of the current, first generation Autothermal Thermophilic Aerobic Digestion (ATAD) to a second generation ATAD system. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act

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

Plan Location:

Borough or Township	Borough or Township Address	County
Cumberland Township	1370 Fairfield Road, Gettysburg, PA 17325	Adams

Plan Description: The Act 537 Plan (DEP CODE NO. D1-01911-ACT) chosen alternative to meet the sewage disposal needs for the Greenmount Planning Area by the construction of a new wastewater treatment plant to serve the Timeless Towns of the Americas facility with dedication of the plant to the Township upon completion of construction is disapproved. An agreement necessary to implement the chosen alternative was not included in the plan as required by Chapter 71, Section 71.21(a)(5)(vi)(D). The chosen alternative cannot be implemented due to the lack of an agreement (i.e. legal authority) between the Township and Timeless Towns of the Americas involving the construction and dedication of a new wastewater treatment facility.

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

Notice of Prompt Interim Response and Proposed Interim Response

Waynesboro TCE Site

Washington Township, Franklin County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305) has initiated a prompt interim response and proposes an interim response at the Waynesboro TCE Site (Site). The prompt interim response has been initiated pursuant to Sections 501(a) and 505(b) of the HSCA (35 P. S. §§ 6020.501(a) and 6020.505(b)).

The Site is an area of groundwater contamination located south of the town of Waynesboro along the portion of Welty Road, east of Anthony Highway (Highway 997) and west of Hollengreen Drive, as well as 8777 Lyons Road. Groundwater serving residences in the area is contaminated with trichloroethylene and tetrachloroethylene (also known as TCE and PCE respectively), volatile organic compounds.

This residential area located on the southern edge of the town of Waynesboro utilizes private wells and a spring and is not connected to the public water supply serving the area.

The Department sampled groundwater supply wells in December 2007. The sampling yielded TCE contamination in one residential well above the groundwater Statewide Health Standard for TCE and contamination in a spring serving as an alternative water supply above the groundwater Statewide Health Standard for PCE. The TCE levels ranged from 12.6 ppb to 17.6 ppb and a PCE level of 19.8 ppb was detected. The Maximum Contaminant Level (MCL) for both TCE and PCE is 5 parts per billion (ppb). The residents are exposed to TCE and PCE through ingestion, inhalation, and dermal contact. PCE is listed as a probable human carcinogen. Chronic effects include nervous system depression and heart damage.

After considering institutional controls, bottled water, point of use water treatment units, and connection to the public water system the Department is proposing to continue supplying bottled water as a prompt interim response and connection to the Washington Township public water system as the interim response for the site. The Department would continue to furnish commercial bottled water to residences that have a water supply contaminated in excess of 5 ppb of TCE and PCE until the residences are connected to the public water supply. Residences in the projected contamination plume on Welty Road (approximately six) will be connected to the public water distribution line. An unoccupied farmhouse located at 8777 Lyons Road will receive a Point of Entry Treatment (POET) system.

The Department's response will include extending the water line into Welty Road and installing the lateral water line into each home water distribution system. Any fees related to the initial connection to the system, the abandoning of affected wells and all necessary restoration work will be included in the response. This action will eliminate ingestion, inhalation, and dermal contact. This alternative will provide maximum protection by removing all exposure to contaminated groundwater serving private water supply systems. The DEP will assure that all

existing house wells of residents connected to the public water will be disconnected and abandoned in accordance with the Department's approved specifications. This will eliminate all exposure with the contaminated groundwater, the fugitive release of the TCE and PCE to the outdoor air in the neighborhood, and the possibility of cross connection to the public water supply.

The Department is providing this notice under sections 505(b) and 506(b) of HSCA (35 P. S. Sections 6020.505(b) and 6020.506(b)), and the publication of this notice in the *Pennsylvania Bulletin* starts the administrative record period under HSCA. The Administrative Record which contains information about this site and which supports the Department's decision to perform this action at the site is available for public review and comment. The Administrative Record can be examined Monday through Friday from 8:00 a.m. to 4:00 p.m. at the Department's Southcentral Regional Office located at 909 Elmerton Avenue, Harrisburg, PA 17110, by contacting Mr. Steven DeMars at 717-705-4832. The Administrative Record can also be reviewed at the Washington Township Building, 13013 Welty Road, Waynesboro, PA 17268 from 8:00 a.m. to 4:00 p.m.

The Administrative record will be open for comment from the date of publication of this notice in the *Pennsylvania Bulletin* on January 31, 2015 and will remain open for 90 days. Persons may submit written comments regarding this action to the Department before May 1, 2015, by mailing them to Mr. DeMars at the DEP Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. The public will have an opportunity to present oral comments regarding the proposed action at a public hearing. The hearing has been scheduled for March 17, at 7:00 p.m. at the Washington Township Building. Persons wishing to present formal oral comment at the hearing should register before 4:00 p.m., March 13, 2015, by calling Mr. DeMars at 717-705-4832. If no person registers to present oral comments, by March 13, 2015, the hearing will not be held, but will be replaced with an informational meeting. Persons interested in finding out if anyone has registered, and if the hearing will be held, should also contact Mr. DeMars at the number listed above. 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 call Mr. DeMars at the above number or through the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate their needs.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

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

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in

environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

Estes Express Lines, I80W @ US Route 15N, off-ramp, White Deer Township, **Union County**. Northridge Group, Inc., P. O. Box 231, Northumberland, PA 17857, on behalf of Estes Express Lines has submitted a Final Report concerning remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, and Methyl Tertiary Butyl Ether. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Former Cerro Metals Facility Plant 1 Area, 2022 Axemann Road, Spring Township, **Centre County**. P. Joseph Lehman, Inc., PO Box 419, Hollidaysburg, PA 16648, on behalf of Former Cerro Metals Facility Plant 1 Area, submitted a Final Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents and aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Former GTE Products Corporation Facility, 490 South Lycoming Mall Road, Muncy Township, **Lycoming County**. XDD, LLC, 101 East Mill Street, Suite D, Quakertown, PA 18951, on behalf of GTE Operations Support Incorporated, One Verizon Way, VC 34W538B, Basking Ridge, NJ 07920 submitted a Final Report concerning remediation of site soils contaminated with Chloroform, Dichloroethane, 1,1-, Dichloroethene, 1,1, Dichloroethene, cis 1,2-, Tetrachloroethene, Trichloroethane, 1,1,1-, Trichloroethene. The report is intended to document remediation of the site to meet the Statewide Health Standard and Site-Specific Standard.

Lower Market Street Holdings, LP Property, 230 Lower Market Street, Milton Borough, **Northumberland County**. Pennsylvania Tectonics, Inc., 723 Main Street,

Archbald, PA 18403, on behalf of Lower Market Street Holdings, LP, 201 Hepburn Street, Williamsport, PA 17701 submitted a Remedial Investigation Report concerning remediation of site soils and groundwater contaminated with heavy metals, SVOCs and VOCs. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Ingersoll Rand Industrial Technologies, 101 North Main Street, Athens, **Bradford County**. ARCADIS, 855 Route 146, Suite 120, Clifton Park, NY 12065, on behalf of Ingersoll Rand Company, 800-E Beaty Street, Davidson, NC 28036, submitted a Risk Assessment Report concerning remediation of site soils contaminated with volatile organic compounds and petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Range Resources—Appalachia, LLC, Corson Pad, 568 Hunter Ryder Lane, Salladasburg, PA 17740, Anthony Township, **Lycoming County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Range Resources—Appalachia, LLC, 100 Throckmorton Street, Suite 1200, Fort Worth, TX 76102 submitted a Final Report concerning remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Methyl-Tert-Butyl-Ether (MTBE), Naphthalene, 1,2,4-Trimethylbenzene, 1,3,5-Trimethylbenzene, Barium. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Former Sunoco York Terminal, City of York, **York County**. EnviroTrac, Ltd., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Sunoco, Inc., (R&M), 5733 Butler Street, Pittsburgh, PA 15201, and REC-Oil, 280 North East Street, York, PA 17403, submitted a Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil and unleaded gas. The report is intended to document remediation of the site to the Nonresidential Statewide Health and Site Specific Standards.

Homes at Thackston Park, 335 West College Avenue, York, PA 17401, City of York, **York County**. Element Environmental Solutions, Inc., 61 Willow Street, PO Box 921, Adamstown, PA 19501, on behalf of Thackston Park, LP, 31 South Broad Street, York, PA 17403, submitted a Final Report concerning remediation of groundwater contaminated with chlorinated solvents and No. 2 fuel oil. The report is intended to document remediation of the site to the Residential Statewide Health Standard.

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

Shipley Well Pad (Rex Energy), 215 Constitution Avenue, Connoquenessing Borough, **Butler County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of R. E. Gas Development, 366 Walker Drive, State College, PA 16801, submitted a Final Report concerning the remediation of site soils contaminated with barium, cadmium, chromium, lead, selenium, silver, mercury, dichlorodifluoromethane, chloromethane, vinyl chloride, bromomethane, chloroethane, trichlorofluoromethane, acrolein, 1,1-dichloroethene, acetone, methylene chloride, acrylonitrile, methyl-tert-butyl ether, trans-1,2-dichloroethane, 2-butanone, 2,2-dichloropropane, cis-1,2-dichloroethene, chloroform, bromochloromethane, 1,1,1-trichloroethane, 1,1-dichloropropene,

carbon tetrachloride, benzene, 1,2-dichloroethane, trichloroethene, 1,2-dichloropropane, 1,4-dioxane, dibromomethane, bromodichloromethane, 2-chloroethyl vinyl ether, cis-1,3-dichloropropene, 4-methyl-2-pentanone, ethylbenzene, toluene, trans-1,3-dichloropropene, 1,2,3-trichloropropane, 1,1,2-trichloroethane, 1,3-dichloropropane, tetrachloroethene, 2-hexanone, dibromochloromethane, 1,2-dibromoethane, chlorobenzene, 1,1,1,2-tetrachloroethane, styrene, isopropylbenzene, bromoform, isopropylbenzene, 1,1,2,2-tetrachloroethane, n-propyl benzene, 1,3,5-trimethylbenzene, bromobenzene, 2-chlorotoluene, 4-chlorotoluene, tert-butylbenzene, 1,2,4-trimethylbenzene, sec-butylbenzene, 4-isopropyltoluene, 1,3-dichlorobenzene, butylbenzene, 1,4-dichlorobenzene, 1,2-dichlorobenzene, 1,2-dibromo-3-chloropropane, 1,2,4-trichlorobenzene, hexachlorobutadiene, naphthalene, 1,2,3-trichlorobenzene, and xylenes. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

XTO—Minta Forsha #1 Well Site, Spruce Road, Green Township, **Indiana County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066 on behalf of XTO Energy, Inc., 395 Airport Road, Indiana PA 15701 has submitted a Remedial Investigation/Final Report concerning the remediation of site soils contaminated with aluminum, antimony, arsenic, barium, beryllium boron, cadmium chromium, cobalt, copper, iron, lead, manganese, mercury, nickel, selenium, silver, thallium, vanadium, zinc and chloride from a release of brine. The report is intended to document remediation of the site to meet a combination of residential Statewide Health and Site Specific Standards. Notice of the RIR/FR was published in the *Indiana Gazette* on December 29, 2014.

Southeast Regional Office: Regional Manager, Environmental Cleanup and Brownfields, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5960. Charline Bass 484-250-5787

Dolata Residence, 1475 Washington Lane, Pocoposon Township, **Chester County**. Richard D. Trimpi, Trimpi Associates, Inc., Old Plains Road, Pennsburg, PA 18073, Theresa O'Connor, State Farm Insurance, PA Fire Claims, P. O. Box 106110, Atlanta, GA 30348-6110 on behalf of Richard and Lynn Dolata, 1475 Washington Lane, West Chester PA 19382 has submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF774872

Wellness Center, 2108-2144 Cecil B. Moore Avenue, City of Philadelphia, **Philadelphia County**. Richard S. Werner, P. G., Environmental Consulting, Inc., 2002 Renaissance Boulevard, Suite 110, King of Prussia, PA 19406 on behalf of Janet Stearns, MPower Development Corporation, 1515 Fairmount Development Corporation, Philadelphia, PA 19130 has submitted a Final Report concerning remediation of site groundwater and soil contaminated with inorganics. The report is intended to document remediation of the site to meet the Site Specific Standard. PF769620

Site-wide BP Trainer Refinery, 401 Post Road, Borough of Trainer and Marcus Hook, **Delaware County**. Iain Bryant, Sovereign Consulting, 111A North Gold Drive, Robbinsville, NJ 08691, Sasa Jazic, Atlantic Richfield Company, 28100 Torch Parkway, Mail Code 2-S,

Warrenville, Illinois 60555 on behalf of Matthew Torell, Monroe Energy, LLC, 4101 Post Road, Trainer, PA 19061 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with inorganics. The report is intended to document remediation of the site to meet the Site Specific Standard. PF747691

Emico Property, 812 West Chester Street, Borough of Perkasio, **Bucks County**. Frank J. Stopper, Penn Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440, Michael A. Christie, P.G., Penn Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of Stu Duckman, Target Partners LLC., 812 Chestnut Street, Perkasio, PA 18944 has submitted a Final Report concerning remediation of site groundwater contaminated with vocs. The report is intended to document remediation of the site to meet the site Specific Standard. PF738217

Kiesling Residence, 5 Hickory Lane, Bristol Township, **Bucks County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Alyce Kiesling, 5 Hickory Lane, Levittown, PA 19055 has submitted a Final Report concerning remediation of site soil contaminated with petroleum. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF782116

Apartment Building, 3443 Marshall Road, Upper Darby Township, **Delaware County**. Staci Cottone, P. O. Box 370, Blue Bell, PA 19422 on behalf of Aris Karalis, KRE Investors, LPI, P. O. Box 73, Broomall, PA 19008 has submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF782138

Rohm & Haas Chemical LLC Bristol Site, 200 Route 413, Bristol Township, **Bucks County**. David Kistner, URS Corporation, 625 West Ridge Pike, Suite E-100, Conshohocken, PA 19428, on behalf of Robert Casselberry, Dow Chemical Company, 310 George Patterson Blvd, Suite 100, Bristol, PA 19007 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with ethyl acrylate, butyl acrylate. The report is intended to document remediation of the site to meet the Site Specific Standard. PF745672

Spring Mill Corporation, 901 Washington Street, Whitmarsh Township, **Chester County**. Michael S. Welsh, P.E., Welsh Environmental, 131 Clearview Drive, Downingtown, PA 19335, Robert Haley, Spring Mill Corporation, 191 Greenfield Road, Lancaster, PA 17601 on behalf of Gary Toll, 901 Washington Partners, LP, 55 County Club Drive has submitted a Final Report concerning remediation of site soil contaminated with chlorinated solvents and organics. The report is intended to document remediation of the site to meet the Site Specific Standard. PF 758570

Drexeline Dry Cleaners, 4998 State Road, Upper Darby Borough, **Delaware County**. Michael S. Welsh, P. E. Welsh Environmental, Inc., 131 Clearview Drive, Downingtown, PA 19335 on behalf of H. David Seegul, Drexeline Shopping Center, Inc., 5100 State Road, Drexel Hill, PA 19026 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site Specific Standard. PF 779752

State Road Land Partners LP Parcel B, 2215 State Road, Bensalem Township, **Bucks County**. Jeffery K.

Walsh, P.G., Penn Environmental & Remediation, Inc., 13180 Route 6, Mansfield, PA 169333, David J. Jackson, Penn Environmental & Remediation, Inc., 13180 Route 6, Mansfield, PA 169333 on behalf of Arnold Boyer, State Road Land Partners, LP, 2310 Terwood Drive, Huntingdon Valley, PA 19006 has submitted a Final Report concerning remediation of site groundwater and soil contaminated with vocs, svocs, pesticides, pcbs and metals. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF620175

Colonial Heritage Mobile Home Park, 173 Wooded Drive, Doylestown Township, **Bucks County**. Staci Cottle, J&J Spill Service & Supplies, Inc., P.O. Box 370, Blue Bell, PA 19422 on behalf of James Perano, Colonial Valley LLC, P.O. Box 677, Blue Bell, PA 19422 has submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF725969

Girard Medical Center, 8th Street and Girard Avenue, City of Philadelphia, **Philadelphia County**. Trimpi, Trimpi Associates, Inc., Old Plains Road, Pennsburg, PA 18073 on behalf of George Walmsley, Girard Medical Center, 8th Street and Girard Avenue, Philadelphia, PA 19112 has submitted a Final Report concerning remediation of site groundwater and soil contaminated with no. 6 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF619292

US Steel KIPC 9.4 Acres, One Ben Fairless Drive, Falls Township, **Bucks County**. Daniel Cusick, Conestoga-Rover & Associates, 103 Gama Drive, Ext. Suite 110, Pittsburgh, PA 15238 on behalf of Kathleen M. Mayher, United States Steel Corporation, 1350 Pen Avenue, Suite 200, Pittsburgh, PA 15222 has submitted a Final Report concerning remediation of site soil contaminated with voc and svoc. The report is intended to document remediation of the site to meet the Site Specific Standard. PF777132

Sunoco Inc., Old Pennell Road, Old Pennell Road and North Manor Drive, Aston Township, **Delaware County**. Stephanie Grillo, GES, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341 on behalf of Martin D. Liebhardt, P.G. Evergreen Resources Management Operations, 2 Righter Parkway, Sue 200, Wilmington, PA 19803 has submitted a Remedial Investigation Report/Cleanup Plan and Final Report concerning remediation of site groundwater and soil contaminated with leaded and unleaded gasoline. The report is intended to document remediation of the site to meet the Site Specific Standard. PF689359

Widener University, 1516 Providence Avenue, City of Chester, **Delaware County**. Jerry Pasquariello, Widener University, 1 University Place, Chester, PA 19013 has submitted a Final Report concerning remediation of site soil contaminated with leaded and unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF 779408

PECO Bristol MGP, Mifflin and Linden Street, Bristol Borough, **Bucks County**. Peter Farrand, PECO Energy Company, 2301 Market Street, S7-2, Philadelphia, PA 19104, Crystal Shadle, URS Corporation, 625 West Ridge Pike, Suite E-100, Conshohocken, PA 19428, Douglas Kier, URS Corporation, 625 West Ridge Pike, Suite E-100, Conshohocken, PA 19428 on behalf of Pat Crossan, Goodwill Hose Company, #3, Bristol, PA 19007 has submitted a Remedial Investigation/Risk Assessment and Cleanup

Plan concerning remediation of site groundwater and soil contaminated with pah. The report is intended to document remediation of the site to meet the Site Specific Standard. PF734109

Rohm & Haas Philadelphia Plant East Area 1, 500 Richmond Street, City of Philadelphia, **Philadelphia County**. Geoffrey Arbogast, URS Corporation, 625 West Ridge Pike, Suite E-100, Conshohocken, PA 19428 on behalf of Carl Coker, the Dow Chemical Company, 310 George Patterson Blvd, Suite 100, Bristol, PA 19007 has submitted a Final Report concerning remediation of site soil contaminated with lead. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF618950

1100 North Front Street, 1100-1106 North Front Street, City of Philadelphia, **Philadelphia County**. David Schantz, Aquaterra Technologies, Inc., 122 South Church Street, West Chester, PA 19382 on behalf of William Anderson, 1100-1106 North Front Street, Philadelphia, PA 19123 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF775735

Brandywine Lehigh Transportation, 418 Springfield Street, Springfield Township, **Bucks County**. Andrew Markoski, Patriot Environmental Management LLC, 21 Unionville Road, P.O. Box 629, Douglasville, PA 19518, James A. Turner, James A. Turner, Inc., 3469 Bethlehem Pike, Soudertown, PA 18954 on behalf of Sherry L. Thompson, Liberty Home development Corporation LTD, 347 New Street, Suite 200, Quakertown, PA 18951 has submitted a 90 day Final Report concerning remediation of site soil contaminated with diesel fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF781675

Bottom Dollar Food Northeast Development Site #2997, 6301 Chew Avenue, City of Philadelphia, **Philadelphia County**. Brenda MacPhail Kellogg, 6901 Kingessing Avenue, Suite 201, Philadelphia, PA 19142 on behalf of Mark Ruffy, Bottom Dollar Food Northeast, LLC, P.O. Box 1330, Salisbury, NC 28145-1330 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Site Specific Standard. PF781702

Riegel Residence, 526 West Broad Street, Quakertown Borough, **Bucks County**. Richard D. Trimpi, Trimpi Associates Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Gene Noce, Harleysville Insurance, 355 Maple Avenue, Harleysville, PA 19438-2297 on behalf of John Riegel, 111 Ridge Run Road, Sellersville, PA 18960 has submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF776008

Ursinus College, 601 Main Street, Collegeville Borough, **Montgomery County**. Darryl Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004, Gilbert Marshall, Marshall Geoscience Inc., 170 East First Avenue, Collegeville, PA 19426 on behalf of Andrew Feick, Ursinus College, 601 Main Street, Collegeville, PA 19426 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Site Specific Standard. PF648108

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

Estes Express Lines, 180W @ US Route 15N off ramp, White Deer Township, **Union County**. Northridge Group, Inc., P. O. Box 231, Northumberland, PA 17857, on behalf of Estes Express Lines submitted a Final Report concerning the remediation of site soils contaminated

with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, and Methyl Tertiary Butyl Ether. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on December 23, 2014.

Range Resources—Appalachia, LLC, Corson Pad, 568 Hunter Ryder Lane, Salladasburg, PA 17740, Anthony Township, **Lycoming County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601 on behalf of Range Resources—Appalachia, LLC, submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Methyl-Tert-Butyl-Ether (MTBE), Naphthalene, 1,2,4-Trimethylbenzene, 1,3,5-Trimethylbenzene, and Barium. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on December 18, 2014.

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

Kurtland Farms, 4350 Main Street, Elverson, PA 19520, Caernarvon Township, **Berks County**. BL Companies, 4242 Carlisle Pike, Suite 260, Camp Hill, PA 17011, on behalf of Kurtland Farms, 4350 Main Street, Elverson, PA 19520, submitted a Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on January 13, 2015.

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

Milford Lease, Tank Hill Road, Harmony Township, **Forest County**. Moody & Associates, Inc., 11548 Cotton Road, Meadville, PA 16335, on behalf of Lendrum Energy, LLC, 4573 Camp Coffman Road, Cranberry, PA 16319, submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Xylenes, Cumene, Naphthalene, n-Propylbenzene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, 4-isopropyltoluene, tert-Butylbenzene, sec-Butylbenzene, chloride, sodium, barium, and strontium. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on December 18, 2014.

Shipley Well Pad (Rex Energy), 215 Constitution Avenue, Connoquenessing Borough, **Butler County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of R. E. Gas Development, 366 Walker Drive, State College, PA 16801, submitted a Final Report concerning the remediation of site soils contaminated with barium, cadmium, chromium, lead, selenium, silver, mercury, dichlorodifluoromethane, chloromethane, vinyl chloride, bromomethane, chloroethane, trichlorofluoromethane, acrolein, 1,1-dichloroethene, acetone, methylene chloride, acrylonitrile, methyl-tert-butyl ether, trans-1,2-dichloroethane, 2-butanone, 2,2-dichloropropane, cis-1,2-dichloroethene, chloroform, bromochloromethane, 1,1,1-trichloroethane, 1,1-dichloropropene, carbon tetrachloride, benzene, 1,2-dichloroethane, trichloroethene, 1,2-dichloropropane, 1,4-dioxane, dibromomethane, bromodichloromethane, 2-chloroethyl vinyl ether, cis-1,3-dichloropropene, 4-methyl-2-pentanone, ethylbenzene, toluene, trans-1,3-dichloropropene, 1,2,3-trichloropropane, 1,1,2-trichloroethane, 1,3-dichloropropane, tetrachloroethene, 2-hexanone, dibromochloro-

methane, 1,2-dibromoethane, chlorobenzene, 1,1,1,2-tetrachloroethane, styrene, isopropylbenzene, bromoform, isopropylbenzene, 1,1,2,2-tetrachloroethane, n-propyl benzene, 1,3,5-trimethylbenzene, bromobenzene, 2-chlorotoluene, 4-chlorotoluene, tert-butylbenzene, 1,2,4-trimethylbenzene, sec-butylbenzene, 4-isopropyltoluene, 1,3-dichlorobenzene, butylbenzene, 1,4-dichlorobenzene, 1,2-dichlorobenzene, 1,2-dibromo-3-chloropropane, 1,2,4-trichlorobenzene, hexachlorobutadiene, naphthalene, 1,2,3-trichlorobenzene, and xylenes. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 31, 2014.

Kenan Advantage Tanker Incident, State Route 8, Venango Township, **Erie County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of Kenan Advantage Group, Inc., 4366 Mt. Pleasant Street NW, North Canton, OH 44720, submitted a Final Report concerning the remediation of site soil and groundwater contaminated with Benzene, Toluene, Ethylbenzene, Xylenes (Total), Methyl tertiary butyl ether (MTBE), Naphthalene, Cumene, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 31, 2014.

Patton B Unit No. 7H, 1313 Whitestown Road, Connoquenessing Township, **Butler County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of XTO Energy—Appalachia Division, 395 Airport Road, Indiana, PA 15701, submitted a Final Report concerning the remediation of site soils contaminated with Aluminum, Antimony, Arsenic, Barium, Beryllium, Boron, Cadmium, Chromium, Cobalt, Copper, Iron, Lead, Manganese, Mercury, Nickel, Selenium, Silver, Thallium, Vanadium, Zinc, Chloride, Benzene, Naphthalene, Toluene, Acenaph-thene, Acenaphthylene, Anthracene, Benzo[a]anthracene, Bezo[a]pyrene, Benzo[b]fluoranthene, Benzo[g,h,i]perylene, Benzo[k]fluoranthene, Chrysene, Diben[a,h]anthracene, Ethylene Glycol, Fluoranthene, Fluorene, Indeno[1,2,3-cd]pyrene, Phenanthrene, Phenol, and Pyrene. The Report was disapproved by the Department on January 9, 2015.

Southeast Regional Office: Regional Manager, Environmental Cleanup and Brownfields, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5960. Charline Bass 484-250-5787

Widener University, 1516 Providence Avenue, **Delaware County**. Joseph Diamadi, Jr. Marshall Geoscience, Inc., 170 East First Avenue Collegeville, PA 19426 on behalf of Jerry Pasquariello, Widener University, 1 University Place, Chester, PA 19013 has submitted a Final Report concerning the remediation of site soil contaminated with leaded and unleaded gasoline. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 4, 2014. PF779408

Colonial Heritage Mobil Trailer Park, 173 Wood Drive, Doylestown Township, **Bucks County**. Staci Cottle, J&J Environmental, P. O. Box 370, Blue Bell, PA 19422 on behalf of James Perano, Colonial Village LLC, P. O. Box 677, Morgantown, PA 19543 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demon-

strated attainment of the Statewide Health Standard and was approved by the Department on December 10, 2014. PF725969

Drexeline Dry Cleaners, 4998 State Road, Upper Darby Township, **Delaware County**. Michael S. Welsh, P. E. Welsh Environmental, Inc. 313 Clearview Drive, Downingtown PA 19335 on behalf of H. David Seequl, Drexeline Shopping Center, Inc., 5100 State Road, Drexel Hill, PA 19026 has submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents. The Remedial Investigation was withdrawn by the consultant on December 9, 2014. PF779752

Bloomingdale Residence, 711 Saint Francis Drive, **Delaware County**. Charles Burger, PG, Mountain Research, LLC, 825 25th Street, Altoona, PA 16601 on behalf of Anita Bloomingdale, 711 Saint Francis Drive, Broomall, PA 19008 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 5, 2014. PF759378

Dublin Service Station and Garage, 139 North Main Street, Dublin Borough, **Bucks County**. Grey Firely, Langan Engineering and Environmental Service, P. O. Box 1569, Doylestown, PA 18901 on behalf of Dennis Bishop, Dublin Service Station and Garage, P. O. Box 72, Dublin, PA 18917 has submitted a Final Report concerning the remediation of site soil contaminated with other organics. The Final report was withdrawn on November 27, 2014. PF72074

640 North Lewis Road Turtle Creek North Zone, Limerick Township, **Montgomery County**. Jeffery A. Smith, Langan Engineering & Environmental Services, Inc., 30 South 17th Street, Suite 1300, Philadelphia, PA 19103 on behalf of Mona Khalil, Teleflex Incorporated, 550 Swedesford Road, Suite 400, Wayne, PA 19087 has submitted a Final Report concerning the remediation of site soil contaminated with other organics. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 3, 2014. PF779749

Tucker Residence, 8202 Gladstone Road, Springfield Township, **Montgomery County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Irene Tucker, 8202 Gladstone Road, Wyndmoor, PA 19038 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 20, 2014. PF 752373

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Permits Issued Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage, or Disposal Facility.

Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401

PAD980550412. Johnson Matthey, Inc., Johnson Matthey Riverside Facility, 900 River Road, Conshohocken PA 19428-2647. This application is for 10-year

permit renewal with modifications of the existing RCRA Hazardous Waste Part B Permit for the Johnson Matthey Riverside Facility, a hazardous waste facility located at 900 Riverside Road Conshohocken, PA 19428-2647, in Upper Merion Township, **Montgomery County**. The permit was issued by the Southeast Regional Office on December 3, 2014.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401

Permit No. 101609. BFI Transfer Systems of Pennsylvania, LLC, d.b.a. River Road Transfer Station, 400 River Road, West Conshohocken PA 19428-2600. This application is for 10-year permit renewal under Solid Waste Permit No. 101609 for the River Road Transfer Station, a municipal waste transfer station located at 400 River Road, in Upper Merion Township, **Montgomery County**. The permit was issued by the Southeast Regional Office on January 8, 2015.

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 19428

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

GP3-46-0119: David Erb Contractors, Inc. (2930 Felton Road, Norristown, PA 19401) On January 12, 2015, for relocation of a portable crushing plant to 1700 Cowpath Road, Hatfield Township, **Montgomery County**.

GP9-46-0076: David Erb Contractors, Inc. (2930 Felton Road, Norristown, PA 19401) On January 12, 2015, for relocation of two (2) diesel-fired internal combustion engines to 1700 Cowpath road, in Hatfield Township, **Montgomery County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702.

GP4-22-03058A: Pratt & Whitney Amercon (181 Fulling Mill Road, Middletown, PA 17057) on January 7, 2015, for two natural gas-fired burnoff ovens (one new and one existing) under GP4, at the aircraft component manufacturing facility in Lower Swatara Township, **Dauphin County**.

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

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

GP14-42-218C: Bradford Crematory (105 Hilton Street, Butler, PA 16701) on January 12, 2015 for the operation of One US Cremation Equipment human crematory model Classic, which is equipped with two (2) burners manufactured by Eclipse Combustion ThermJet series (Primary model TJ-50 rated 0.5 MMBtu/hr and secondary model TJ-150 rated 1.50 MMBtu/hr), and one (1) Matthews Cremation International Cremation Device human crematory model Power-Pak II, which is equipped with two (2) Eclipse Burners (Primary burner model TJ-75 Rated 0.7 MMBtu/hr and secondary burner model TJ-200 rated 1.2 MMBtu/Hr) (BAQ-GPA/GP14) located in the City of Bradford, **McKean County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

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

52-00001A: Columbia Gas Transmission, LLC (1700 MacCorkle Avenue, SE, Charleston, WV 25314) issued on January 14, 2015 for installation and operation of two natural gas turbines with SoLoNO_x technology, an emergency generator, ancillary heating equipment and storage tanks at the existing Milford Compressor Station located in Milford Township, **Pike County**.

48-00095B: Ecopax, LLC (3600 Glover Road, Easton, PA 18040) December 17, 2014 for the installation of one (1) polystyrene fluff silo, one (1) 6,300 CFM baghouse, one (1) foam grinder, and one (1) new thermoforming line at their facility in Forks Township, **Northampton County**.

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

Contact: Mark R. Gorog, P.E., Environmental Engineer Manager—Telephone: 412-442-4150

03-00263A: Allegheny Mineral Corporation (P. O. Box 1022, One Glade Park East, Kittanning, PA 16201) Plan Approval issuance date effective January 14, 2015, to authorize construction and operation of the Bison Mine limestone processing plant located in West Franklin Township, **Armstrong County**.

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

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

42-028F: Ardagh Glass—Port Allegany Facility (One Glass Place, Port Allegany, PA 16743), on January 6, 2015 issued a plan approval for establishing CO and VOC emission limits for Furnace 1 as a result of plan approval 42-004B in Port Allegany Borough, **McKean County**. This is a Title V facility.

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

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

Air Management Services (AMS) issued Reasonably Available Control Technology (RACT) plan approvals for the following facilities in the City of Philadelphia, **Philadelphia County**:

PES Refinery, formerly Sunoco Refinery (3144 Passyunk Ave., Philadelphia, PA 19145), a petroleum refinery whose source include a 660 MMBTU/hr boiler, two 495 MMBTU/hr boilers, process heaters, two Fluid Catalytic Cracking Units, barge loading, and fugitives;

Honeywell, formerly Sunoco Chemicals (4700 Bermuda Street, Philadelphia, PA 1937), a chemical manufacturing facility whose sources include a 381 MMBTU/hr boiler, two 260 MMBTU/hr boilers, cumene oxidizers, distillation columns, a wastewater facility, and fugitives;

PaperWorks, formerly Jefferson Smurfit (5000 Flat Rock Road, Philadelphia, PA 19127), a paperboard manufacturing facility whose sources include a 156 MMBTU/hr boiler and two 92.27 MMBTU/hr boilers;

Cardone Industries (5660 Rising Sun Ave., Philadelphia, PA 19120), an automobile parts remanufacturing facility, whose sources include degreasers, small combustion units, and spray painting;

Veolia Energy Philadelphia—Edison Station, formerly Trigen—Edison (908 Sansom Street, Philadelphia, PA 19107), a steam utility, whose sources include two 335 MMBTU/hr boilers and two 283 MMBTU/hr boilers;

Exelon—Richmond Station, formerly PECO—Richmond (3901 North Delaware Avenue, Philadelphia, PA 19137), an electric utility, whose sources include two 66MW combustion turbines;

Philadelphia Gas Works—Richmond (3100 East Venango Street, Philadelphia, PA 19134), a gas utility, whose sources include six 94-105 MMBTU/hr heaters and three 295 HP engines;

Veolia Energy—Schuylkill Station, formerly Trigen—Schuylkill (2600 Christian Street, Philadelphia, PA 19146), a steam utility, whose sources include a 795 MMBTU/hr boiler and a 760 MMBTU/hr boiler;

Grays Ferry Cogeneration Partnership (2600 Christian Street, Philadelphia, PA 19146), a steam and electricity cogeneration facility, whose sources include a 1119 MMBTU/hr boiler and a 1515 MMBTU/hr combustion turbine (CT) that can operate with a heat recovery steam generator (HRSG);

Kinder Morgan, previously GATX (3300 North Delaware Ave., Philadelphia, PA 19134), a bulk petroleum liquids terminal, whose sources include tank car/truck loading, marine loading, two <15 MMBTU/hr boilers, storage tanks, and fugitives;

Temple—Health Sciences (3401 N. Broad Street, Philadelphia, PA 19140), a university, whose sources include three 76.4 MMBTU/hr boilers;

Temple University—Main Campus (Broad Street and Montgomery Ave, Philadelphia, PA 19122), a university, whose sources include three 91.3 MMBTU/hr boilers and ten 2250 HP standby electric generators.

Veolia Energy Efficiency (2600 Christian Street, Philadelphia, PA 19146), a steam utility, whose sources include two 297.91 MMBTU/hr boilers

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 19428

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

46-0005AL: Merck Sharp & Dohme Corp (770 Sumneytown Pike, WP20-205, West Point, PA 19486-8000) On January 9, 2015 for the operation of a Rotary Kiln Incinerator (RKI) in Upper Gwynedd Township, **Montgomery County**.

46-0020J: Superior Tube Co Inc. (3900 Germantown Pike, Collegeville, PA 19426-3112) On January 9, 2015, for the completion of the alternative Hydorgen Fluoride Acid testing in Lower Providence Township, **Montgomery County**.

23-0038E: Delcora: (100 E 5th St, P.O. Box 999, Chester, PA 19016-0999) On January 9, 2015 for the testing requirements of the new scrubber in Chester City, **Delaware County**.

15-0141: Tin Technologies and Refining: LLC: (905 Fern Hill Rd, West Chester, PA 19380) On January 9, 2015 for manufacturing of the secondary nonferrous metals in West Goshen Township, **Chester County**.

46-0277: Lite Tech Inc.: (975 Madison Avenue, Norristown, PA 19403-2411) On January 9, 2015 to operate manufacturing, plastics products, in Lower Providence Township, **Montgomery County**.

46-0281: Matheson Tri-Gas: (1700 Scepter Road, Waverly, TN 37185) On January 9, 2015 to operate a thermal oxidizer in Upper Hanover Township, **Montgomery County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702.

06-05128A: Reading Truck Body, LLC (P.O. Box 650, Reading, PA 19607-0650) on January 9, 2015, to remove individual source volatile organic compound (VOC) emission caps for sources at their facility, and to revise the surface coating VOC content limit for Source 111 (Chassis Pool Booth) to 6.67 lbs. VOC/gallon applied solids. The heavy duty truck manufacturing facility is located in the City of Reading, **Berks County**. The plan approval was extended.

06-05115B: Granger Energy of Morgantown, LLC (16980 Wood Road, Lansing, MI 48906-1044) on January 9, 2015, for the installation of two (2) landfill gas-fired engines, two (2) additional compressors and one (1) 2,000 acfm enclosed flare in Caernarvon Township, **Berks County**. The plan approval was extended.

28-05048A: Wipro Enterprises, Inc. (PO Box 371, 1101 Sheffler Drive, Chambersburg, PA 17201) on January 9, 2015, for a cylinder paint booth to be installed at WEI's new hydraulic cylinder manufacturing facility in Chambersburg Borough, **Franklin County**. The plan approval was extended.

28-05012A: Volvo Construction Equipment, North America, LLC (312 Volvo Way, Shippensburg, PA 17257) on January 9, 2015, for temporary operation of three spray paint booths with dry panel filters, a shotblast booth and cartridge collector, a natural gas-fired emergency generator, and paint line natural gas-fired processes, at the road machinery manufacturing facility in Shippensburg Borough, **Franklin County**. The plan approval was extended.

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

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

08-00030B: Angelina Gathering Company (2350 North Sam Houston Parkway East, Houston, TX 77009) on January 12, 2015, to extend the authorization for the construction of one natural-gas-fired compressor engine equipped with an oxidation catalyst at the Greenzweig Compressor Station located in Herrick Township, **Bradford County** to July 12, 2015. The plan approval has been extended.

08-00010H: Global Tungsten & Powders Corp. (1 Hawes Street, Towanda, PA 18848) on January 13, 2015, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from February 20, 2015 to August 19, 2015, at their facility located in Towanda Borough, **Bradford County**. The plan approval has been extended.

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

Contact: Mark R. Gorog, P.E., Environmental Engineer Manager—Telephone: 412-442-4150

03-00246B: Bedrock Mines, LP (111 Freeport Road, Aspinwall, PA 15215-2943), on January 9, 2015, to extend the period of temporary operation for 180 for their Coal Blending Facility located in Plumcreek Township, **Armstrong County**.

26-00413B: Texas Eastern Transmission, L.P. (PO Box 1642, Houston, TX 77251) on January 12, 2015, to extend the period of temporary operation of the uprated Solar Mars natural gas-fired compressor turbines at the Uniontown Compressor Station located in North Union Township, **Fayette County**. The new expiration date is July 25, 2015.

30-00072H: Consol Pennsylvania Coal Company, LLC (1000 Consol Energy Drive, Canonsburg, PA 15317) plan approval extension is effective January 7, 2015, with an expiration date of July 7, 2015, to authorize continued temporary operation of sources and controls associated with the Bailey Prep Plant expansion located in Richhill Township, **Greene County**. The Bailey Prep Plant is a Title V facility.

30-00170A: Laurel Mountain Midstream, LLC (Park Place 2, 2000 Commerce Drive, Pittsburgh, PA 15275) on January 15, 2015, to modify the plan approval for the replacement of an existing 150 bbl produced water storage tank with a 476 bbl produced water tank.

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

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

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

15-00146: Wallquest, Inc. (465 Devon Park Drive, Wayne, PA 19087) On January 14, 2015 for the operation of four (4) rotogravure printing presses, one (1) custom string press, four (4) rotary proof presses, and a flat screen printing area in Tredyffrin Township, **Chester County**. The permit is for a non-Title V, Synthetic Minor facility. The permit will include monitoring, recordkeeping, reporting, and work practice standards 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: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507

35-00053: Metkote Laminated Products, Inc. (1151 Union Street, Taylor, PA 18517-1605) issued on January 14, 2015, for the operation of a laminating line in Taylor Borough, **Lackawanna County**. The process laminates vinyl to a metal substrate. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emission limits, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

40-00118: Valmont Newmark, Inc. (Valmont Industrial Park, 225 Kiwanis Blvd., West Hazleton, PA 18202) issued on January 14, 2015, for the operation of a structural metal manufacturing facility in Hazle Township, **Luzerne County**. The sources consist of plasma cutters and blast machines. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

48-00061: Haines and Kibblehouse, Inc. (PO Box 196, Lucon Road, Skippack PA 19474) issued on January 15, 2015, for the operation of an asphalt production plant in Lower Mt. Bethel Township, **Northampton County**. The sources at the facility consist of the batch asphalt plant, feed bins and conveyors with the particulate emissions being controlled by a cyclone, baghouse, and a wet suppression system. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

54-00037: Copperhead Chemical Company, Inc. (120 River Road, Tamaqua, PA 18252) issued on January 16, 2015, for the operation of a pharmaceutical preparation manufacturing facility in Walker Township, **Schuylkill County**. The sources at the facility consist of two (2) boilers fired on #2 fuel oil, acetone recovery system, and a pharmaceutical manufacturing process. The emissions from the acetone recovery unit are controlled by a vapor condenser. This is a renewal of a State-Only Operating Permit. The State-Only operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

48-00075: Crayola, LLC, Bethlehem Plant (1100 Church Lane, P. O. Box 431, Easton, PA 18040-0431) on January 14, 2015 for painting and coating manufacturing in Bethlehem Township, **Northampton County**. The primary sources consist of a boiler, paint and pre-mixing

kettles, and mixers. The control devices are dust collectors. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), particulate matter (PM₁₀), and volatile organic compounds (VOC) emissions. This is a renewal State-Only Natural Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702.

07-03040: Key State Ag Service, LLC (1196 Holtwood Road, Holtwood, PA 17532-9703) on January 12, 2015, for their livestock feed mill in Martinsburg Borough, **Blair County**. The State-only permit was renewed.

06-03126: Lehigh Cement Co., LLC (204 Windsor Avenue, Hamburg, PA 19526) on January 12, 2015, for the specialty cement manufacturing facility in Windsor Township, **Berks County**. The State-only permit was renewed.

21-05021: Mechanicsburg Terminals Corp. (PO Box 2621, Harrisburg, PA 17105-2621) on January 14, 2015, for the Mechanicsburg North petroleum distribution terminal in Silver Spring Township, **Cumberland County**. The State-only permit was renewed.

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

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

65-00781: Kennametal, Inc. (1600 Technology Way, Latrobe, PA 15650) on January 15, 2015 a State Only Operating Permit (SOOP) renewal to Kennametal Inc. to authorize the continued operation of their Latrobe Plant located in Unity Township, **Westmoreland County**.

65-00595: Excelsa Health (532 West Pittsburgh Street, Greensburg, PA 15601-2282) for renewal of an Air Quality Natural Minor State Only Operating Permit (SOOP) to authorize the operation of the Westmoreland Regional Hospital located in the city of Greensburg, **Westmoreland County**. Equipment at this facility includes two large heating boilers, three emergency generators, a “summer” boiler, and several small hot water boilers. No emission or equipment changes are being proposed by this action. This facility is subject to the applicable requirements of Pa. Code Title 25, Chapters 121 through 145. The proposed SOOP renewal includes conditions relating to applicable emissions restrictions, testing, monitoring, recordkeeping, reporting and work practice standards requirements.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636

20-00266: Electro-Tech, Inc., (100 W. Poplar Street, Meadville, PA 16335), on January 12, 2015, renewed a State Only Operating Permit for the facility located in the City of Meadville, **Crawford County**. The facility is a

Natural Minor. The primary sources at the facility include 3 Chrome electroplating tanks, a Nickel electroplating tank, a parts washer, and natural gas combustion for a waste water evaporator and building heat. The potential emissions from the facility are below the Title V thresholds. The facility is subject to 40 CFR Part 63 Subpart N, National Emission Standards for Chromium Emissions from Hard and Decorative Electroplating and Chromium Anodizing Tanks. The Nickel tank is also subject to 40 CFR Part 63 Subpart WWWW, National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Plating and Polishing Operations. 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.

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

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

23-00016: PQ Corporation (1201 West Front Street, Chester, PA 19013; Attn: Mr. Edward Hines), On January 12, 2015 a Title V facility located in the City of Chester, **Delaware County**. The Title V Operating Permit No. 23-00016 has been amended to incorporate the requirements of Plan Approval No. 23-0016C and Request for Determination Nos. 3277, 3539, and 3957. Plan Approval No. 23-0016C was issued for the installation of a Blower Air Staging (BAS) system on PQ Corporation’s #4 Sodium Silicate Furnace (Source ID 102). The installation of the BAS system was to comply with the newly promulgated regulations for Glass Melting Furnaces (25 Pa. Code §§ 129.301—129.310). Emissions of NO_x from the furnace comply with the newly promulgated limit of 6.0 lbs/ton of product produced and continue to comply with an annual limit of 275 tpy. Allowable emissions of CO increased from 5.08 tpy to 87.6 tpy. The permittee is required to monitor and record the staged air portion of the combustion air, along with all other existing monitoring and recordkeeping requirements associated with the furnace, to ensure compliance with all applicable emission limits and air quality requirements. RFD No. 3277 was approved for the installation of an emergency generator, subject to 40 CFR Part 60, Subpart IIII. RFD No. 3539 was approved for the installation of a railcar unloading operation for sodium silicate. RFD No. 3957 was approved for the installation of a Lithium Silicate process line. Emissions from those sources approved under RFDs have been deemed insignificant. The Title V Operating Permit continues to contain requirements to keep the facility operating within all applicable air quality requirements for this source.

09-00021: MRI Flexible Packaging Company, (122 Penns Trail, Newtown, PA 18940) On January 14, 2015 has been amended to incorporate printing press No. 8 and requirements from Plan Approval No. 09-0021D into the State Only Operating Permit for a plant in Newtown Township and **Bucks County**. The amended State Only Operating Permit contains all of the applicable regulatory requirements including monitoring, recordkeeping, reporting, work practice requirements, and emission limits.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702.

38-03017: Keystone Spikes Corp. (255 N. Lincoln Avenue, Lebanon, PA 17046-3949) on January 14, 2015, for the railroad spike manufacturing facility in Lebanon City, **Lebanon County**. The State-only permit underwent a minor modification to add natural gas as fuel for Furnaces, 16, 24 and 25.

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

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

49-00002: ConAgra Grocery Products Company (30 Marr Street, Milton, PA, 17847) On December 31, 2014, the Title V operating permit was administratively amended to incorporate Plan Approval 49-00002A (six storage silos and associated fabric collectors—Source ID P141B) into the Title V operating permit. The facility is located in Milton Borough, **Northumberland County**. The amended Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Issued

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

56100701 and NPDES No. PA0235989 Wilson Creek Energy, LLC, (609 Georgian Place, Somerset, PA 15501). To revise the permit for the Milford #3 CRDA in Milford Township, **Somerset County** for a 47.7 total acreage refuse site expansion. Coal Refuse Disposal Support Acres Proposed 26.5, Coal Refuse Disposal Acres Proposed 21.2. No additional discharges. The application was considered administratively complete on January 24, 2013. Application received: July 24, 2012. Permit issued: January 8, 2015.

32951301 and NPDES No. PA0215821 and GP12-32951301-R19 Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To renew the permit

for the Toms Run Mine in Burrell Township, **Indiana County**. Includes renewal of Air Quality GPA/GP-12 authorization. Approval is authorized under General Permit BAQ-GAP/GP12 and is required to meet all applicable limitations, terms, and conditions of authorization GP12-32951301-R19. No additional discharges. The application was considered administratively complete on July 27, 2011. Application received: February 9, 2011. Permit issued: January 6, 2015.

11841603 and NPDES No. PA0235377. AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650). To revise the permit for the Portage Plant in Portage Township, **Cambria County** and related NPDES permit to change the water handling plan and delete three (3) NPDES outfalls. Receiving stream, classified for the following use: CWF. The application was considered administratively complete on August 17, 2012. Application received: June 14, 2012. Permit issued: January 14, 2015.

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

61090103. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127) Renewal of an existing bituminous surface mine in Irwin Township, **Venango County**, affecting 58.5 acres. Receiving streams: Two unnamed tributaries to North Branch Slippery Rock Creek. This renewal is issued for reclamation only. Application received: November 21, 2014. Permit Issued: January 13, 2015.

Pottsville District Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2522, 570-621-3118

Permit No. 54921601R4. Gale Mining Company, (1441 Oak Road, Pottsville, PA 17901), renewal of an existing anthracite preparation plant operation in Rush Township, **Schuylkill County** affecting 17.1 acres, receiving stream: Little Schuylkill River. Application received: February 6, 2014. Renewal issued: January 12, 2015.

Permit No. 54921601GP104. Gale Mining Company, (1441 Oak Road, Pottsville, PA 17901), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54921602 in Rush Township, **Schuylkill County**, receiving stream: Little Schuylkill River. Application received: February 6, 2014. Permit issued: January 12, 2015.

Noncoal Permits Issued

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

37140302. Slippery Rock Materials, Inc. (704 Golf Course Road, Volant, PA 16156) Commencement, operation and restoration of a large industrial minerals mine in Plain Grove & Washington Townships, **Lawrence County**, affecting 157.0 acres. Receiving streams: Four unnamed tributaries to Taylor Run and Taylor Run. This application included a request for a post-mining landuse change from cropland, forestland, and unmanaged natural habitat to wildlife habitat, unmanaged water impoundment, and wetlands on the lands of Slippery Rock Materials, Inc. and John Venasco. Application received: August 18, 2014. Permit Issued: January 13, 2015.

37140302-GP-104 Slippery Rock Materials, Inc. (704 Golf Course Road, Volant, PA 16156) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 37140302 in Plain Grove & Washington Townships, **Lawrence County**. Receiving streams: Four unnamed tributaries to

Taylor Run and Taylor Run. Application received: August 18, 2014. Permit Issued: January 13, 2015.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301–303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

F54-003. Pine Grove Borough, One Snyder Avenue, Pine Grove, PA 17963, in Pine Grove Borough, **Schuylkill County**, U.S. Army Corps of Engineers, Baltimore District.

To demolish and remove structures located on the following sites in the floodplain of Swatara Creek through

the HMGP Acquisition Program. Sites will be restored to open space. Sites are located in Pine Grove Borough, Schuylkill County.

1. John T. & Karlene Herber, 71 Wideawake Street (Pine Grove, PA Quadrangle Latitude: 40° 33' 18.65"; Longitude: -76° 23' 27.05")

2. John T. & Karlene Herber, 65 Wideawake Street (Pine Grove, PA Quadrangle Latitude: 40° 33' 18.12"; Longitude: -76° 23' 26.33")

3. John T. & Karlene Herber, 65 Wideawake Street (Pine Grove, PA Quadrangle Latitude: 40° 33' 17.55"; Longitude: -76° 23' 25.34")

4. Anne M. Kurtek, 5 Laurel Street (Pine Grove, PA Quadrangle Latitude: 40° 33' 12.72"; Longitude: -76° 22' 54.74")

5. Clark L., Jr. & Catherine E. Mulligan, 7 Laurel Street (Pine Grove, PA Quadrangle Latitude: 40° 33' 12.72"; Longitude: -76° 22' 54.74")

6. Blain J. & Gail L. Beebe, 43 East Mill Street (Pine Grove, PA Quadrangle Latitude: 40° 33' 55.72"; Longitude: -76° 22' 52.72")

F40-015. Shickshinny Borough, 35 West Union Street, Shickshinny, PA 18655, in Shickshinny Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To demolish and remove structures located on the following sites in the floodplain of the Susquehanna River through the HMGP Acquisition Program (Project 4030-40-171-05). Sites will be restored to open space. Sites are located in Shickshinny Borough, Luzerne County.

1. 27 East Union Street (Shickshinny, PA Quadrangle Latitude: 41.152621°; Longitude: -76.149299°)

2. 193 Susquehanna Avenue (Shickshinny, PA Quadrangle Latitude: 41.158553°; Longitude: -76.144391°)

3. 194 Susquehanna Avenue (Shickshinny, PA Quadrangle Latitude: 41.158766°; Longitude: -76.144728°)

4. 193 Susquehanna Avenue (Vacant Lot) (Shickshinny, PA Quadrangle Latitude: 41.158197°; Longitude: -76.144642°)

F40-013. West Pittston Borough, 555 Exeter Avenue, West Pittston, PA 18643, in West Pittston Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To demolish and remove structures located on the following sites in the floodplain of the Susquehanna River through the HMGP Acquisition Program (Project 4030-40-172-08). Sites will be restored to open space. Sites are located in the West Pittston Borough, Luzerne County.

1. 804 Susquehanna Avenue (Pittston, PA Quadrangle Latitude: 41.326950°; Longitude: -75.793714°)

2. 21 Exeter Avenue (Pittston, PA Quadrangle Latitude: 41.328461°; Longitude: -75.794196°)

3. 17 North Street (Pittston, PA Quadrangle Latitude: 41.323929°; Longitude: -75.799235°)

4. 10 Atlantic Avenue (Pittston, PA Quadrangle Latitude: 41.322947°; Longitude: -75.800027°)

F40-014. Conyngham Township, 10 Pond Hill Road, Mocanaqua, PA 18655, in Conyngham Township, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To demolish and remove structures located on the following site in the floodplain of the Susquehanna River through the HMGP Acquisition Program (Project 4030-40-

061-05). The site will be restored to open space. The site is located in Conyngham Township, Luzerne County.

1. 15 Main Street (Shickshinny, PA Quadrangle Latitude: 41.14637°; Longitude: -75.144851°)

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

E36-931: PA Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699 in East Lampeter and Strasburg Townships **Lancaster County**, U.S. Army Corps of Engineers, Baltimore District

To 1) remove the existing superstructure and to construct and maintain a three-span steel I-beam bridge skewed 90°, having a total clear span of 181.0 feet, an out-to-out width of 37.4 feet, and a minimum underclearance of 3.1 feet, across Pequea Creek (WWF, MF), 2) construct and maintain a stormwater basin in the floodway of Pequea Creek (WWF, MF) with a rock energy dissipator outfall on the right streambank, 3) construct and maintain a stormwater basin in the floodway of Pequea Creek (WWF, MF) with an outfall swale to Pequea Creek (WWF, MF) on the left streambank, (4) place and maintain 700.0 linear feet/21,625 square feet of rock in the floodplain of Pequea Creek (WWF, MF) to stabilize the road embankment, and 5) place 10,800 square feet of fill in the floodway of Pequea Creek (WWF, MF) to construct a temporary access road. The project purpose is to improve transportation safety and roadway standards along SR 0896 in East Lampeter and Strasburg Townships, Lancaster County (Latitude: 40° 0' 21.6", Longitude: -76° 11' 10.7"). There are no wetlands in the project area.

E67-915: Fairview Township, 599 Lewisberry Road, New Cumberland, PA 17070-2399 in Fairview Township, **York County**, U.S. Army Corps of Engineers Baltimore District

To (1) install and maintain a steel encased 24.0-inch sanitary sewer line in and across an unnamed tributary to Yellow Breeches Creek, its floodway and associated wetlands (CWF, MF) and (2) install and maintain a sanitary sewer manhole in wetlands associated with an unnamed tributary to Yellow Breeches Creek for the purpose of improving traffic safety. The project is located adjacent to the East Bound side of the PA Turnpike at the intersection of Evergreen Road and Lewisberry Road (Steelton, PA Quadrangle, Latitude: 40°12'36"N, Longitude: 76°52'07"W) in Fairview Township, York County. The amount of wetland impact is considered a de minimus impact of 0.01 acre and wetland mitigation is not required.

Southwest Region: Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E65-957. Pennsylvania Department of Transportation District 12-0, 825 North Gallatin Avenue, Uniontown, PA 15017; Derry Borough, **Westmoreland County**; ACOE Pittsburgh District.

Has been given consent to:

1. Remove the existing SR 217 two lane, multiple span, high level bridge; construct and maintain adjacent to and to the south a replacement two lane, multiple span, high level bridge over an enclosed UNT to McGee Run (CWF) with a drainage area of 0.88 square miles;

2. Remove an existing 193 foot long, 72 inch diameter concrete pipe portion of a approximately 2,000 ft long enclosure; construct and maintain a replacement 193 foot long, 4 foot 7 inch by 8 foot 8 inch box culvert with a drainage area of 0.88 square miles of a UNT to McGee Run;

3. In addition place and maintain fill in 0.16 acre of PEM wetland, install and maintain project associated stormwater outfalls; install and maintain culvert connection boxes, install and remove temporary encroachments for construction; wetland mitigation will occur at the PennDOT District 10-0 Indiana County (Cindric) Wetland Bank.

This project is associated with the SR 217 bridge and road improvement project in Derry Borough. Westmoreland County, (Derry Quadrangle, North 15.3 inches and West 7.1 inches; Latitude 40° 20' 3" and Longitude -79° 18' 12.3").

E65-960. Municipal Authority of Westmoreland County, 124 Park and Pool Road, New Stanton, PA 15672; Hempfield Township, **Westmoreland County**; ACOE Pittsburgh District.

Has been given consent to construct, operate and maintain two 48" waterline stream crossings across an unnamed tributary to Brush Creek (TSF) and two (PFO1A) wetland crossings. As a result of this project, approximately 60 LF of stream and 5,000 SF of wetland will be permanently impacted. The project is located along North Greengate Road and will cross over Route 30 (Greensburg, PA Quadrangle N: 11.2 inches; W: 11.3 inches, Latitude: 40° 18' 29"; Longitude: 79° 34' 35"), in Hempfield Township, Westmoreland County.

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

E6629-022: Regency Marcellus Gas Gathering, LLC, 101 West Third Street, Williamsport, PA 17701, Washington Township, **Wyoming County**, ACOE Baltimore District.

To construct, operate and maintain the Citrus 2 Compressor Station, which consists of a permanent natural gas compressor station and associated infrastructure, with the following impacts:

1. 6,117 square feet of permanent impacts to Palustrine Emergent (PEM) Wetlands via the placement of fill in the wetlands (Meshoppen, PA Quadrangle, Latitude: N41°34'39.07", Longitude: W76°01'27.91");

2. 1,583 square feet of permanent impacts to Palustrine Emergent (PEM) Wetlands via the placement of fill in the wetlands (Meshoppen, PA Quadrangle, Latitude: N41°34'35.09", Longitude: W76°01'27.28");

3. 535 square feet of permanent impacts to Palustrine Emergent (PEM) Wetlands via the placement of fill in the wetlands (Meshoppen, PA Quadrangle, Latitude: N41°34'35.16", Longitude: W76°01'29.07"); and

4. 679 square feet of permanent impacts to Palustrine Emergent (PEM) Wetlands via the placement of fill in the wetlands (Meshoppen, PA Quadrangle, Latitude: N41°34'37.68", Longitude: W76°01'27.45").

The project will result in 8,914 square feet (0.20 acre) of permanent PEM wetland impacts for the purpose of installing a natural gas compressor station and associated infrastructure for Marcellus shale development.

Southwest District: Oil and Gas Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Permit # E30-07-010. Cumberland Coal Resources LP, PO Box 1020, 158 Portal Road, Waynesburg PA 15370. Wayne Township, **Greene County**, ACOE Pittsburgh District.

This project consists of 0.48 acre of tree clearing and 0.42 acre of grading for pad and access road. The purpose of this temporary disturbance is to plug an existing well (W-1203) before the long wall of mining operation reaches the area. Part of the temporary disturbance involves impact to 0.087 acre of a PEM/PFO wetland (W-1). Impacted/excavated wetlands will be stockpiled separately

from upland top soils. Proper measures to reduce impacts to the wetland will be implemented in accordance with § 105 as shown on the project plans. After well is plugged all disturbed areas will be restored to existing grade and conditions. PEM wetland (W-1) area will be restored to existing conditions with the following measures: 1. Stockpiled wetland soil shall be used to restore the area along with use of an endemic, weed free wetland seed mix to supplement natural vegetation; 2. Any compressed wetland soil will be scarified and supplemented with an endemic, weed free wetland seed mix to encourage natural vegetation. To offset the impacts of deforesting 0.032 acre of a PFO wetland, the applicant is proposing to restore this area with tree and shrub plantings.

SPECIAL NOTICES

Request for Comments on the Proposed Revision to the Total Maximum Daily Load (TMDL) Developed for Parts of the Crooked Creek Watershed, Armstrong and Indiana Counties

The Department of Environmental Protection will accept comments as of January 24, 2015 for the proposed revision to the TMDL developed in 2009 for the portion of the Crooked Creek watershed affected by siltation. This TMDL was established in accordance with the requirements of Section 303(d) of the Clean Water Act. The 2012 Pennsylvania Integrated Water Quality Monitoring and Assessment Report included aquatic life use impaired stream segments in this watershed caused by siltation from abandoned mine lands and agricultural activities.

There are currently no state or federal in-stream numerical water quality criteria for sediment; therefore, the Department utilized a reference watershed approach to implement the applicable narrative criteria for sediment by comparing reference and impaired watersheds loading of annual siltation.

This proposed TMDL sets allowable loadings within the specifically impaired stream segments of the portion of the Crooked Creek watershed. The loading was allocated among the land uses of abandoned coal mines, cropland, hay/pasture land, associated transitional/disturbed land, and stream bank present in the watershed. Data used in establishing these TMDLs was generated using a water quality analysis model (AVGWLF) designed by the Pennsylvania State University. The following table shows the estimated current loadings for the watershed. Overall load reductions necessary in order to meet the TMDLs are also identified.

SUMMARY OF TMDL BASED LOAD REDUCTIONS IN SUBBASIN 2:

<i>Pollutant</i>	<i>Existing Load (lbs./yr.)</i>	<i>Existing Load (lbs./day)</i>	<i>TMDL (lbs./yr.)</i>	<i>TMDL (lbs./day)</i>	<i>Percent Reduction</i>
Siltation	109,963,026	301,269	75,880,797	207,893	31%

The data and all supporting documentation used to develop the proposed TMDLs are available from the Department. The proposed TMDLs and information on the TMDL program can be viewed on the Department's website (www.dep.state.pa.us/watermanagement_apps/tmdl/). To request a copy of any of the proposed TMDLs, contact Scott Alexander, Water Program Specialist, Bureau of Point and Non-Point Source Management, Central Office, Department of Environmental Protection, Rachel Carson State Office Building, Harrisburg, PA 17105, 717-772-5670, salexander@pa.gov.

The Department will consider all comments in developing the final TMDLs, which will be submitted to EPA for approval. Written comments will be accepted at the above address and must be postmarked by 30 days, after publication in the *PA Bulletin*.

[Pa.B. Doc. No. 15-160. Filed for public inspection January 30, 2015, 9:00 a.m.]

Bid Opportunity

OSM 10(3794)101.1, Abandoned Mine Reclamation Project, Chicora South, Donegal Township, Butler County. The principal items of work and approximate quantities include mobilization and demobilization; implementation of the erosion and sedimentation control plan; clearing and grubbing; dewatering impoundments; grading 34,000 cubic yards; ditch excavation 325 cubic yards; high velocity erosion control mulch blanket 1,260 square yards; roadway surface material 120 tons; 24" smooth interior corrugated polyethylene pipe 40 linear feet; 8" perforated; trench depth 0' to 5' 470 linear feet; 8" perforated, trench depth greater than 5' 140 linear feet; 8" nonperforated; trench depth greater than 5' 1,000 linear feet; and seeding 4.5 acres. This bid issues on

January 30, 2015, and bids will be opened on February 24, 2015, 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.

JOHN QUIGLEY,
Acting Secretary

[Pa.B. Doc. No. 15-161. Filed for public inspection January 30, 2015, 9:00 a.m.]

Bid Opportunity

OSM 02(1058)101.1, Abandoned Mine Reclamation Project, Harrison Hills, Buffalo Township, Butler County. The principal items of work and approximate quantities include mobilization and demobilization; implementation of the erosion and sedimentation control plan; access road; clearing and grubbing; 18" smooth interior corrugated polyethylene pipe 480 linear feet; 48" smooth interior corrugated polyethylene pipe 160 linear feet; rock lining 90 square yards; mine seal 210 tons; bat gate four each; demolition of concrete structures; grading; and seeding. This bid issues on January 30, 2015, and bids will be opened on February 24, 2015, 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.

JOHN QUIGLEY,
Acting Secretary

[Pa.B. Doc. No. 15-162. Filed for public inspection January 30, 2015, 9:00 a.m.]

Bid Opportunity

OSM 35(1520)102.1, Abandoned Mine Reclamation Project, Powderly Creek Northeast Underground Mine Fire, Carbondale City and Carbondale Township, Lackawanna County. The principal items of work and approximate quantities include mobilization and demobilization; rock construction entrance 193 square yards; 12" diameter compost filter sock 11,789 linear feet; earthen berms 916 linear feet; collection/diversion vegetative lining 1,090 linear feet; collection/diversion channels—rock lining 767 linear feet; compost blanket with seed 47,396 square yards; compost filter sock sediment trap 4,047 linear feet; erosion control mulch blanket 408 square yards; high velocity erosion control mulch blanket 2,207 square yards; rock lining 896 square yards; pumped water filter bag three each; clearing and grubbing; access roads; develop water source; water 66,000 per 1,000 gallons; firefighting foam 8,250 gallons; excavation for completion plug 16,000 cubic yards; excavation for cold side highwall buttress 153,000 cubic yards; excavation for mine fire 2,147,000 cubic yards; excavation for backfilling 337,000 cubic yards; special handling of coal 16,000 cubic yards; drilling and blasting 1,268,000 cubic yards; preblast survey eight each; postblast survey eight each; alkaline addition material 2,560 tons; temperature monitoring; cut; inspect; locking cap two each; temperature monitoring; cut; inspect; plug ten each; temperature

monitoring; construct; backfill well one each; seed 72 acres; supplements 82 acres; and mulch 72 acres. This bid issues on January 30, 2015, and bids will be opened on February 26, 2015, at 2 p.m. Bid documents cost \$15 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.

JOHN QUIGLEY,
Acting Secretary

[Pa.B. Doc. No. 15-163. Filed for public inspection January 30, 2015, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Lease Office Space to the Commonwealth Chester County or Delaware County

Proposals are invited to provide the Department of General Services with 4,508 usable square feet of office space and/or 8,281 usable square feet of office space for the Board of Probation and Parole in Chester County or Delaware County. For more information on SFP No. 94643, which is due on Thursday, March 12, 2015, visit www.dgs.state.pa.us or contact David Weyandt, (717) 525-5255, daweyandt@pa.gov.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-164. Filed for public inspection January 30, 2015, 9:00 a.m.]

Lease Retail Space to the Commonwealth Franklin County

Proposals are invited to provide the Department of General Services with 6,000 to 7,000 usable square feet of retail space for the Liquor Control Board in Franklin County. For more information on SFP No. 94689, which is due on Friday, March 27, 2015, visit www.dgs.state.pa.us or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-165. Filed for public inspection January 30, 2015, 9:00 a.m.]

DEPARTMENT OF HEALTH

Decisions on Requests for Exception to Health Care Facility Regulations

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), effective June 6, 1998, the Department of Health (Department) has published in the *Pennsylvania Bulletin* all requests by entities licensed under the Health Care Facilities Act (35 P. S. §§ 448.101—448.904b), for exceptions to regulations contained in 28 Pa. Code Part IV, Subparts B—G.

Section 51.33(d) of 28 Pa. Code provides that the Department will publish notice of all approved exceptions on a periodic basis. The Department has determined that it will publish notice of all exceptions, both approved and denied. The following list contains the decisions made on exception requests published in the *Pennsylvania Bulletin* from April 2014 through June 2014. Publications of decisions on exception requests will appear on a quarterly basis.

Requests for additional information on the exception request and the Department's decision should be made to the relevant division of the Department. Inquiries regarding hospitals, abortion facilities and ambulatory surgical facilities shall be addressed to Garrison E. Gladfelter, Jr., Director, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120. Inquiries regarding long-term care facilities shall be addressed to Susan Williamson, Director, Division of Nursing Care Facilities, Room 528, Health and Welfare Building, Harrisburg, PA 17120.

Hospitals

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Crichton Rehabilitation Center	§ 10.6	Dining, recreational and day spaces	no pub.	not nec.
Crichton Rehabilitation Center	§ 101.31(1)	Governing body principles	10/11/14	granted
Crichton Rehabilitation Center	§ 101.31(2)	Chief executive officer	10/11/14	granted
St. Luke's Hospital—Anderson	§ 105.1	Principle	04/12/14	denied
St. Luke's Hospital—Bethlehem	§ 105.1	Principle	08/30/14	granted
Crichton Rehabilitation Center	§ 105.11	Access	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Conemaugh Val. Mem. Hosp.)	§ 105.11	Access	10/18/14	granted
Indiana Regional Medical Center	§ 105.11(b)	When a hospital does not provide the services	06/14/14	withdrawn
Crichton Rehabilitation Center	§ 107.1	General provisions—principal	10/11/14	granted
Lehigh Valley Hospital—Hazleton	§ 107.2	Medical staff membership	11/15/14	granted
Punxsutawney Area Hospital	§ 107.2	Medical staff membership	05/03/14	withdrawn
Allegheny General Hospital	§ 107.26(b)(1)	Additional committees	12/06/14	granted
Alle-Kiski Medical Center d/b/a Allegheny Valley Hospital	§ 107.26(b)(1)	Additional committees	12/06/14	granted
Forbes Hospital	§ 107.26(b)(1)	Additional committees	12/06/14	granted
Jefferson Hospital	§ 107.26(b)(1)	Additional committees	12/06/14	granted
Saint Vincent Hospital	§ 107.26(b)(1)	Additional committees	12/06/14	granted
West Penn Hospital	§ 107.26(b)(1)	Additional committees	12/06/14	granted
DLP Conemaugh Miners Medical Center LLC (Miners Med. Ctr.)	§ 107.26(b)(2)	Additional committees	10/18/14	granted
HealthSouth Rehabilitation Hospital of Erie	§ 107.62(a)	Oral orders	09/27/14	granted
Jameson Memorial Hospital	§ 107.62(a)	Oral orders	11/01/14	granted
Select Specialty Hospital—Pittsburgh/UPMC	§ 107.62(a)	Oral orders	12/13/14	granted
Select Specialty Hospital—Pittsburgh UPMC	§ 107.62(a)	Oral orders	07/26/14	granted
Uniontown Hospital	§ 107.62(a)	Oral orders	10/11/14	granted
HealthSouth Rehabilitation Hospital of Erie	§ 107.62(b)	The medical staff by-laws	09/27/14	granted
Jameson Memorial Hospital	§ 107.62(b)	The medical staff by-laws	11/01/14	granted
Select Specialty Hospital—Pittsburgh/UPMC	§ 107.62(b)	Medical staff membership	12/13/14	granted

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Select Specialty Hospital—Pittsburgh UPMC	§ 107.62(b)	The medical staff bylaws	07/26/14	granted
Uniontown Hospital	§ 107.62(b)	Medical staff by-laws	10/11/14	granted
DLP Conemaugh Memorial Medical Center (Conemaugh Val. Mem. Hosp.)	§ 107.64	Administration of drugs	10/18/14	granted
Crichton Rehabilitation Center	§ 115.1	General provisions—principle	10/11/14	granted
Crichton Rehabilitation Center	§ 115.2	Organization and staffing	10/11/14	granted
Crichton Rehabilitation Center	§ 115.3	Directors	10/11/14	granted
Crichton Rehabilitation Center	§ 115.4	Medical records personnel	10/11/14	granted
Crichton Rehabilitation Center	§ 115.5	Education programs	10/11/14	granted
Crichton Rehabilitation Center	§ 115.6	Job descriptions	10/11/14	granted
Ephrata Community Hospital	§ 117.30	Emergency paramedic services	11/15/14	granted
DLP Conemaugh Memorial Medical Center (Conemaugh Val. Mem. Hosp.)	§ 123.25(2)	Control of anesthetic explosion hazards	10/18/14	granted
DLP Conemaugh Meyersdale Medical Center, LLC	§ 123.25(2)	Control of anesthetic explosion hazards	10/18/14	granted
DLP Conemaugh Miners Medical Center, LLC (Miners Med. Ctr.)	§ 123.25(2)	Control of anesthetic explosion hazards	10/18/14	granted
Lower Bucks Hospital	§ 123.25(2)	Control of anesthetic explosion hazards	11/08/14	granted
DLP Conemaugh Memorial Medical Center (Conemaugh Val. Mem. Hosp.)	§ 127.32	Written orders	10/18/14	granted
DLP Conemaugh Meyersdale Medical Center, LLC	§ 127.32	Written orders (radiology)	10/18/14	granted
DLP Conemaugh Miners Medical Center, LLC (Miners Med. Ctr.)	§ 127.32	Written orders (radiology)	10/18/14	granted
Penn Highlands Clearfield	§ 135.5	Surgical emergency care	11/01/14	denied
ACMH Hospital	§ 138.15	High-risk cardiac catheterizations	11/15/14	granted
Chambersburg Hospital	§ 138.15	High-risk cardiac catheterizations	12/13/14	granted
Evangelical Community Hospital	§ 138.15	High-risk cardiac catheterizations	06/28/14	granted
Grand View Hospital	§ 138.15	High-risk cardiac catheterizations	12/13/14	granted
Holy Redeemer Hospital	§ 138.15	High-risk cardiac catheterizations	12/13/14	granted
Jameson Memorial Hospital	§ 138.15	High-risk cardiac catheterizations	11/29/14	granted
Meadville Medical Center	§ 138.15	High-risk cardiac catheterizations	12/13/14	granted
Memorial Hospital	§ 138.15	High-risk cardiac catheterizations	10/18/14	granted
Monongahela Valley Hospital	§ 138.15	High-risk cardiac catheterizations	11/22/14	granted
Mount Nittany Medical Center	§ 138.15	High-risk cardiac catheterizations	11/15/14	granted
Nazareth Hospital	§ 138.15	High-risk cardiac catheterizations	09/13/14	granted
Somerset Hospital	§ 138.15	High-risk cardiac catheterizations	11/01/14	granted

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Uniontown Hospital	§ 138.15	High-risk cardiac catheterizations	11/08/14	granted
UPMC McKeesport	§ 138.15	High-risk cardiac catheterizations	11/15/14	granted
Chambersburg Hospital	§ 138.17	PTCA	12/13/14	granted
Chambersburg Hospital	§ 138.2	Definitions	12/13/14	granted
Gettysburg Hospital	§ 138.2(iii)	Cardiac catheterization area	11/15/14	granted
Reading Hospital	§ 139.28(1)—(16)	Patient medical records	11/29/14	denied
Crichton Rehabilitation Center	§ 146.1(a)	Principle	10/11/14	granted
Crichton Rehabilitation Center	§ 149.1	Central supply service functions	10/11/14	granted
Crichton Rehabilitation Center	§ 149.2	Director	10/11/14	granted
Albert Einstein Medical Center	§ 153.1	4-6.4 Filtration	11/15/14	granted
Allegheny General Hospital	§ 153.1	2.2-2.5.2.6 Toilet rooms	10/11/14	granted
Allegheny General Hospital	§ 153.1	2.1-2.2.6.1 Patient toilet rooms general	10/11/14	granted
Butler Memorial Hospital	§ 153.1	2.2-3.10.2.2 Space requirements	10/11/14	revoked
Butler Memorial Hospital	§ 153.1	4-7.5.2(a) Bronchoscopy	12/27/14	denied
Butler Memorial Hospital	§ 153.1	2.2-3.12.2.2(2) Space Requirements—Clearances	12/27/14	granted
Butler Memorial Hospital	§ 153.1	2.2-3.12.6.10 Soiled Workroom or Soiled Holding Room	12/27/14	granted
CH Hospital of Allentown LLC	§ 153.1	2.2-3.1.2 Use of oxygen and vacuum in emergency treatment room	01/03/14	denied
Children's Hospital of Philadelphia	§ 153.1	2.1-3.2.2.1(1) Single bed examination room/space requirements/Area	11/15/14	granted
Children's Hospital of Philadelphia	§ 153.1	2.2-3.1.3.6(2)(a) Treatment room or area/space requirements	11/15/14	granted
Children's Hospital of Philadelphia	§ 153.1	Table 2.1-4 Station Outlets for Oxygen, Vacuum (suction) and Medical Air, 2.2-3.1.3.6 Emergency dept. exam/treatment rooms	11/15/14	granted
Children's Hospital of Pittsburgh	§ 153.1	2.2-2.10.8.2 Parent/infant rooms	11/15/14	granted
Children's Hospital of Pittsburgh of UPMC	§ 153.1	2.2-2.10.2 Neonatal electrical outlets	10/11/14	granted
Divine Providence Hospital	§ 153.1	2.1-8.2.4.1 Return air systems	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Conemaugh Val. Mem. Hosp.)	§ 153.1	2.2-2.6.2.2(1) Area	10/25/14	not nec.
DLP Conemaugh Miners Medical Center, LLC (Miners Med. Ctr.)	§ 153.1	3.1-3.2.3.2 Space requirements exam	10/18/14	not nec.
DLP Conemaugh Miners Medical Center, LLC (Miners Med. Ctr.)	§ 153.1	3.1-3.2.4.2 Space requirements treatment	10/18/14	not nec.
DLP Conemaugh Miners Medical Center, LLC (Miners Med. Ctr.)	§ 153.1	3.2-7.2.22.1(1) Width of public corridor	10/18/14	not nec.
DLP Conemaugh Valley Memorial Hospital	§ 153.1	2.2-3.5.2.2(1)(b) Cardiac catheterization labs	10/18/14	not nec.
Easton Hospital	§ 153.1	2.5-2.2.6.13(1) Consultation rooms	12/13/14	granted
Easton Hospital	§ 153.1	2.1-2.4.3.9(1)(b) Special design elements	12/13/14	granted
Easton Hospital	§ 153.1	2.5-2.4.2.2 Bathing facilities	12/13/14	granted

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Easton Hospital	§ 153.1	2.5-3.1.1 Location	12/13/14	denied
Geisinger Lewistown Hospital	§ 153.1	2.2-3.6.3.5 Patient uptake rooms	11/15/14	granted
Heart of Lancaster Regional Medical Center	§ 153.1	3.1-7.2.2.1(1) corridor width	10/25/14	granted
Heart of Lancaster Regional Medical Center	§ 153.1	3.6-3.6.10 soiled workroom	10/25/14	granted
Indiana Regional Medical Center	§ 153.1	3.1-6.1.4 Public toilets	12/13/14	granted
Indiana Regional Medical Center	§ 153.1	3.1-7.2.2.1 Corridor widths	12/13/14	granted
Lehigh Valley Hospital	§ 153.1	2.2-3.4 Diagnostic imaging services	05/10/14	withdrawn
Lehigh Valley Hospital	§ 153.1	3.1-3 Diagnostic and treatment locations	05/10/14	withdrawn
Lehigh Valley Hospital	§ 153.1	3.4 Specific requirements for freestanding outpatient facilities	05/10/14	withdrawn
Milton S. Hershey Medical Center	§ 153.1	2.2-3.11 Gastrointestinal endoscopy service	10/11/14	not nec.
OSS Orthopaedic Hospital (Internal Med.)	§ 153.1	3.2-6.3.3.1 Office(s) for the primary care area	12/13/14	not nec.
OSS Orthopaedic Hospital (Internal Med.)	§ 153.1	3.1-7.2.2.1 Corridor width	12/13/14	granted
OSS Orthopaedic Hospital (Internal Med.)	§ 153.1	3.1-1.3.3 Entrances	12/13/14	granted
OSS Orthopaedic Hospital (Internal Med.)	§ 153.1	3.1-6.2.1 Vehicular drop-off and pedestrian entrances	12/13/14	granted
OSS Orthopaedic Hospital (Internal Med.)	§ 153.1	3.1-7.2.3.1 Flooring and wall bases	12/13/14	granted
OSS Orthopaedic Hospital (Internal Med.)	§ 153.1	3.1-5.5.1.1 Environmental services room-number	12/13/14	denied
OSS Orthopaedic Hospital (Internal Med.)	§ 153.1	3.1-3.2.2.2 Space requirements	12/13/14	granted
OSS Orthopaedic Hospital (Internal Med.)	§ 153.1	3.2-6.4.1 Lounge and toilet facilities	12/13/14	not nec.
Penn Highland DuBois	§ 153.1	2.2-3.1.3.6 Examination/treatment room or area	10/25/14	granted
Penn Highlands DuBois (Ophthalmology at 24 Doctors Lane)	§ 153.1	3.1-7.2.2.3(b) Doors and door hardware	12/13/14	granted
Penn Highlands DuBois (Ophthalmology at 24 Doctors Lane)	§ 153.1	3.1-3.2.3.2(1) Space requirements—area	12/13/14	granted
Penn Highlands DuBois (Ophthalmology at 24 Doctors Lane)	§ 153.1	3.1-3.6.6.1 Work counters	12/13/14	granted
Penn Highlands DuBois (Ophthalmology at 24 Doctors Lane)	§ 153.1	3.2-3.6.6.2 Sinks	12/13/14	granted
Penn Highlands DuBois (Ophthalmology at 24 Doctors Lane)	§ 153.1	3.1-3.6.6.3 Refrigerators	12/13/14	granted
Penn Highlands DuBois (Ophthalmology at 24 Doctors Lane)	§ 153.1	3.1-3.6.6.4 Locked storage for biologicals and drugs	12/13/14	granted
Penn Highlands DuBois (Ophthalmology at 24 Doctors Lane)	§ 153.1	3.1-3.8.1 Toilets for patient use	12/13/14	granted
Penn Highlands Dubois Urology (807 Turnpike Ave., Suite 250, Clearfield)	§ 153.1	3.1-3.2.2.2(1) General purpose examination room—area	11/15/14	granted
Penn Highlands Dubois Urology (807 Turnpike Ave., Suite 250, Clearfield)	§ 153.1	3.1-3.2.2.2(2) General purpose examination room—clearances	11/15/14	granted
Pennsylvania Hospital	§ 153.1	2.2-3.3.4.4(1)(b)(ii) Phase II recovery room(s) or area	11/01/14	granted
Pinnacle Health Systems—Harrisburg	§ 153.1	2.2-3.2 Observation units	12/13/14	not nec.

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Reading Hospital	§ 153.1	3.1-3.2.2.2 Space requirements	11/29/14	granted
Reading Hospital	§ 153.1	3.1-7.2.2.1 Corridor width	11/29/14	granted
Reading Hospital	§ 153.1	3.1-7.2.2.3(1)(b) Door openings	11/29/14	granted
Reading Hospital	§ 153.1	3.1-8.2.1 (relating to heating, ventilation, and air-conditioning systems for outpatient facilities)	11/29/14	granted
Reading Hospital	§ 153.1	3.2-6.1.3.2 waiting area seating	11/29/14	granted
Roxborough Memorial Hospital	§ 153.1	2.2-3.1.2.2(2) Entrances	09/27/14	granted
St. Luke's Hospital Bethlehem—Allentown Campus	§ 153.1	2.2-2.2.2.5(1)(a) Hand-washing stations in toilet areas	11/15/14	granted
St. Luke's Hospital Bethlehem—Allentown Campus	§ 153.1	2.2-2.2.2.5(1)(b) Hand-washing stations in patient rooms	11/15/14	granted
St. Luke's Hospital Quakertown Hospital	§ 153.1	3.1-3.6.7 Nourishment area or rooms	11/15/14	granted
St. Luke's Hospital Quakertown Hospital	§ 153.1	3.1-3.6.6.2 Medication distribution station—sinks	11/15/14	granted
Sunbury Community Hospital	§ 153.1	2.2-2.6.2.4(1) When private rooms or cubicles	06/14/14	withdrawn
Sunbury Community Hospital	§ 153.1	2.2-2.6.2.5(3) The hand-washing station shall	06/14/14	withdrawn
Sunbury Community Hospital	§ 153.1	2.1-2.6.6.2(2) A hand-washing station	06/14/14	withdrawn
Sunbury Community Hospital	§ 153.1	2.2-2.6.6.12(1) The environmental services room	06/14/14	withdrawn
Sunbury Community Hospital	§ 153.1	2.2-2.6.6.12(2) The environmental services room	06/14/14	withdrawn
Sunbury Community Hospital	§ 153.1	2.2-2.6.9.1(1) Door openings	06/14/14	withdrawn
Sunbury Community Hospital	§ 153.1	2.2-2.6.7.4 Staff accommodations	06/14/14	withdrawn
Sunbury Community Hospital	§ 153.1	2.1-8.2.1 General (basic HVAC system)	06/14/14	withdrawn
Sunbury Community Hospital	§ 153.1	2.1-8.2.5 HVAC filters	06/14/14	withdrawn
Sunbury Community Hospital	§ 153.1	2.1-8.4.4.1 Medical gas systems	06/14/14	withdrawn
Uniontown Hospital	§ 153.1	2.2-2.12.4.2 Airborne infection isolation rooms—existing	11/15/14	withdrawn
Uniontown Hospital	§ 153.1	2.2-2.12.4.2 Airborne infection isolation rooms—temporary	11/15/14	granted
Uniontown Hospital	§ 153.1	2.2-2.12.3.3(2) Continuing care nursery, space requirements—existing	11/15/14	withdrawn
Uniontown Hospital	§ 153.1	2.2-2.12.3.3(1) Continuing care nursery, general—temporary	11/15/14	granted
Uniontown Hospital	§ 153.1	Table 2.1-4 Station Outlets for Oxygen, Vacuum (Suction), and Medical Air—baby holding nurseries	11/15/14	granted
Uniontown Hospital	§ 153.1	Table 2.1-4 Station Outlets for Oxygen, Vacuum (Suction), and Medical Air—continuing care nurseries	11/15/14	granted
Uniontown Hospital	§ 153.1	2.2-2.12.6.12 Environmental services rooms—existing	11/15/14	granted
Uniontown Hospital	§ 153.1	2.2-2.12.6.12 Environmental services rooms—temporary	11/15/14	granted
UPMC Horizon—Shenango Campus	§ 153.1	2.2-3.4.5.3(1) A patient toilet	09/27/14	granted

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
UPMC Horizon—Shenango Campus	§ 153.1	2.2-2.2.2.7(2)(a)(i) Patient bathing facilities	12/13/14	granted
UPMC St. Margaret	§ 153.1	3.1-3.2.2.3 Hand washing station	12/13/14	granted
UPMC St. Margaret	§ 153.1	3.1-3.2.2.2(1) Space requirements—area	12/13/14	granted
UPMC St. Margaret	§ 153.1	3.1-3.2.2.2(2)(a) Space requirements—clearances	12/13/14	granted
UPMC St. Margaret	§ 153.1	3.1-7.2.2.3(2)(a) Door openings	12/13/14	granted
Valley Medical Facilities, Inc. d/b/a Heritage Valley Sewickley (Staunton Clinic Site)	§ 153.1	3.1-6.1.4 Toilets for public use	11/08/14	granted
Lehigh Valley Hospital	§ 51.23	Positron emission tomography	11/29/14	denied
Lehigh Valley Hospital	§ 51.23	Positron emission tomography	11/29/14	denied
Mount Nittany Medical Center	§ 553.1	Governing body principles	10/11/14	granted
Mount Nittany Medical Center	§ 553.3(5)	Governing body responsibilities	10/11/14	granted
Lehigh Valley Hospital—Tilghman	§ 553.31	Administrative responsibilities	10/25/14	granted
Mount Nittany Medical Center	§ 555.1	Medical staff principles	10/11/14	granted
Mount Nittany Medical Center	§ 555.2	Medical staff membership	10/11/14	granted
Mount Nittany Medical Center	§ 555.3	Medical staff requirements	10/11/14	granted
Mount Nittany Medical Center	§ 557.2	ASF written plans	10/11/14	granted
Mount Nittany Medical Center	§ 557.3	QA and improvement programs	10/11/14	granted
Mount Nittany Medical Center	§ 557.4	QA and improvement committees	10/11/14	granted
Mount Nittany Medical Center	§ 567.2	Committee responsibilities	10/11/14	granted
Mount Nittany Medical Center	§ 567.3	Policies and procedures	10/11/14	granted
Ambulatory Surgical Facilities				
Crozer Keystone Surgery Center (at Brinton Lake)	§ 153.1	Table 3.1-3 Station outlets in outpatient facilities	11/29/14	denied
Vascular Access Center of Pittsburgh, LLC	§ 153.1	Table 3.1-3 Station outlets in outpatient facilities	12/13/14	denied
Vascular Access Centers—King of Prussia	§ 153.1	Table 3.1-3 Station outlets in outpatient facilities	12/13/14	denied
Radiance Surgery Center	§ 416.43	Patient care committee meeting include other meetings	withdrew	withdrew
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 551.21(d)(1) and (3)	Criteria for ambulatory surgery	10/25/14	granted
Langhorne Access Center	§ 551.21(d)(1) and (3)	Criteria for ambulatory surgery	07/12/14	granted
Apple Hill Surgery Center	§ 551.21(a)(1)	A total of 4 hours operating time	04/12/14	denied
Apple Hill Surgery Center	§ 551.21(a)(2)	A total of 4 hours recover time	04/12/14	denied
Laser Spine Surgical Center of Pennsylvania, LLC	§ 551.21(d)	The surgical procedures may not be of the type	01/11/14	granted
Reading Hospital SurgiCenter at Spring Ridge, LLC	§ 551.21(d)	Criteria for ambulatory surgery	11/29/14	granted
Children's Surgery Center of Malvern	§ 551.22(3)(ii)	Criteria for performance of ambulatory surgery on pediatric patients	10/11/14	granted
Carlisle Endoscopy Center	§ 551.3	Definitions (PS III patients)	12/13/14	granted
NextGen Endoscopy Centre, The	§ 551.3	Definitions (PS III patients)	05/24/14	denied
Lowry Surgicenter	§ 551.3(ii)	Definitions (PS III patients)	12/13/14	granted

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 553.1	Governing body principles	10/18/14	granted
Penn Highlands DuBois (Ambulatory Surgery Center)	§ 553.1	Principle (governing bodies)	12/13/14	granted
Wexford Surgery Center	§ 553.31	Administrative responsibilities	10/04/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 553.31(a)	Administrative responsibilities	10/18/14	granted
Endoscopy Center of Pennsylvania Hospital	§ 553.31(a)	Administrative responsibilities	12/13/14	denied
Endoscopy Center of Pennsylvania Hospital	§ 553.31(a)	A full time person in charge	08/30/14	denied
Surgery Center of Pennsylvania Hospital	§ 553.31(a)	Administrative responsibilities	12/13/14	granted
Surgery Center of Pennsylvania Hospital	§ 553.31(a)	A full time person in charge	08/30/14	denied
Penn Highlands DuBois (Ambulatory Surgery Center)	§ 553.31(b)	Administrative responsibilities	12/13/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 553.32(a)	Administration of anesthetics	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 555.1	Administrative responsibilities	10/18/14	granted
Penn Highlands DuBois (Ambulatory Surgery Center)	§ 555.1	Principle (medical staff)	12/13/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 555.2	Medical staff membership	10/18/14	granted
NextGen Endoscopy Centre, The	§ 555.31(a)	Anesthesia services	05/24/14	withdrawn
Penn Highlands DuBois (Ambulatory Surgery Center)	§ 557.1	Policy (quality assurance and improvement)	12/13/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 557.3	Quality assurance and improvement programs	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 557.4	Quality assurance and improvement committees	10/18/14	granted
Urologic Surgical Center, LLC	§ 559.2	Director of nursing	10/25/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 563.1	Medical records principles	10/18/14	granted
Penn Highlands DuBois (Ambulatory Surgery Center)	§ 563.1	Principle (medical records)	12/13/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 563.10	Medical records ownership	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 563.11	Medical records patient access	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 563.2	Medical records organization and staffing	10/18/14	granted
Penn Highlands DuBois (Ambulatory Surgery Center)	§ 563.2(a)	Organization and staffing (medical records)	12/13/14	granted
Penn Highlands DuBois (Ambulatory Surgery Center)	§ 563.2(b)	Organization and staffing (medical records)	12/13/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 563.3	Medical records facilities	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 563.4	Medical records identification and filing	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 563.5	Medical records storage	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 563.6	Medical records preservation	10/18/14	granted

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 563.7	Medical records microfilming	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 563.8	Medical records automation or computerization	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 563.9	Medical records confidentiality	10/18/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 567.2	Committee responsibilities	10/18/14	granted
Penn Highlands DuBois (Ambulatory Surgery Center)	§ 567.2(1)	Committee responsibilities (the prevention, control and investigation)	12/13/14	granted
Penn Highlands DuBois (Ambulatory Surgery Center)	§ 567.2(2)	Committee responsibilities (the designation of one full-time)	12/13/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 569.1	General provision principles	10/18/14	granted
Penn Highlands DuBois (Ambulatory Surgery Center)	§ 569.1	Principle (fire and safety services)	12/13/14	granted
DLP Conemaugh Memorial Medical Center (Lee Ambulatory Surg. Ctr.)	§ 569.35(7)	General safety precautions	10/18/14	granted
Nursing Care Facilities				
CH Skilled Nursing Facility of Allentown	§ 201.17	location	10/25/14	granted
Fair Acres Geriatric Center	§ 201.17	location	10/11/14	granted
LifeCare Hospitals of Pittsburgh SNF Unit—Penn Avenue Campus	§ 201.17	location	09/20/14	granted
Harmony Physical Rehabilitation	§ 201.18(e)	management	12/27/14	granted
Schuylkill Medical Center—South Jackson Street Transitional Unit	§ 201.18(e)	management	11/22/14	granted
Skilled Nursing Unit, Armstrong County Memorial Hospital	§ 201.18(e)	management	11/22/14	denied
Quarryville Presbyterian Retirement Community	§ 201.22(j)	prevention, control and surveillance of tuberculosis	10/04/14	granted
CH Skilled Nursing Facility of Allentown	§ 201.22(j) and (k)	prevention, control and surveillance of tuberculosis	10/25/14	granted
Barbara J. Egan Nursing and Rehabilitation Center	§ 201.3	definitions	10/25/14	granted
Messiah Lifeways at Messiah Village	§ 201.3	definitions	12/20/14	granted
Pleasant Acres Nursing & Rehabilitation Center	§ 205.20(a)	resident bedrooms	10/04/14	granted
CH Skilled Nursing Facility of Allentown	§ 205.21	special care rooms	10/25/14	granted
CH Skilled Nursing Facility of Allentown	§ 205.33	utility rooms	10/25/14	granted
Harmony Physical Rehabilitation	§ 205.33(a)	utility room	12/27/14	granted
Julia Pound Care Center	§ 205.33(a)	utility rooms	09/27/14	granted
New Eastwood Healthcare and Rehabilitation Center	§ 205.36(g)	bathing facilities	10/18/14	granted
Harmony Physical Rehabilitation	§ 205.36(h)	bathing facilities	12/27/14	granted
Highland Park Care Center	§ 205.36(h)	bathing facilities	11/08/14	granted
Philadelphia Protestant Home	§ 205.36(h)	bathing facilities	11/29/14	granted
Rolling Hills Manor	§ 205.36(h)	bathing facilities	10/04/14	granted
Valley View Nursing Center	§ 205.36(h)	bathing facilities	10/11/14	granted
Golden LivingCenter—Kinzua	§ 205.38(a)	toilet facilities	11/01/14	granted

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LifeCare Hospitals of Pittsburgh SNF Unit—Penn Avenue Campus	§ 205.38(b)	toilet facilities	09/20/14	granted
Fair Acres Geriatric Center	§ 205.6(a)	function of building	10/11/14	granted
Riverstreet Manor	§ 205.6(a)	function of building	09/20/14	granted
Penn State Hershey Transitional Care (pending new)	§ 205.67(j)	plumbing and piping systems required for existing and new construction	09/27/14	denied
Brookline Manor and Rehabilitative Services	§ 205.67(j) and (k)	electrical requirements for existing and new construction	10/04/14	granted
Butler Valley Manor Health and Rehabilitation Center	§ 205.67(j) and (k)	electrical requirements for existing and new construction	10/11/14	granted
Colonial Manor Nursing Home	§ 205.67(j) and (k)	electrical requirements for existing and new construction	10/04/14	granted
Cross Keys Village—The Brethren Home Community	§ 205.67(k)	electrical requirements for existing and new construction	12/20/14	granted
Oxford Health Center	§ 205.67(k)	electrical requirements for existing and new construction	10/04/14	granted
Riverwoods	§ 205.67(k)	electrical requirements for existing and new construction	12/13/14	granted
Abramson Residence	§ 211.9(g)	pharmacy services	11/29/14	granted
Attleboro Nursing and Rehabilitation Center	§ 211.9(g)	pharmacy services	10/25/14	granted
Birchwood Nursing and Rehabilitation Center	§ 211.9(g)	pharmacy services	09/27/14	granted
Brookside HealthCare and Rehabilitation Center	§ 211.9(g)	pharmacy services	09/20/14	granted
Coventry Manor Health and Rehabilitation Center	§ 211.9(g)	pharmacy services	10/04/14	granted
Cumberland Crossings Retirement Community	§ 211.9(g)	pharmacy services	12/20/14	granted
Dresher Hill Health and Rehabilitation Center	§ 211.9(g)	pharmacy services	11/22/14	granted
Hopkins Center	§ 211.9(g)	pharmacy services	12/20/14	granted
Inglis House	§ 211.9(g)	pharmacy services	11/15/14	granted
Lackawanna Health and Rehab Center	§ 211.9(g)	pharmacy services	11/08/14	granted
Langhorne Gardens Rehabilitation and Nursing Center	§ 211.9(g)	pharmacy services	09/27/14	granted
ManorCare Health Services—Easton	§ 211.9(g)	pharmacy services	09/27/14	granted
ManorCare Health Services—Oxford Valley	§ 211.9(g)	pharmacy services	12/13/14	granted
ManorCare Health Services—Pottstown	§ 211.9(g)	pharmacy services	12/13/14	granted
ManorCare Health Services—Yeadon	§ 211.9(g)	pharmacy services	12/06/14	granted
Maplewood Nursing and Rehabilitation Center	§ 211.9(g)	pharmacy services	12/27/14	granted
Moravian Hall Square Health and Wellness Center	§ 211.9(g)	pharmacy services	11/08/14	granted
Moravian Manor	§ 211.9(g)	pharmacy services	10/11/14	granted
Mountain Laurel Nursing and Rehabilitation Center	§ 211.9(g)	pharmacy services	11/08/14	granted
Neshaminy Manor	§ 211.9(g)	pharmacy services	10/04/14	granted
Philadelphia Protestant Home	§ 211.9(g)	pharmacy services	10/18/14	granted
Pickering Manor Home	§ 211.9(g)	pharmacy services	10/04/14	granted

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Reformed Presbyterian Home	§ 211.9(g)	pharmacy services	12/20/14	granted
Schuylkill Medical Center—South Jackson Street Transitional Care Unit	§ 211.9(g)	pharmacy services	09/20/14	granted
Seton Manor, Inc.	§ 211.9(g)	pharmacy services	10/25/14	granted
Silver Lake Center	§ 211.9(g)	pharmacy services	12/27/14	granted
Souderton Mennonite Homes	§ 211.9(g)	pharmacy services	10/25/14	granted
St. Joseph's Manor (a d/b/a entity of HRHS)	§ 211.9(g)	pharmacy services	12/13/14	granted
St. Mary Center for Rehabilitation & Healthcare	§ 211.9(g)	pharmacy services	12/20/14	granted
Suburban Woods Health and Rehabilitation Center	§ 211.9(g)	pharmacy services	11/15/14	granted
Tel Hai Retirement Community	§ 211.9(g)	pharmacy services	11/01/14	granted
The Good Shepherd Home—Bethlehem	§ 211.9(g)	pharmacy services	09/27/14	granted
The Lafayette-Redeemer (a d/b/a entity of HRHS)	§ 211.9(g)	pharmacy services	12/13/14	granted
The Meadows at Martins Run	§ 211.9(g)	pharmacy services	12/20/14	granted
Towne Manor East	§ 211.9(g)	pharmacy services	11/15/14	granted
Towne Manor West	§ 211.9(g)	pharmacy services	12/27/14	granted
Tucker House Nursing and Rehabilitation Center	§ 211.9(g)	pharmacy services	12/27/14	granted
Valley View Health and Rehabilitation Center	§ 211.9(g)	pharmacy services	11/01/14	granted
Wesley Enhanced Living at Stapeley	§ 211.9(g)	pharmacy services	12/06/14	granted
Wesley Enhanced Living—Doylestown	§ 211.9(g)	pharmacy services	11/08/14	granted
Weston Rehabilitation & Nursing Center	§ 211.9(g)	pharmacy services	09/20/14	granted

Persons with a disability who require an alternative format of this notice (for example, large print, audiotope, Braille) should contact the Division of Acute and Ambulatory Care or the Division of Nursing Care Facilities at the previously referenced address or telephone number, or for speech and/or hearing impaired persons, V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-166. Filed for public inspection January 30, 2015, 9:00 a.m.]

Long-Term Care Nursing Facilities; Request for Exception

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

Spring Creek Rehabilitation and Health Care Center
1205 South 28th Street
Harrisburg, PA 17111
FAC ID # 040202

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

Willowbrooke Court at Southampton Estates
238 Street Road
Southampton, PA 18966
FAC ID # 151302

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

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

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

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or

hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-167. Filed for public inspection January 30, 2015, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Medical Assistance Program Fee Schedule; Addition of Procedure Code for Vaccine Administration

The Department of Human Services (Department) announces the addition of the following procedure code to the Medical Assistance (MA) Program Fee Schedule for the administration of a quadrivalent influenza vaccine effective for dates of service on and after February 9, 2015.

Procedure

<i>Code</i>	<i>Description</i>
90687	Influenza virus vaccine, quadrivalent, split virus, when administered to children 6-35 months of age, for intramuscular use

Background

The United States Food and Drug Administration (FDA) approved use of Fluzone® Quadrivalent vaccine on December 12, 2013. The Department is adding procedure code 90687 to the MA Program Fee Schedule to identify when a practitioner administers quadrivalent influenza vaccine, including Fluzone® Quadrivalent, to a child 6 months of age or older but under 36 months of age.

The Department will issue an MA Bulletin to providers enrolled in the MA Program specifying the procedures for billing of the administration of the vaccine.

The MA fee for the administration of each vaccine is \$10 per administration.

Fiscal Impact

The Department anticipates no fiscal impact as a result of adding procedure code 90687 to the MA Program Fee Schedule, as there is a procedure code on the fee schedule that is being used for the administration of an unspecified vaccine. The addition of this procedure code will not increase utilization.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision to the MA Program Fee Schedule.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania

AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

BEVERLY D. MACKERETH,
Secretary

Fiscal Note: 14-NOT-933. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 15-168. Filed for public inspection January 30, 2015, 9:00 a.m.]

New Toll-Free Department of Human Services Fraud Tip Line

The purpose of this notice is to announce the creation of a new, toll-free Department of Human Services (Department) fraud tip line: (844) DHS-TIPS ((844) 347-8477).

Under the act of September 24, 2014 (P. L. 2458, No. 132) (Act 132), the purpose of the tip line is to provide an opportunity for individuals to anonymously report suspected fraud or abuse of public assistance programs, including Medical Assistance, Cash Assistance and the Supplemental Nutrition Assistance Program (formerly food stamps). See section 1418 of the Public Welfare Code (62 P. S. § 1418). Callers to the tip line will be able to report suspected recipient fraud by selecting "option 1" or suspected provider fraud by selecting "option 2." Individuals also may report suspected fraud by means of a web form available at www.dhs.state.pa.us.

Act 132 also provides that "[a]n owner, manager or provider who operates a business or medical facility in a public place who accepts food stamps or medical assistance as a form of payment for goods or services shall post a sign containing information regarding the Toll-Free DHS Fraud Tip Line." See section 1418(c)(1) of the act. Further, "[a]n owner, manager or provider . . . shall post at least one sign, no smaller than eight and one-half by eleven inches and no larger than one by two feet, in a conspicuous manner clearly visible to the public and employees inside the business or medical facility." See section 1418(c)(3) of the act. For owners, managers and providers to meet the sign posting requirements, the Department has created a sign that is available for downloading at www.dhs.state.pa.us.

Fiscal Impact

There is minimal fiscal impact associated with this notice.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, P. O. Box 2675, Harrisburg, PA 17105-2675.

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

BEVERLY D. MACKERETH,
Secretary

Fiscal Note: 14-NOT-932. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 15-169. Filed for public inspection January 30, 2015, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, shall be awarded no contract for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Danny West Painting and Remodeling, LLC, and Daniel R. West, individually	198 Malone Ridge Road Washington, PA 15301	12/17/2014
AUS of DE., Inc., AUS of Delaware, Inc., and William Russell a/k/a Bill Russell, individually	1212 Pimpernell Path Middletown, DE 19709-7506	8/1/2014
Valley Wide Painting, LLC, and Kevin Phelan, individually, and Deborah Phelan, individually	2222 West Columbia Street Allentown, PA 18103	7/1/2014
Jems Fabrication Inc., John Kiser, individually, and Donald Kiser, individually	619 Elder Street, Suite 100 Johnstown, PA 15902	3/19/2014
Dekorte Excavating, Inc., and Alan Dekorte, individually	1544 Penn Drive Andreas, PA 18211 and 66 Dead End Lane Lehigh, PA 18235	3/19/2014
Olson Contracting & Construction, Inc., and Michael R. Olson, individually	18 Conewango Avenue Warren, PA 16365	1/8/2014

KATHY MANDERINO,
Acting Secretary

[Pa.B. Doc. No. 15-170. Filed for public inspection January 30, 2015, 9:00 a.m.]

Uniform Construction Code Review and Advisory Council Meeting

The Uniform Construction Review and Advisory Council will hold a meeting on Wednesday, February 11, 2015, at 10 a.m. at the PA CareerLink Lehigh County, 555 Union Boulevard, Allentown, PA 18109.

Additional information concerning the meeting may be found on the Department of Labor and Industry web site at www.dli.state.pa.us. Scroll down and click on the link for "Uniform Construction Code" then "UCC Review and Advisory Council."

Questions concerning this may be directed to Joseph P. Marchioni, Jr. at (717) 783-6304.

KATHY MANDERINO,
Acting Secretary

[Pa.B. Doc. No. 15-171. Filed for public inspection January 30, 2015, 9:00 a.m.]

DEPARTMENT OF REVENUE

Annual Inflation Adjustment; Pennsylvania Gaming Cash Flow Management

In accordance with 61 Pa. Code § 1001.8 (relating to State Gaming Fund transfers), the Secretary of Revenue announces that, for the year commencing January 1, 2015, the Annual Inflation Adjustment as proscribed in 4 Pa.C.S. § 1403(d) (relating to establishment of State Gaming Fund and net slot machine revenue distribution) is 1.3%.

Section 1403(c) of 4 Pa.C.S. requires the Department of Revenue (Department) to utilize the most recent Consumer Price Index effective immediately prior to the date the adjustment is due to take effect. This adjustment was published by the United States Department of Labor, Bureau of Labor Statistics on January 16, 2015. Therefore, the Department is publishing notice of the Annual Inflation Adjustment.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 15-172. Filed for public inspection January 30, 2015, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
#126-10	Philadelphia Parking Authority Image Retention and Use 44 Pa.B. 7176 (November 15, 2014)	12/15/14	1/14/15
#16A-6515	State Board of Physical Therapy Continuing Education Enforcement 44 Pa.B. 7178 (November 15, 2014)	12/15/14	1/14/15

Philadelphia Parking Authority Regulation #126-10 (IRRC #3081)

Image Retention and Use

January 14, 2015

We submit for your consideration the following comments on the proposed rulemaking published in the November 15, 2014 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the Philadelphia Parking Authority (PPA) to respond to all comments received from us or any other source.

Section 1017.78. Use of captured images.—Clarity; Reasonableness.

Paragraphs (e)(1) and (2) state that dispatchers and the Enforcement Department must delete safety camera images “on the 31st day after receipt, unless one or more of the following applies: . . .” One condition for both a dispatcher and the Enforcement Department is that a law enforcement agency submits a written request for the images to be retained.

We agree that images should be retained at the direction of a law enforcement agency. However, the regulation does not address when the images may ultimately be deleted by the dispatcher or Enforcement Department, and the result could be that the directive would be effective indefinitely. If a copy of the images is provided to the law enforcement agency, could the dispatcher or Enforcement Department then delete them? We ask PPA to review the regulation and address when images that are retained at the direction of a law enforcement agency can ultimately be deleted.

State Board of Physical Therapy Regulation #16A-6515 (IRRC #3084)

Continuing Education Enforcement

January 14, 2015

We submit for your consideration the following comments on the proposed rulemaking published in the November 15, 2014 *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 State Board of Physical Therapy (Board) to respond to all comments received from us or any other source.

Statutory authority; Conforms to the intention of the General Assembly in enactment of the statute; Determining whether the regulation is in the public interest; Protection of the public health, safety and welfare; Need for the regulation; Clarity, feasibility and reasonableness.

Section 5.2 of the RRA (71 P.S. § 745.5b) directs this Commission to determine whether a regulation is in the public interest. When making this determination, the Commission considers criteria such as economic or fiscal impact and reasonableness. To make that determination, the Commission must analyze the text of the proposed regulation and the reasons for the new or amended language. The Commission also considers the information a promulgating agency is required to provide under Section 5 of the RRA in the Regulatory Analysis Form (RAF) (71 P.S. § 745.5(a)).

Section 1303(a) of the Physical Therapy Practice Act (Act) states, “The [B]oard may adopt rules and regulations *not inconsistent with law* as it may deem necessary for the performance of its duties and the proper administration of this law.” (Emphasis added.) 63 P.S. § 1303(a).

Relating to physical therapists, Section 1307.2 of the Act states,

For each license renewal, a licensee *shall complete within the immediately preceding two-year period* at least 30 hours of continuing physical therapy education as approved by the [B]oard. The licensee *shall provide the [B]oard with evidence of the completion of the continuing education.* (Emphasis added.)

63 P.S. § 1307.2.

Relating to physical therapist assistants, Section 1309.1(j) of the Act states,

For each certificate renewal, a certificate holder *shall complete within the immediately preceding two-year period* at least 30 hours of continuing physical therapy education as approved by the [B]oard . . .

The certificate holder *shall provide the [B]oard with evidence* of the completion of the continuing education. (Emphasis added.)

63 P. S. § 1309.1(j).

Under proposed Sections 40.67(f) and 40.192(f), the Board allows licensed physical therapists and certified physical therapists, respectively, to continue to practice for six months following the issuance of a citation for failure to complete the required amount of continuing education. In the Act, the General Assembly explicitly requires the continuing physical therapy education to be completed within the preceding two-year period. What is the Board's specific statutory authority for allowing a licensee who has not met the requirement of Section 1307.2 of the Act or a certificate holder who has not met the requirement of Section 1309.1(j) of the Act to continue to practice for six months? The Board should explain in the Preamble and RAF of the final-form regulation how allowing a licensee or certificate holder who has not met the continuing education requirements in the Act to continue to practice is "not inconsistent with law" and conforms to the intent of the General Assembly.

Following issuance of a citation under Section 43b.25, proposed Sections 40.67(f) and 40.192(f) would require the licensee or certified physical therapist assistant to provide "proof" of the entire required amount of continuing education in Subsection (b), respectively. What constitutes "proof"? The Board should clarify how the regulated community will satisfy this requirement and what will be acceptable to the Board as evidence of completion of the continuing education.

Additionally, we note that existing Sections 40.67(b)(3) and 40.192(b)(3) require the Board to audit licensees and certified physical therapist assistants, respectively, to verify continuing education compliance. We have concerns that the Board will rely on this approach in verifying the proof submitted in response to proposed Sections 40.67(f) and 40.192(f). The use of random audits could potentially allow non-compliant licensees and certified physical therapist assistants to provide patient services for an

indeterminate length of time. The Board should explain and clarify how the Board will verify proof of the continuing education requirements under proposed Sections 40.67(f) and 40.192(f), and how this verification process will protect the public health, safety and welfare.

In response to RAF #15, the Board states that "the summary process under Act 48 would be a much more efficient manner of handling violations than the formal disciplinary process, as long as licensees promptly make up any deficiencies in continuing education within [six] months." How did the Board determine that six months is a reasonable and feasible amount of time for the regulated community to make up continuing education deficiencies? The Board states that the proposed regulation would be more efficient if licensees act promptly, but how will the Board ensure that the regulated community promptly makes up deficiencies? The Board should address these concerns, and explain how the public health, safety and welfare are protected by the proposed regulation, including in situations where a licensee or certified physical therapist assistant does not act promptly and takes the full six months.

Finally, proposed Sections 40.67(f) states, "Within 6 months . . . the licensee shall make up the deficiency and provide proof of the entire required amount of continuing education in subsection (b)." Likewise, Section 40.192(f) states, "Within 6 months . . . the physical therapist assistant shall make up the deficiency and shall provide proof of the entire required amount of continuing education in subsection (b)." Subsection (b) in each case relates to reporting completion of continuing education. Since the Board is addressing deficiencies in each of the proposed sections and is asking for proof of the "required amount" of continuing education, does the Board mean to reference Subsection (a) relating to contact hour requirements?

JOHN F. MIZNER, Esq.,
Chairperson

[Pa.B. Doc. No. 15-173. Filed for public inspection January 30, 2015, 9:00 a.m.]

INSURANCE DEPARTMENT

Eligible Surplus Lines Insurer List

In accordance with section 1605(b) of The Insurance Company Law of 1921 (40 P. S. § 991.1605(b)), the Insurance Department (Department) publishes the most recent Eligible Surplus Lines Insurer List. This list replaces in its entirety the Eligible Surplus Lines Insurer List published at 44 Pa.B. 546 (January 25, 2014).

Persons with questions concerning this notice should contact Cressinda Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 787-2735, cbybee@pa.gov.

Key#	Company Name	Statutory Home Address
48123	ACE EUROPEAN GROUP LIMITED	100 LEADENHALL STREET LONDON, United Kingdom EC3A 3BP
10512	ADMIRAL INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
10513	ADRIATIC INSURANCE COMPANY	314 EAST THAYER AVENUE BISMARCK, ND 58501
39135	AGENT ALLIANCE INSURANCE COMPANY	3800 SOLLIE ROAD MOBILE, AL 36619
10521	AIG SPECIALTY INSURANCE COMPANY	500 WEST MADISON STREET SUITE 3000 CHICAGO, IL 60661
67489	AIX SPECIALTY INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801-1120

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
48099	ALLIANZ GLOBAL CORPORATE & SPECIALTY SE	KONIGINASTRASSE 28 MUNICH, Germany D80802
10516	ALLIANZ UNDERWRITERS INSURANCE COMPANY	225 W. WASHINGTON STREET SUITE 1800 CHICAGO, IL 60606
10535	ALLIED WORLD ASSURANCE COMPANY (U.S.) INC.	2711 CENTERVILLE ROAD, SUITE 400 WILMINGTON, DE 19808
10600	ALLIED WORLD SURPLUS LINES INSURANCE COMPANY	425 WEST CAPITOL AVENUE SUITE 1800 LITTLE ROCK, AR 72201-3525
106563	ALLY INTERNATIONAL INSURANCE COMPANY LTD	VICTORIA HALL 11 VICTORIA STREET HAMILTON, Bermuda HM11
10570	ALTERRA EXCESS & SURPLUS INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
10519	AMERICAN EMPIRE SURPLUS LINES INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
10520	AMERICAN EQUITY INSURANCE COMPANY	2401 WEST PEORIA AVENUE PHOENIX, AZ 85029
63828	AMERICAN MODERN SURPLUS LINES INSURANCE COMPANY	7000 MIDLAND BLVD AMELIA, OH 45102-2607
107529	AMERICAN NATIONAL LLOYDS INSURANCE COMPANY	ONE MOODY PLAZA GALVESTON, TX 77550
18146	AMERICAN SAFETY INDEMNITY COMPANY	201 ROBERT S. KERR AVENUE OKLAHOMA CITY, OK 73102-4267
104146	AMERICAN SAFETY INSURANCE COMPANY	3715 NORTHSIDE PARKWAY ATLANTA, GA 30327-2806
10522	AMERICAN WESTERN HOME INSURANCE COMPANY	600 BANK OF OKLAHOMA PLAZA OKLAHOMA CITY, OK 73102
83774	AMTRUST INTERNATIONAL UNDERWRITERS LIMITED	40 WESTLAND ROW DUBLIN, Ireland 2
10524	APPALACHIAN INSURANCE COMPANY	270 CENTRAL AVENUE JOHNSTON, RI 02919-4949
33748	ARCH EXCESS & SURPLUS INSURANCE COMPANY	2345 GRAND BOULEVARD SUITE 900 KANSAS CITY, MO 64108
97477	ARCH INSURANCE COMPANY (EUROPE) LIMITED	6TH FLOOR PLANTATION PLACE SOUTH 60 GREAT TOWER STREET LONDON, United Kingdom EC3R 5AZ
10587	ARCH SPECIALTY INSURANCE COMPANY	2345 GRAND BOULEVARD, SUITE 900 KANSAS CITY, MO 64108
10588	ARROWOOD SURPLUS LINES INSURANCE COMPANY	2711 CENTERVILLE ROAD, SUITE 400 WILMINGTON, DE 19808
51442	ASPEN INSURANCE UK LIMITED	30 FENCHURCH STREET LONDON, United Kingdom EC3M 3BD
35611	ASPEN SPECIALTY INSURANCE COMPANY	314 EAST THAYER AVENUE BISMARCK, ND 58501
22348	ASSICURAZIONI GENERALI S.P.A.	PIAZZA DUCA DEGLI ABRUZZI, 2 TRIESTE, Italy 34132
22349	ASSOCIATED ELECTRIC & GAS INSURANCE SERVICES LIMITED	THE MAXWELL ROBERTS BUILDING 4TH FLOOR ONE CHURCH STREET HAMILTON, Bermuda HM11
94396	ASSOCIATED INDUSTRIES INSURANCE COMPANY	903 N W 65TH STREET, SUITE 300 BOCA RATON, FL 33487-2864
10525	ASSOCIATED INTERNATIONAL INSURANCE COMPANY	TEN PARKWAY NORTH DEERFIELD, IL 60015

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
52712	ATAIN INSURANCE COMPANY	2301 E.LAMAR BOULEVARD 5TH FLOOR ARLINGTON, TX 76006
41586	ATLANTIC CASUALTY INSURANCE COMPANY	400 COMMERCE COURT GOLDSBORO, NC 27534
41562	AXA CORPORATE SOLUTIONS ASSURANCE	4 RUE JULES LEFEBVRE PARIS, France 75009
59554	AXIS SPECIALTY EUROPE SE	MOUNT HERBERT COURT 34 UPPER MOUNT STREET DUBLIN, Ireland 2
10592	AXIS SURPLUS INSURANCE COMPANY	303 WEST MADISON, SUITE 500 CHICAGO, IL 60606
10584	BERKLEY ASSURANCE COMPANY	11201 DOUGLAS AVENUE URBANDALE, IA 50322
75458	BERKLEY REGIONAL SPECIALITY INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801-1120
63055	BERKSHIRE HATHAWAY INTERNATIONAL INSURANCE LIMITED	33 ST MARY AXE LONDON, United Kingdom EC3A 8LL
78247	BRACKEN HILL SPECIALTY INSURANCE COMPANY	25 NORTHWEST POINT BLVD SUITE 745 ELK GROVE VILLAGE, IL 60007
8689	BURLINGTON INSURANCE COMPANY	238 INTERNATIONAL ROAD BURLINGTON, NC 27215-5129
10528	CANAL INDEMNITY COMPANY	400 EAST STONE AVENUE GREENVILLE, SC 29601
75544	CANOPIUS US INSURANCE, INC	C/O THE CORPORATION TRUST COMPANY 1209 ORANGE STREET WILMINGTON, DE 19801
48319	CAPITOL SPECIALTY INSURANCE CORPORATION	1600 ASPEN COMMONS MIDDLETON, WI 53562
99474	CATALINA LONDON LIMITED	18 MANSELL STREET LONDON, United Kingdom E1 8AA
64641	CATLIN INSURANCE COMPANY (UK) LIMITED	20 GRACECHURCH STREET LONDON, United Kingdom 3C3V OBG
63239	CATLIN SPECIALTY INSURANCE COMPANY	160 GREENTREE DRIVE, SUITE 101 DOVER, DE 19904
10529	CENTENNIAL CASUALTY COMPANY	2200 WOODCREST PLACE, SUITE 200 BIRMINGHAM, AL 35209
10531	CENTURY SURETY COMPANY	550 POLARIS PARKWAY WESTERVILLE, OH 43082
10532	CHUBB CUSTOM INSURANCE COMPANY	15 MOUNTAIN VIEW ROAD WARREN, NJ 07059
72782	CINCINNATI SPECIALTY UNDERWRITERS INSURANCE COMPANY (THE)	BRANDYWINE VILLAGE 1807 NORTH MARKET STREET WILMINGTON, DE 19802-4810
18617	CLARENDON AMERICA INSURANCE COMPANY	190 SOUTH LASALLE, SUITE 2025 CHICAGO, IL 60603
10533	COLONY INSURANCE COMPANY	8720 STONY POINT PARKWAY SUITE 300 RICHMOND, VA 23235
10582	COLONY NATIONAL INSURANCE COMPANY	8720 STONY POINT PARKWAY SUITE 300 RICHMOND, VA 23235
10534	COLUMBIA CASUALTY COMPANY	333 S. WABASH, 43S CHICAGO, IL 60604

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
74670	COMPANION SPECIALTY INSURANCE COMPANY	1101 PENNSYLVANIA AVENUE NW 6TH FLOOR WASHINGTON, SC 20004
86914	CONIFER INSURANCE COMPANY	550 W. MERRILL STREET, SUITE 200 BIRMINGHAM, MI 48009
96047	COVINGTON SPECIALTY INSURANCE COMPANY	c/o NIXON PEABODY LLP 900 ELM STREET MANCHESTER, NH 03101
37372	CRUM & FORSTER SPECIALTY INSURANCE COMPANY	2999 NORTH 44TH STREET, SUITE 250 PHOENIX, AZ 85018
66658	CUMIS SPECIALTY INSURANCE COMPANY, INC.	2000 HERITAGE WAY WAVERLY, IA 50677
37001	DISCOVER SPECIALTY INSURANCE COMPANY	ONE TOWER SQUARE HARTFORD, CT 06183
10541	EMPIRE INDEMNITY INSURANCE COMPANY	BROADWAY EXECUTIVE PARK 9 200 NW 66TH STREET, SUITE 965 OKLAHOMA CITY, OK 73116
63338	ENDURANCE AMERICAN SPECIALTY INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
94256	ENDURANCE SPECIALTY INSURANCE LTD	THE WELLESLEY HOUSE 90 PITTS BAY ROAD PEMBROKE, Bermuda HM 08
111852	ENDURANCE WORLDWIDE INSURANCE LIMITED	7TH FLOOR, MINSTER COURT MINCING LANCE LONDON, United Kingdom EC3R 7BB
10542	ESSEX INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
10543	EVANSTON INSURANCE COMPANY	TEN PARKWAY NORTH DEERFIELD, IL 60015
10544	EVEREST INDEMNITY INSURANCE COMPANY	CORPORATION TRUST CENTER 1209 ORANGE STREET WILMINGTON, DE 19801
10545	EXECUTIVE RISK SPECIALTY INSURANCE COMPANY	82 HOPMEADOW STREET SIMSBURY, CT 06070-7683
105001	FAIR AMERICAN SELECT INSURANCE COMPANY	80 PINE STREET NEW YORK, NY 10005
10547	FIREMAN'S FUND INSURANCE COMPANY OF OHIO	41 SOUTH HIGH STREET, SUITE 1700 COLUMBUS, OH 43215-6101
10549	FIRST MERCURY INSURANCE COMPANY	ONE SOUTH WACKER DRIVE SUITE 1350 CHICAGO, IL 60606
10550	FIRST SPECIALTY INSURANCE CORPORATION	237 EAST HIGH STREET JEFFERSON CITY, MO 65101-3206
18477	GEMINI INSURANCE COMPANY	CORPORATION TRUST CENTER 1209 ORANGE STREET WILMINGTON, DE 19801
10552	GENERAL SECURITY INDEMNITY COMPANY OF ARIZONA	2338 W. ROYAL PALM ROAD, SUITE J PHOENIX, AZ 85021
10554	GENERAL STAR INDEMNITY COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
58119	GEOVERA SPECIALTY INSURANCE COMPANY	2711 CENTERVILLE ROAD, SUITE 400 WILMINGTON, DE 19808-1645
73754	GNV CUSTOM INSURANCE COMPANY	200 MADISON AVENUE NEW YORK, NY 10016-3904
10556	GOTHAM INSURANCE COMPANY	59 MAIDEN LANE, 27TH FLOOR NEW YORK, NY 10038

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10514	GREAT AMERICAN E & S INSURANCE COMPANY	THE CORPORATION TRUST COMPANY 1209 ORANGE STREET WILMINGTON, DE 19801
10518	GREAT AMERICAN FIDELITY INSURANCE COMPANY	THE CORPORATION TRUST COMPANY 1209 ORANGE STREET WILMINGTON, DE 19801
10540	GREAT AMERICAN PROTECTION INSURANCE COMPANY	301 EAST FOURTH STREET CINCINNATI, OH 45202
22412	GREAT LAKES REINSURANCE (UK) PLC	PLANTATION PLAN 30 FENCHURCH STREET LONDON, United Kingdom EC3M 3AJ
100854	GUIDEONE NATIONAL INSURANCE COMPANY	1111 ASHWORTH ROAD WEST DES MOINES, IA 50265-3538
36489	GUILFORD INSURANCE COMPANY	C/O HINSHAW & CULBERTSON, LLP 400 SOUTH NINTH STREET SUITE 200 SPRINGFIELD, IL 62701-1822
10557	GULF UNDERWRITERS INSURANCE COMPANY	ONE TOWER SQUARE HARTFORD, CT 06183
103324	HALLMARK SPECIALTY INSURANCE COMPANY	201 ROBERT S. KERR AVENUE SUITE 600 OKLAHOMA CITY, OK 73102
79945	HAMILTON SPECIALTY INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
66133	HCC SPECIALTY INSURANCE COMPANY	201 ROBERT S. KERR AVENUE OKLAHOMA, OK 73102-4267
100960	HOMELAND INSURANCE COMPANY OF DELAWARE	1209 ORANGE STREET WILMINGTON, DE 19801
44169	HOMELAND INSURANCE COMPANY OF NEW YORK	1000 WOODBURY ROAD, SUITE 403 WOODBURY, NY 11797
10559	HOUSTON CASUALTY COMPANY	13403 NORTHWEST FREEWAY HOUSTON, TX 77040
75182	HOUSTON SPECIALTY INSURANCE COMPANY	800 GESSNER, SUITE 600 HOUSTON, TX 77024
102374	HSB SPECIALTY INSURANCE COMPANY	ONE STATE STREET HARTFORD, CT 06102-5024
106322	HUDSON EXCESS INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
37373	HUDSON SPECIALTY INSURANCE COMPANY	100 WILLIAM STREET, 5TH FLR. NEW YORK, NY 10038
10560	ILLINOIS EMCASCO INSURANCE COMPANY	717 MULBERRY STREET DES MOINES, IA 50309-3872
10561	ILLINOIS UNION INSURANCE COMPANY	525 WEST MONROE STREET SUITE 700 CHICAGO, IL 60661
10562	INDIAN HARBOR INSURANCE COMPANY	c/o THE CORPORATION TRUST CO. 1209 ORANGE STREET WILMINGTON, DE 19801
28076	INTERNATIONAL INSURANCE COMPANY OF HANNOVER SE	2ND FLOOR, 1 ARLINGTON SQUARE DOWNSHIRE WAY BERKSHIRE, United Kingdom RG12 1WA
10564	INTERSTATE FIRE & CASUALTY COMPANY	33 WEST MONROE CHICAGO, IL 60603

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
103749	IRONSHORE EUROPE LIMITED	33 SIR JOHN ROGERSON'S QUAY 2ND FLOOR DUBLIN, Ireland 2
70118	IRONSHORE INSURANCE LTD.	141 FRONT STREET HAMILTON, Bermuda HM19
10596	IRONSHORE SPECIALTY INSURANCE COMPANY	8601 NORTH SCOTTSDALE ROAD SUITE 300 SCOTTSDALE, AZ 85253
10546	JAMES RIVER INSURANCE COMPANY	52 EAST GAY STREET COLUMBUS, OH 43215
36855	KINSALE INSURANCE COMPANY	425 W. CAPITOL AVENUE, SUITE 1800 LITTLE ROCK, AR 72201
108670	KNIGHT SPECIALTY INSURANCE COMPANY	BRANDYWINE VILLAGE 1807 NORTH MARKET STREET WILMINGTON, DE 19802-4810
80046	LANCASHIRE INSURANCE COMPANY (UK) LIMITED	20 FENCHURCH STREET, 29TH FLR. LONDON, United Kingdom EC3M 3BY
75297	LANCASHIRE INSURANCE COMPANY LIMITED	POWERHOUSE 7 PAR-LA-VILLE ROAD HAMILTON, Bermuda HM 11
8967	LANDMARK AMERICAN INSURANCE COMPANY	201 ROBERT KERR AVENUE SUITE 600 OKLAHOMA CITY, OK 73102-4267
10569	LEXINGTON INSURANCE COMPANY	2711 CENTERVILLE ROAD, SUITE 400 WILMINGTON, DE 19808
22415	LIBERTY MUTUAL INSURANCE EUROPE LIMITED	3RD FLOOR, TWO MINSTER COURT MINCING LANE LONDON, United Kingdom EC3R 7YE
18457	LIBERTY SURPLUS INSURANCE CORPORATION	175 BERKELEY STREET BOSTON, MA 02117
22416	LLOYD'S, LONDON (UNDERWRITERS AT)**	ONE LIME STREET LONDON, United Kingdom EC3M7HA
45736	MAIDEN SPECIALTY INSURANCE COMPANY	C/O CT CORPORATION SYSTEM 150 FAYETTEVILLE STREET, BOX 1011 RALEIGH, NC 27601
92689	MAPFRE GLOBAL RISKS COMPANIA INTERNACIONAL DE SEGUROS Y REASEGUROS S A	CARRETERA POZUELO 52 EDIFICIO M-11 MADRID, Spain
22418	MARINE INSURANCE COMPANY LIMITED	ST MARKS COURT. CHART WAY HORSHAM, WEST SUSSEX ENGLAND, Great Britain RH 12 1XL
22455	MARKEL INTERNATIONAL INSURANCE COMPANY LIMITED	THE MARKEL BUILDING 49 LEADENHALL STREET LONDON, United Kingdom EC3A2EA
10527	MAXUM INDEMNITY COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
69016	MEDICAL MUTUAL LIABILITY INSURANCE SOCIETY OF MARYLAND	225 INTERNATIONAL CIRCLE HUNT VALLEY, MD 21030
104147	MEDICAL SECURITY INSURANCE COMPANY	700 SPRING FOREST ROAD, SUITE 400 RALEIGH, NC 27609
75542	MERCHANTS NATIONAL INSURANCE COMPANY	5 BEDFORD FARMS, SUITE 101 BEDFORD, NH 03110
10553	MESA UNDERWRITERS SPECIALTY INSURANCE COMPANY	40 WANTAGE AVENUE BRANCHVILLE, NJ 07890
96043	MID-CONTINENT EXCESS AND SURPLUS INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
75518	MITSUI SUMITOMO INSURANCE COMPANY (EUROPE) LIMITED	25 FENCHURCH AVENUE LONDON, United Kingdom EC3M 5AD
94717	MONTPELIER REINSURANCE LTD	MONTPELIER HOUSE 94 PITTS BAY ROAD PEMBROKE, Bermuda HM 08
10571	MT. HAWLEY INSURANCE COMPANY	9025 N. LINDBERGH DRIVE PEORIA, IL 61615
10572	NAMIC INSURANCE COMPANY, INC.	3601 VINCENNES ROAD INDIANAPOLIS, IN 46268
10573	NATIONAL FIRE & MARINE INSURANCE COMPANY	3024 HARNEY STREET OMAHA, NE 68131-3580
10574	NAUTILUS INSURANCE COMPANY	7233 E. BUTHERUS DRIVE SCOTTSDALE, AZ 85260
10575	NAVIGATORS SPECIALTY INSURANCE COMPANY	ONE PENN PLAZA 32nd FLOOR NEW YORK, NY 10119-0002
10537	NOETIC SPECIALTY INSURANCE COMPANY	100 EAST STATE STREET MONTPELIER, VT 05602
10576	NORTH AMERICAN CAPACITY INSURANCE COMPANY	650 ELM STREET MANCHESTER, NH 03101-2524
79123	NORTH LIGHT SPECIALTY INSURANCE COMPANY	2775 SANDERS ROAD NORTHBROOK, IL 60062-7127
10577	NORTHFIELD INSURANCE COMPANY	505 5TH AVENUE, SUITE 729 DES MOINES, IA 50309
10578	NUTMEG INSURANCE COMPANY	ONE HARTFORD PLAZA HARTFORD, CT 06155
22421	OCEAN MARINE INSURANCE COMPANY LIMITED	ST. HELEN'S 1 UNDERSHAFT LONDON, United Kingdom EC3P3DQ
10579	OLD REPUBLIC UNION INSURANCE COMPANY	307 NORTH MICHIGAN AVENUE CHICAGO, IL 60601
10566	PACIFIC INSURANCE COMPANY, LIMITED	ONE HARTFORD PLAZA HARTFORD, CT 06155
99478	PARTNERRE IRELAND INSURANCE LIMITED	5TH FLOOR, BLOCK 1, THE OVAL 160 SHELBOURNE ROAD, BALLSBRIDGE, DUBLIN, Ireland 4
58179	PENN-PATRIOT INSURANCE COMPANY	526 KING STREET ALEXANDRIA, VA 22314
74667	PRIME INSURANCE COMPANY	303 WEST MADISON #2075 CHICAGO, IL 60606
23150	PRINCETON EXCESS AND SURPLUS LINES INSURANCE COMPANY	2711 CENTERVILLE ROAD, SUITE 400 WILMINGTON, DE 19808
44436	PROASSURANCE SPECIALTY INSURANCE COMPANY, INC.	100 BROOKWOOD PLACE, SUITE 500 BIRMINGHAM, AL 35209
75543	PROTECTIVE SPECIALTY INSURANCE COMPANY	111 CONGRESSIONAL BLVD SUITE 500 CARMEL, IN 46032
22449	QBE INSURANCE (EUROPE) LIMITED	PLANTATION PLACE 30 FENCHURCH STREET LONDON, United Kingdom EC3M 3BD
47448	QBE SPECIALTY INSURANCE COMPANY	314 EAST THAYER AVENUE BISMARCK, ND 58501
44715	RENAISSANCERE SPECIALTY RISKS LIMITED	RENAISSANCE HOUSE 12 CROW LANE PEMBROKE, Bermuda HM19
70898	REPUBLIC-VANGUARD INSURANCE COMPANY	2390 E. CAMELBACK ROAD PHOENIX, AZ 85016

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10603	ROCKHILL INSURANCE COMPANY	8601 N. SCOTTSDALE ROAD, SUITE 300 SCOTTSDALE, AZ 85253
10589	SAFECO SURPLUS LINES INSURANCE COMPANY	62 MAPLE AVENUE KEENE, NH 03431
10590	SAVERS PROPERTY AND CASUALTY INSURANCE COMPANY	120 SOUTH CENTRAL AVENUE CLAYTON, MO 63105
94496	SCOR UK COMPANY LIMITED	10 LIME STREET LONDON, United Kingdom EC3M 7AA
10591	SCOTTSDALE INSURANCE COMPANY	ONE NATIONWIDE PLAZA COLUMBUS, OH 43215
107528	SCOTTSDALE SURPLUS LINES INSURANCE COMPANY	8877 N GAINES CENTER DRIVE SCOTTSDALE, AZ 85258-2108
44276	SENECA SPECIALTY INSURANCE COMPANY	2999 NORTH 44TH STREET, SUITE 250 PHOENIX, AZ 85018-7256
33514	SIRIUS INTERNATIONAL INSURANCE CORPORATION	BIRGER JARISGATAN 57B STOCKHOLM, Sweden SE 113 96
86970	SPARTA SPECIALTY INSURANCE COMPANY	CITYPLACE II 185 ASYLUM STREET HARTFORD, CT 06103
10593	ST. PAUL SURPLUS LINES INSURANCE COMPANY	2711 CENTERVILLE ROAD, SUITE 400 WILMINGTON, DE 19808
79898	STARR SURPLUS LINES INSURANCE COMPANY	500 WEST MONROE STREET 31ST FLOOR CHICAGO, IL 60661
10594	STEADFAST INSURANCE COMPANY	SUITE 202 32 LOOCKERMAN SQUARE DOVER, DE 19904
22453	SWISS RE INTERNATIONAL SE	2A, RUE ALBERT BORSCHETTE KIRCHBERG, Luxembourg L1246
10583	TDC SPECIALTY INSURANCE COMPANY	1050 K STREET, SUITE 400 WASHINGTON, DC 20001
22456	THROUGH TRANSPORT MUTUAL INSURANCE ASSOCIATION LIMITED	FIRST FLOOR, CHEVRON HOUSE 11 CHURCH STREET HAMILTON, Bermuda HM11
73071	TOKIO MARINE KILN INSURANCE LIMITED	20 FENCHURCH STREET LONDON, United Kingdom EC3M 3BY
8705	TOKIO MARINE SPECIALTY INSURANCE COMPANY	1807 NORTH MARKET STREET WILMINGTON, DE 19802
114459	TOPA INSURANCE COMPANY	1800 AVENUE OF THE STARS SUITE 1200 LOS ANGELES, CA 90067-4213
98475	TORUS INSURANCE (UK) LIMITED	5TH FLOOR 88 LEADENHALL STREET LONDON, United Kingdom EC3A 3BP
40659	TORUS SPECIALTY INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801-1120
10597	TRAVELERS EXCESS AND SURPLUS LINES COMPANY	ONE TOWER SQUARE HARTFORD, CT 06183
54486	TT CLUB MUTUAL INSURANCE LIMITED	90 FENCHURCH STREET LONDON, United Kingdom ECM 4ST
10598	TUDOR INSURANCE COMPANY	50 WASHINGTON STREET KEENE, NH 03431
10599	U. S. UNDERWRITERS INSURANCE COMPANY	316 NORTH FIFTH STREET SIXTH FLOOR BISMARCK, ND 58501

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10558	UNITED NATIONAL SPECIALTY INSURANCE COMPANY	411 EAST WISCONSIN AVENUE SUITE 700 MILWAUKEE, WI 53202
64798	UNITED SPECIALTY INSURANCE COMPANY	160 GREENTREE DRIVE, SUITE 101 DOVER, DE 19904
82097	UTICA SPECIALTY RISK INSURANCE COMPANY	2435 N CENTRAL EXPRESSWAY SUITE 400 RICHARDSON, TX 75080
10605	VOYAGER INDEMNITY INSURANCE COMPANY	260 INTERSTATE NORTH CIRCLE SE ATLANTA, GA 30339
99476	W. R. BERKLEY INSURANCE (EUROPE) LIMITED	2ND FLOOR 40 LIME STREET LONDON, United Kingdom EC3M 7AW
10607	WESTCHESTER SURPLUS LINES INSURANCE COMPANY	11575 GREAT OAKS WAY, SUITE 200 ALPHARETTA, GA 30022
10608	WESTERN HERITAGE INSURANCE COMPANY	9200 E. PIMA CENTER PKWY SUITE 350 SCOTTSDALE, AZ 85258
10610	WESTERN WORLD INSURANCE COMPANY	50 WASHINGTON STREET KEENE, NH 03431
49219	WILSHIRE INSURANCE COMPANY	702 OBERLIN ROAD RALEIGH, NC 27605-0800
10604	XL SELECT INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
100530	YORK INSURANCE COMPANY OF MAINE	707 SABLE OAKS DRIVE, SUITE 100 SO. PORTLAND, ME 04106-6917

**The list does not include Lloyds Syndicates nor does the Department maintain a separate list of Lloyds Syndicates. Any Lloyds Syndicate appearing on the most recent Quarterly Listing of Alien Insurers maintained by the International Insurers Department of the National Association of Insurance Commissioners is approved to transact surplus lines insurance in this Commonwealth.

TERESA D. MILLER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 15-174. Filed for public inspection January 30, 2015, 9:00 a.m.]

Terrorism Risk Insurance Program Reauthorization Act of 2015; Expedited Rate, Rule and Form Filing Review Process; Notice 2015-01

On January 15, 2015, the Insurance Department (Department) released Notice 2015-01 providing for an expedited review process for filings submitted as a result of the Terrorism Risk Insurance Program Reauthorization Act of 2015 (act) (Pub. L. No. 114-1). Attached to the notice are expedited filing transmittal documents for insurers and rating organizations to use to certify that their filings comply with the provisions of the act, the laws of the Commonwealth and the requirements of the notice.

Notice 2015-01 and its attachments are available on the Department's web site at www.insurance.pa.gov, click on "Services for Insurance Companies" then "Department Notices."

The following is the text of Notice 2015-01:

January 15, 2015

INSURANCE DEPARTMENT NOTICE NO. 2015-01

Subject: The Terrorism Risk Insurance Program Reauthorization Act of 2015 Expedited Rate, Rule and Form Filing Review Process

To: All Insurers Writing Property and Casualty Commercial Lines Insurance Policies in Pennsylvania and Rating Organizations Authorized to File on Their Behalf

From: Mark Lersch, Property and Casualty Bureau Director, Office of Insurance Product Regulation

On January 12, 2015 the Terrorism Risk Insurance Program Reauthorization Act of 2015 ("the Act") was signed into law. The Act extends the expiration date of the Terrorism Risk Insurance Program ("TRIP") to December 31, 2020 and amends a number of provisions in the program.

Given that the provisions of the Act are already in effect and that insurers and rating organizations must accelerate filing activity in order to achieve compliance with the revised TRIP provisions, the Commonwealth will permit insurers and rating organizations to place new rates, rules and forms in place without waiting for the Insurance Department's formal disposition (e.g. "approve" or "file & use") of the filings and without waiting for the tolling of the filings' statutory waiting periods.

If an insurer or rating organization wishes to take advantage of this voluntary speed to market initiative for revised terrorism insurance products, it should complete one of the attached Expedited Filing Transmittal Docu-

ments and certify on the document that the filing is in compliance with the terms of the Act, the laws of the Commonwealth and the requirements of this notice.

Filings submitted with the certification will be assumed approved upon receipt and will be dispositioned by the Insurance Department as "Filed". Effective dates retroactive to January 1, 2015 will be permitted. Rate filings should include the information upon which the insurer or rating organization supports its rates but other supplementary exhibits will not be required.

Insurers and rating organizations are encouraged to use SERFF for their terrorism filings and include the phrase "TRIA2015" in the product name field. In order to reduce the number of filings, "interline" filings should be submitted when feasible.

Note that form filings must continue to be submitted separately from rate and rule filings, but rates and rules may be submitted together in one filing.

This expedited filing review process will remain in effect until April 1, 2015.

Questions regarding this notice may be directed to Michael McKenney, Property and Casualty Actuarial Supervisor at (717) 705-0166 or via email at mmckenney@pa.gov.

RANDOLPH ROHRBAUGH,
Executive Deputy Insurance Commissioner

[Pa.B. Doc. No. 15-175. Filed for public inspection January 30, 2015, 9:00 a.m.]

Time Insurance Company; Rate Increase Filing for Several LTC Forms

Time Insurance Company is requesting approval to increase the premium an aggregate 74.4% on 1,549 policyholders with the following individual LTC policy form numbers: 4060-PA, 4061-PA, 4062-PA, 4063-PA, 4072-PA and 4073-PA. The increase will average 74.4% but individual policyholders can receive increases ranging from 14.9% to 119.3%.

Unless formal administrative action is taken prior to April 16, 2015, 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. Under the tab "How to Find . . ." click on the link "PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

RANDOLPH ROHRBAUGH,
Executive Deputy Insurance Commissioner

[Pa.B. Doc. No. 15-176. Filed for public inspection January 30, 2015, 9:00 a.m.]

Union Security Insurance Company; Rate Increase Filing for Several LTC Forms

Union Security Insurance Company is requesting approval to increase the premium an aggregate 73.6% on 4,272 policyholders with the following individual LTC policy form numbers: 6034-PA, 6035-PA, 6036-PA, 6060-PA, 6062-PA, 6063-PA, 6072-PA, 6073-PA, 7060-PA and 7062-PA. The increase will average 73.6% but individual policyholders can receive increases ranging from 14.9% to 119.3%.

Unless formal administrative action is taken prior to April 16, 2015, 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. Under the tab "How to Find . . ." click on the link "PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

RANDOLPH ROHRBAUGH,
Executive Deputy Insurance Commissioner

[Pa.B. Doc. No. 15-177. Filed for public inspection January 30, 2015, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule; All Milk Marketing Areas; Over-Order Premium

Under the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on February 27, 2015, at 10 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the level and duration of the Class I over-order premium to be effective April 1, 2015.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 12 p.m. on February 4, 2015, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 12 p.m. on February 4, 2015, notification of their desire to be included as a party. Parties shall indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@state.pa.us.

The parties shall observe the following requirements for advance filing of witness information and exhibits. The Board may exclude witnesses or exhibits of a party that

fails to comply with these requirements. Copies of the filings will be available on the Board web site at http://www.mmb.state.pa.us/portal/server.pt/community/public_hearings/21456.

1. By 3 p.m. on February 10, 2015, the petitioner shall file with the Board, in person or by mail, one original and five copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the petitioner, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a written report or written testimony explaining the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 3 p.m. on February 17, 2015, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 12 p.m. on February 24, 2015, parties shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board, or wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, five copies shall be provided for Board use and one copy shall be provided to each interested party.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 12 p.m. on February 18, 2015.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

TIM MOYER,
Secretary

[Pa.B. Doc. No. 15-178. Filed for public inspection January 30, 2015, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Chapter 14 Implementation; Tentative Order

Public Meeting held
January 15, 2015

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

Chapter 14 Implementation; Doc. No. M-2014-2448824

Tentative Order

By the Commission:

On October 22, 2014, Governor Corbett signed into law HB 939, or Act 155 of 2014. This law became effective on

December 22, 2014. The Act reauthorized and amended Chapter 14 of the Public Utility Code (66 Pa.C.S. §§ 1401–1419), Responsible Utility Customer Protection. The Act is intended to protect responsible bill paying customers from rate increases attributable to the uncollectible accounts of customers by providing public utilities with the collection mechanisms and procedures to promote timelier collections, while protecting vulnerable customers by ensuring that utility service remains available to all customers on reasonable terms and conditions. The legislation is applicable to electric distribution utilities, water distribution utilities, natural gas distribution utilities, steam heat and wastewater utilities.

The amended Chapter 14 supersedes a number of Chapter 56 regulations, and the Commission is directed to revise Chapter 56 and promulgate regulations to administer and enforce Chapter 14. Five years after the effective date and every five years thereafter, the Commission also must report to the General Assembly regarding the implementation and effectiveness of the amended Act. Chapter 14 expires on December 31, 2024, unless reenacted.

As the initial step of the implementation process, on December 10, 2014, the Commission issued a Secretarial Letter alerting all affected utilities to some of the more significant provisions of Chapter 56 that have been superseded by Act 155.¹ On that same day, the Commission issued another Secretarial Letter directed to steam heat, wastewater and natural gas distribution utilities reminding them that Act 155 now makes Chapter 14 applicable to all of these entities.²

As noted above, ultimately the Commission will promulgate a rulemaking to revise Chapter 56. Parties will have an opportunity to participate in this proceeding where the Commission will consider and decide upon a number of issues related to Act 155. However, a rulemaking is a lengthy process, and we are aware of some issues in Act 155 that may be in need of more immediate Commission guidance as to their implementation and interpretation. We propose to start addressing these more urgent issues via this tentative implementation order.

In reviewing Act 155, the following two issues are in the most need of immediate attention:

- Section 1403, Definition of Medical Certificate: The Commission is approving the “form” that a medical certificate must take.

- Section 1410.1(3) and (4): Utility reporting requirements concerning accounts with arrearages in excess of \$10,000.00 and annual reporting of medical certificate usage.

Although we consider these two issues to be the most pressing, we understand that this is an on-going process and that other implementation issues may need to be resolved either in the rulemaking or another Commission proceeding. As such, parties are invited to suggest other Act 155 implementation issues in response to this Tentative Order that they think the Commission needs to address sooner rather than waiting for the conclusion of a rulemaking.

1. Section 1403, Definition of Medical Certificate:

Section 1403 defines “Medical Certificate”:

“*Medical Certificate.*” A written document, in a form approved by the commission:

¹ See Secretarial Letter re: Act 155 of 2014 Implementation and 52 Pa. Code Chapter 56, Docket No. M-2014-2448824 (December 10, 2014).

² See Secretarial Letter re: Act 155 of 2014 Applicability and Implementation. Docket No. M-2014-2448824 (December 10, 2014).

(1) certifying that a customer or member of the customer's household is seriously ill or has been diagnosed with a medical condition which requires the continuation of service to treat the medical condition; and

(2) signed by a licensed physician, nurse practitioner or physician's assistant.

This is a priority item that needs to be addressed because the General Assembly is clearly directing the Commission to approve the "form" of a medical certificate. Also, medical certificates and their use have important public health and safety implications, making timely Commission guidance all the more critical. Medical certificates can be used by customers to prevent their service from being terminated or to have service restored more quickly. Medical certificates are intended to assist vulnerable consumers with serious health conditions maintain utility service. However, they are not intended to allow a customer to avoid paying for the service. Thus, we remind everyone that, under our regulations, consumers have the responsibility to "make payment on all current undisputed bills or budget billing amount" while under the protection of a medical certificate (see 52 Pa. Code § 56.116 relating to duty of customer to pay bills). Failure of a customer to comply with this requirement can result in the utility restricting the customer to an original medical certificate and two renewals (see 52 Pa. Code § 56.114 relating to length of postponement; renewals). Further, a utility can petition the Commission to waive a medical certificate (see 52 Pa. Code § 56.118 relating to right of public utility to petition the Commission).

We invite parties to comment on what "form" should be sufficient for a medical certificate. In preparing their comments, we ask parties to keep in mind that the "form" of a medical certificate needs to be convenient for customers and medical professionals to use and understand, especially given the time-demands upon medical professionals. At the same time, medical certificates have to include the information necessary for the utility to effectively and equitably apply the medical certificate regulations.

We also note that while the regulation uses the word "form"—this does not necessarily mean literally a "form." The phrase the statute uses is "*in a form approved by the commission*"; not "*on a form approved by the commission*." 66 Pa.C.S. § 1403 (emphasis added). For example, the form may be a letter from a licensed physician or nurse practitioner. We invite parties to comment on what information a medical certificate should contain. We further invite parties to comment on the adequacy of the information requirements standards contained in the current regulation at 52 Pa. Code § 56.113:

§ 56.113. Medical certifications.

Certifications initially may be written or oral, subject to the right of the public utility to verify the certification by calling the physician or nurse practitioner or to require written verification within 7 days. Certifications, whether written or oral, must include the following:

- (1) The name and address of the customer or applicant in whose name the account is registered.
- (2) The name and address of the afflicted person and relationship to the customer or applicant.
- (3) The nature and anticipated length of the affliction.

(4) The specific reason for which the service is required.

(5) The name, office address and telephone number of the certifying physician or nurse practitioner.

Until the Commission addresses this matter in a Final Order, utilities should continue to use their current medical certificate procedures, as long as they now also accept medical certificates from physician assistants as well as physicians and nurse practitioners. Upon review of the comments, the Commission will provide guidance in a Final Order as to the acceptable "form" for a medical certificate. This guidance will remain applicable until this matter can be more fully addressed in a Chapter 56 rulemaking that will conclude with new, codified regulations.

2. Section 1410.1(3): Utility Reporting Requirements re: Accounts Exceeding \$10,000 in Arrearages:

Section 1410.1(3) has an important new utility reporting requirement, one that presents utilities and the Commission with many questions:

(3) The public utility shall have an affirmative responsibility to attempt to collect payment on an overdue account. The utility shall report to the commission annually residential customer accounts which have accumulated \$10,000 or more in arrearages and shall demonstrate what efforts are being taken to collect the arrearages. Failure to make reasonable attempts to collect payments on overdue accounts with arrearages in excess of \$10,000 may result in civil fines or other appropriate sanctions by the commission.

Providing guidance on this requirement is a priority because, as with most reporting requirements, utilities will need time to prepare their systems to collect and report the information needed to comply with the requirement. We understand that with the varied information technology resources available at each utility, and with many competing demands upon those resources, the sooner we can provide utilities with the guidance they need, the better. Waiting until the conclusion of a rulemaking to provide this guidance could unnecessarily delay the collection or processing of this data. Also, providing early guidance will help to ensure that the information obtained by the Commission will be more consistent across different utilities.

This reporting requirement appears to differ significantly from the traditional utility reporting requirements in that most traditional reporting requirements consist of aggregate data (numbers, sums, totals, averages, etc.). However, with the direction to report annually "residential customer accounts which have accumulated \$10,000 or more in arrearages," it appears that the General Assembly envisioned the reporting of specific accounts in lieu of "number of accounts" or "averages." We invite parties to submit their opinion as to this interpretation of the statute.

If this section is interpreted to mean that utilities are expected to submit account specific data, this presents us with another series of questions. If specific customer accounts are to be reported to the Commission, what information concerning these accounts is needed and appropriate? The information reported has to be sufficient for the effective monitoring of utility collection practices pursuant to the General Assembly's directive. However, we also want to be sensitive to customer privacy, especially considering that the Commission must comply with

the Commonwealth's "Right to Know" law.³ We welcome comments discussing how to report the necessary information without compromising the customers' privacy.

The statute specifies that this reporting should take place "annually," but other than this directive, the statute is silent as to the precise timing and methodology. We welcome comments discussing whether the Commission should designate an annual "snapshot" date for these reports and whether that date should be coordinated with other reporting requirements. We also welcome comments addressing alternatives to the "snapshot" approach.

Regardless of when the reporting is required, we understand that we must provide guidance as to what data is to be reported. While "arrearage" is an obvious data point, we welcome comments addressing the data necessary for the Commission to effectively monitor utility collection actions with these accounts, such as: (1) the average bill; (2) the time period that the arrearage accumulated; (3) the number of payment arrangements for the account; (4) the number of Commission informal and formal complaints; (5) the rate class; (6) whether the ratepayer is the landlord; etc. Although the Commission may require additional information on any given account, including specific essential data points will keep additional data requests to a minimum.

We also request comment on when this reporting requirement could go into full effect. The utilities will need to have in place the programming and mechanisms in advance to collect the data that we expect. The Commission could put in place an interim reporting requirement consisting of basic data already available from current utility systems—while the utilities put in place the tracking and reporting mechanisms needed to provide the more detailed, uniform reporting we ultimately expect. Likewise, we request comments on the format of the reporting, be it uniform spreadsheets or some other kind of electronic data submission, similar to what is in place for 52 Pa. Code § 56.231 reporting. The amount of sensitive information included in the report could also impact the choice of formats—with a more secure format obviously needed if sensitive information is included.

Finally, the statute directs the Commission to use the information reported to assess the collection practices of utilities, and that "[f]ailure to make reasonable attempts to collect payments on overdue accounts with arrearages in excess of \$10,000 may result in civil fines or other appropriate sanctions by the Commission." We do not think it necessary to provide further guidance as to this other than to point out that the Commission has available to it the usual enforcement mechanisms and the penalties provided for in 66 Pa.C.S.A. § 3301. Such enforcement actions and penalties would only be assessed after providing all involved parties' full due process Commission procedures. However, if any party thinks the Commission needs to provide additional guidance on this matter, we invite them to comment.

To assist parties in framing their comments, and after considering all of the above aspects of this reporting, we will propose the following as a possible interim guideline for utilities in complying with the new reporting requirement at Section 1410.1(3):

- Utilities shall examine all of their residential accounts (a "snapshot") at the conclusion of each calendar

year. Any account with an arrearage at or exceeding \$10,000 at that time shall be reported to the Commission by March 1 of the following year.

- Each account reported should be identified to the Commission with a unique label that the utility can match to the account in question. Customer names, addresses, account numbers or other information that could be used to identify the customer shall not be included.

- The information concerning each of the accounts shall include: account balance as of the time of the "snapshot" and the time period over which that arrearage accrued (in years or months). For that time period, the average monthly bill amount; number of Commission informal or formal complaints; and the number of company payment arrangements.

- Reporting should begin, under these interim guidelines, with calendar year 2015—the first annual report would be due to the Commission by March 1, 2016.

- The Commission may request more detailed follow-up information on specific accounts.

- Reports shall be filed with the Commission's Secretary under the docket number for this order. An electronic courtesy copy shall be provided to the Director of the Bureau of Consumer Services at the same time.

- Reports shall be formatted per a specific spreadsheet format provided by the Commission. The Commission will provide this format by the end of calendar year 2015.

Again, the above is simply a proposal intended to assist parties in framing their comments to us. Upon careful review of the comments, the Commission will, in a Final Order, issue interim guidelines that will be in effect until these matters can be fully explored in a Chapter 56 rulemaking.

3. Section 1410.1(4): Utility Reporting Requirements re: Medical Certificates.

Section 1410.1(4) is a new utility reporting requirement:

(4) The public utility shall report to the commission on an annual basis the number of medical certificates and renewals submitted and accepted in the service territory.

This reporting requirement is similar to many of the traditional reporting requirements found in 52 Pa. Code §§ 56.231 and 54.75 in that it is asking for an aggregate number. However, there may be questions as to what is intended by "renewals submitted and accepted" and as to when this annual reporting requirement should start. We invite the parties to comment on these issues, and to assist parties in framing their comments, we offer the following proposal:

- At the conclusion of each calendar year, the utility shall count the number of medical certificates offered and/or accepted for the previous 12 months.

- At the conclusion of each calendar year, the utility shall count the number of accounts that had a medical certificate offered and/or accepted for the previous 12 months.

- The medical certificates shall be classified and reported as: number of initial medical certificates submitted and the number of initial medical certificates accepted; number of renewal medical certificates submitted; and number of renewal medical certificates accepted.

³ Pennsylvania Right to Know Law (RTK), 65 P.S. §§ 67.101, et seq. For more information on the PUC's "Right to Know" procedures, see http://www.puc.pa.gov/filing_resources/obtain/file_information/right_to_know_policies_and_procedures.aspx.

- This data shall be submitted to the Commission's Secretary under the docket number of this order by March 1 of the following year. An electronic courtesy copy shall be provided to the Director of the Bureau of Consumer Services at the same time.

- The data shall be formatted per a specific spreadsheet format provided by the Commission. The Commission will provide this format by the end of calendar year 2015.

- Reporting shall begin, under these interim guidelines, with calendar year 2015—the first annual report would be due to the Commission by March 1, 2016.

We emphasize that the above is a proposal intended to assist parties in framing their comments to us. Upon careful review of the comments, the Commission will issue interim guidelines in a Final Order that will be in effect until these matters can be fully considered in a Chapter 56 rulemaking.

Conclusion

The above reflects what the Commission sees as the most time-sensitive matters in implementing Act 155 or matters that cannot wait until a Chapter 56 rulemaking is fully promulgated. However, if any party thinks that there are other issues that need immediate attention, we invite them to identify those issues in their comments. Upon review of the comments, the Commission will determine if there are other issues that will need to be addressed in subsequent implementation orders. Ultimately, the Commission expects to address all the issues in a Chapter 56 rulemaking that it will initiate in 2015 to bring the Chapter into alignment with Act 155; *Therefore,*

It Is Ordered That:

1. This Tentative Order be published in the *Pennsylvania Bulletin* and issued for public comment.

2. Interested parties shall have 30 days from the date of publication in the *Pennsylvania Bulletin* to submit written comments with the Pennsylvania Public Utility Commission.

3. This Tentative Order shall be served on all jurisdictional electric, natural gas, water, wastewater and steam heat utilities, the Office of Consumer Advocate, the Office of Small Business Advocate and the Commission's Bureau of Investigation and Enforcement.

4. The contact persons for this matter are Dan Mumford, Bureau of Consumer Services, (717) 783-1957 or dmumford@pa.gov or Patricia T. Wiedt, Law Bureau (717) 787-5755 or pwiedt@pa.gov.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-179. Filed for public inspection January 30, 2015, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate

whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by February 17, 2015. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-2014-2452866. VIP Transportation Services (2104 Derby Drive, Cinnaminson, NJ 08077) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, between points in the City and County of Philadelphia.

A-2014-2457567. Lincoln Taxi Transportation, LLC (572 West Broad Street, Suite #160, Hazleton, PA 18201) persons, upon call or demand, between points in the City of Hazleton, Luzerne County, and within an airline distance of 12 statute miles of the limits of the City of Hazleton, excluding the Townships of Black Creek, Nescopeck, Hollenback, Dorrance, Slocum, Conyngham and Salem, and the Boroughs of Mocanaqua, East Berwick and Nescopeck, Luzerne County, and all points in Columbia County: *So as to Permit:* the transportation of persons, upon call or demand, between points in the Townships of Bear Creek, Dallas, Dennison, Exeter, Fairview, Franklin, Hanover, Jackson, Jenkins, Kingston and Wilkes-Barre and the City of Wilkes-Barre, all in Luzerne County.

Application of the following for approval of the *additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under the application.*

A-2014-2454360. Maytav Bus Company (1512 Grif-fith Street, Philadelphia, PA 19111) for the additional right to begin to transport, as a common carrier, by motor vehicle, persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the City and County of Philadelphia, to points in Pennsylvania, and return.

Application of the following for the approval of the *right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.*

A-2014-2457152. Gary M. Branick t/a Branick Limousine Service (2409 Ben Franklin Highway, Ebensburg, PA 25931) for the discontinuance of service and cancellation of his certificate, as a common carrier, by motor vehicle, at A-00116255, authorizing the transportation of persons in limousine service, between points in the Counties of Cambria and Indiana, and from points in said counties, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-180. Filed for public inspection January 30, 2015, 9:00 a.m.]

Telecommunications

A-2015-2463287. Frontier Communications of Breezewood, LLC, Frontier Communications of Canton, LLC, Frontier Communications of Lakewood, LLC, Frontier Communications of Oswayo River, LLC, Frontier Communications of Pennsylvania, LLC and Centurylink Communications, LLC. Joint petition of Frontier Communications of Breezewood, LLC, Frontier Communications of Canton, LLC, Frontier Communications of Lakewood, LLC, Frontier Communications of Oswayo River, LLC, Frontier Communications of Pennsylvania, LLC and Centurylink Communications, LLC for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Frontier Communications of Breezewood, LLC, Frontier Communications of Canton, LLC, Frontier Communications of Lakewood, LLC, Frontier Communications of Oswayo River, LLC, Frontier Communications of Pennsylvania, LLC and Centurylink Communications, LLC, by their counsel, filed on January 20, 2015, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Frontier Communications of Breezewood, LLC, Frontier Communications of Canton, LLC, Frontier Communications of Lakewood, LLC, Frontier Communications of Oswayo River, LLC, Frontier Communications of Pennsylvania, LLC and Centurylink Communications, LLC joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at www.puc.pa.gov and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-181. Filed for public inspection January 30, 2015, 9:00 a.m.]

Telecommunications

A-2015-2463285. Frontier Communications Commonwealth Telephone Company, LLC and Teleport Communications America, LLC. Joint petition of Frontier Communications Commonwealth Telephone Company, LLC and Teleport Communications America, LLC for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Frontier Communications Commonwealth Telephone Company, LLC and Teleport Communications America, LLC, by their counsel, filed on January 20, 2015, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania

Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Frontier Communications Commonwealth Telephone Company, LLC and Teleport Communications America, LLC joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at www.puc.pa.gov and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-182. Filed for public inspection January 30, 2015, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Motor Carrier Application for Limousine Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant at Docket No. A-14-10-01 and published on January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied for new luxury limousine rights. To transport persons in luxury limousine service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

New York Limousine, Inc., 3916 North 5th Street, Philadelphia, PA 19140, registered with the Commonwealth on December 15, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-183. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions

P-1504 and P-1505) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Athens Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-184. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1514 and P-1515) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Canal Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-185. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania*

Bulletin. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1251 and P-1252) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Cashmere Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-186. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1484 and P-1495) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Celine Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-187. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Lim-

ousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1281 and P-1293) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Chanel Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-188. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1508 and P-1509) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Chapel Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-189. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1517 and P-1527) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Cherokee Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-190. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1221 and P-1250) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Coco Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-191. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1498 and P-1499) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Couture Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-192. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1506 and P-1507) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Desire Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-194. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1181 and P-1182) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Cypress Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-193. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1303 and P-1319) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Emilio Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-195. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by AAG Taxi, LLC (CPC No. 1014189-01, Medallions P-1448 and P-1487) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Jade Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-196. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1147 and P-1160) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Midtown Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-198. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1496 and P-1497) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Laurent Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-197. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by EAG Taxi, LLC (CPC No. 1014666-01, Medallions P-1044 and P-1086) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Onyx Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-199. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1433 and P-1445) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Paisley Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-200. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1535 and P-1536) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Panther Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-202. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1297 and P-1298) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Pandora Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-201. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1141 and P-1144) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Peachtree Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-203. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1510 and P-1511) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Pine Hill Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-204. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1500 and P-1501) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Posh Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-206. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1502 and P-1503) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Platinum Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-205. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by EAG Taxi, LLC (CPC No. 1014666-01, Medallions P-1202 and P-1387) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Ruby Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-207. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by AAG Taxi, LLC (CPC No. 1014189-01, Medallions P-0586 and P-1121) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Sapphire Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-208. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1533 and P-1534) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Sunset Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-210. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1268 and P-1271) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Silk Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-209. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by ABC Cab Corp. (CPC No. 1000624-01, Medallions P-1512 and P-1513) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Tiffany Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-211. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1253 and P-1254) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Velvet Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-212. Filed for public inspection January 30, 2015, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant and published January 31, 2015, in the *Pennsylvania Bulletin*. The company has applied to transfer the rights held by 123 Cab Corp. (CPC No. 1000623-01, Medallions P-1446 and P-1468) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Vintage Taxi, LLC, 641 North Broad Street, Philadelphia, PA 19123, registered with the Commonwealth on May 20, 2014.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by February 16, 2015. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-213. Filed for public inspection January 30, 2015, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs v. Barbara Gentner-Gonzalez, RN; File No. 13-51-08218; Doc. No. 0511-51-14

On November 3, 2014, Barbara Gentner-Gonzalez, RN, license no. RN551018, of Aurora, CO and Pendleton, OR, received a civil penalty in the amount of \$500 based on findings she had disciplinary action taken against her by the proper licensing authority of another state.

Individuals may obtain a copy of the adjudication by writing to Megan E. Castor, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This order represents the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of appeals is the previously-named Board counsel.

KRISTIN MALADY, BSN, RN,
Chairperson

[Pa.B. Doc. No. 15-214. Filed for public inspection January 30, 2015, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Leslie A. Johnson, LPN; File No. 13-51-00530; Doc. No. 1499-51-13

On October 15, 2014, Leslie A. Johnson, LPN, license no. PN085693L, last known of Lancaster, Lancaster County, was automatically suspended for a period of 1 year, retroactive to September 4, 2014, based on her misdemeanor conviction in violation under The Controlled Substance, Drug, Device and Cosmetic Act (35 P.S. §§ 780-101—780-144).

Individuals may obtain a copy of the adjudication by writing to Megan E. Castor, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This order represents the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of appeals is the previously-named Board counsel.

KRISTIN MALADY, BSN, RN,
Chairperson

[Pa.B. Doc. No. 15-215. Filed for public inspection January 30, 2015, 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, Address</i>	<i>County/ Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended, or Existing</i>	<i>Action Taken</i>
Hillandale Gettysburg, LP Site 1 370 Spicer Road Gettysburg, PA 17325	Adams County/ Tyrone Township	0	Layers	New	Approved
Reinford Farms, Inc. Steve Reinford 505 Cedar Grove Road Mifflintown, PA 17059	Juniata County/ Walker Township	257.95	Cattle	New	Approved
Robert and Michael Shearer 806 Anderson Ferry Road Mount Joy, PA 17552	Lancaster County/ East Donegal Lancaster	341.4	Swine	New	Approved
Randall Fischer Farm 241 Blue Mountain Road Fredericksburg, PA 17026	Lebanon County/ Bethel Township	152	Layers	New	Approved
Richard J. Hill 2003 Mount Zion Road Lebanon, PA 17046	Lebanon County/ Bethel Township	171.55	Broilers	New	Approved
Hillandale Gettysburg, LP— Site 2 and 5 3910 Oxford Road Gettysburg, PA 17325	Adams County/ Tyrone Township	5,158.13	Layers	Amended	Approved
Skyline Acres, Inc. Jennifer Hess 477 Skyline Drive Bernville, PA 19506	Berks County/ Upper Bern Township	419.9	Cattle	New	Approved
John Beachel 589 Pathemer Road McClure, PA 17841	Snyder County/ West Beaver Township	99.8	Layers	New	Approved
Michael D. Martin 2050 West Main Street Ephrata, PA 17522	Lancaster County/ Clay Township	131.94	Duck	New	Approved

JOHN QUIGLEY,
Acting Chairperson

[Pa.B. Doc. No. 15-216. Filed for public inspection January 30, 2015, 9:00 a.m.]

STATE REAL ESTATE COMMISSION

Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs v. Mark A. Robins, Respondent; Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs v. Carl Friedel and EveryRental, Respondents

Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs v. Mark A. Robins, Respondent; Doc. No. 0252-56-14; File Nos. 13-56-00312, 13-56-00369, 13-56-01759, 13-56-11182; Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs v. Carl Friedel and EveryRental, Respondents; Doc. No. 0254-56-14; File Nos. 13-56-01760, 13-56-11181

Notice to Mark A. Robins:

On April 22, 2014, the Commonwealth of Pennsylvania, Department of State, Bureau of Professional and Occupational Affairs, instituted a formal administrative action against you by filing a Amended Order to Show Cause, before the State Real Estate Commission, alleging that you have violated certain provisions of the Pennsylvania Real Estate Licensing and Registration Act (63 P.S. §§ 455.101—455.902). The Department of State Prothonotary has attempted unsuccessfully to serve a copy of the Notice of Rescheduled Hearing on you at the last registered address on file with the Commission. Therefore,

pursuant to 1 Pa. Code § 33.31 and Rule 430 of the Pennsylvania Rules of Civil Procedure, 231 Pa. Code Rule 430, providing for service of process upon you by publication.

Notice

Please take notice that a hearing will be conducted before Hearing Examiner Ruth Dunnewold, Esquire, at 10:00 a.m. on February 24, 2015 at 2601 N. Third Street, One Penn Center, Harrisburg, PA 17110.

The hearing will be conducted in accordance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code §§ 31.1—35.251. You have the right and opportunity to appear in person at the hearing, to be represented by an attorney, and to have an interpreter provided should you request it. A request for an interpreter shall be made in writing no later than 20 days prior to the hearing and shall specify the language required.

Requests for continuance of hearings shall be in writing, timely filed, stating the facts on which the application rests and whether the other participants agree or disagree. Requests for continuance should be made no later than 10 days prior to the hearing except in emergency circumstances. No request for continuance will be granted except for good cause shown. All motions or requests shall be filed with the Prothonotary, P. O. Box 2649, Harrisburg, PA 17105-2649.

JOSEPH TARANTINO, Jr.,
Chairperson

[Pa.B. Doc. No. 15-217. Filed for public inspection January 30, 2015, 9:00 a.m.]