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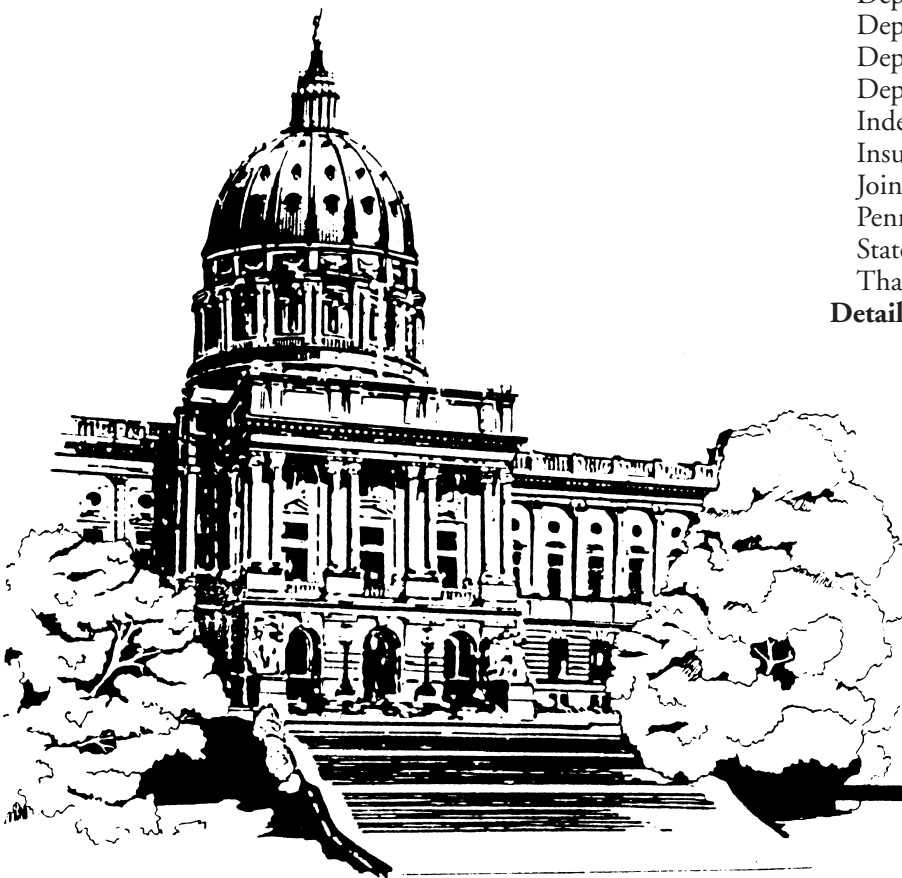
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PENNSYLVANIA BULLETIN

Volume 46
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Number 6
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Department of Conservation and Natural Resources
Department of Environmental Protection
Department of General Services
Department of Health
Department of Human Services
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Department of Transportation
Independent Regulatory Review Commission
Insurance Department
Joint Committee on Documents
Pennsylvania Public Utility Commission
State Board of Nursing
Thaddeus Stevens College of Technology
Detailed list of contents appears inside.



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

No. 495, February 2016

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

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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Third parties may not take information from the *Pennsylvania Code* and *Pennsylvania Bulletin* and reproduce, disseminate or publish such information except as provided by 1 Pa. Code § 3.44. 1 Pa. Code § 3.44 reads as follows:

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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 2016.

4 Pa. Code (Administration)	201 Pa. Code (Rules of Judicial Administration)
Adopted Rules	Adopted Rules
6 440	19 330
Proposed Rules	207 Pa. Code (Judicial Conduct)
245 354	Adopted Rules
247 354	33 553
Statements of Policy	51 553
9 22, 219	210 Pa. Code (Appellate Procedure)
12 Pa. Code (Commerce, Trade and Local Government)	Adopted Rules
Proposed Rules	3 8
31 221	9 8
25 Pa. Code (Environmental Protection)	231 Pa. Code (Rules of Civil Procedure)
Adopted Rules	Adopted Rules
215 446	200 332
806 17	Proposed Rules
31 Pa. Code (Insurance)	Part II 332
Proposed Rules	234 Pa. Code (Rules of Criminal Procedure)
84 460	Adopted Rules
147 458	8 554
40 Pa. Code (Liquor)	237 Pa. Code (Juvenile Rules)
Adopted Rules	Proposed Rules
1 352	1 555
13 352	11 555
49 Pa. Code (Professional and Vocational Standards)	249 Pa. Code (Philadelphia Rules)
Adopted Rules	Unclassified 445
36 447	255 Pa. Code (Local Court Rules)
52 Pa. Code (Public Utilities)	Unclassified 209, 558, 560, 647, 651, 652
Adopted Rules	
53 449	
Proposed Rules	
57 654	
61 658	
67 658	

THE COURTS

Title 255—LOCAL COURT RULES

MONROE COUNTY

Amendment of Local Rules of Civil Procedure; 44 AD 2016

Order Pursuant to Pa.R.C.P. 239

And Now, this 11th day of January, 2016, it is *Ordered* that the following Rules of the Court of Common Pleas of the 43rd Judicial District of Pennsylvania, Monroe County, are amended or rescinded as indicated, to be effective thirty (30) days after publication in the *Pennsylvania Bulletin*, except the rescission of Rule 206.1(a) and the adoption of Rules 208.2(d), 208.3(a), 1028(c), 1034(a) and 1035.2(a), which shall become effective upon the publication on the UJS Web Portal (<http://ujportal.pacourts.us>).

It Is Further Ordered that the District Court Administrator shall:

1. File a copy of this order and certified copy of the local rule changes with the Administrative Office of Pennsylvania Courts (AOPC).

2. File with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin* two (2) certified paper copies and one (1) computer diskette or CD-ROM copy which complies with 1 Pa. Code Section 13.11(b) containing the text of the local rule changes.

3. File one (1) certified copy of the local rule changes with the Supreme Court Civil Procedural Rules Committee.

4. Provide one (1) certified copy of the local rule changes to the Monroe County Law Library.

5. Keep such local rule changes, as well as all local civil rules, continuously available for public inspection and copying in the Office of the Prothonotary of Monroe County. Upon request and payment of reasonable cost of reproduction and mailing, the Prothonotary shall furnish to any person a copy of any local rule.

6. Arrange to have the local rule changes published on the Monroe County Bar Association website at www.monroebar.org.

7. Arrange to have the local rule changes published on the 43rd Judicial District website at www.monroepa.courts.us.

By the Court

MARGHERITA PATTI-WORTHINGTON,
President Judge

Amendments to Monroe County Local Rules

Monroe County Local Rule 206.1(a). Petition Practice.—Rescinded.

Monroe County Local Rule 207. Praecept for Argument.—Rescinded.

Monroe County Local Rule 208.2(d). Motions and Petitions. Concurrence.

(1) All motions and petitions shall contain a certification by counsel for the moving party that concurrence in the motion has been sought from all opposing counsel and

that such concurrence has been granted or denied. This certification is not required for appeals, motions for summary judgment or motions for judgment on the pleadings.

(2) Where concurrence has been granted, the written concurrence of opposing counsel shall be attached to the motion.

(3) Failure to comply with this provision shall constitute sufficient grounds for the Court to deny the motion.

Monroe County Local Rule 208.3(a). Motion, Petition and Appeal Practice.

(1) *Applications by motion, petition or appeal.* All applications to the Court shall be by motion, unless a statute or rule requires the filing of a petition or an appeal to bring the matter before the Court. All motions, petitions or appeals shall be in writing and shall be filed in the Prothonotary's office. The signing of a motion, petition or appeal by the attorney of record shall constitute a certification that the attorney has read the document and that, to the best of his or her knowledge, information and belief there are proper grounds to support it and that it is not interposed merely for delay.

a. Preliminary objections shall be governed by Monroe County Local Rule 1028(c).

b. Motions for judgment on the pleadings shall be governed by Monroe County Local Rule 1034(a).

c. Motions for summary judgment shall be governed by Monroe County Local Rule 1035.2(a).

(2) *Rule to show cause.* If the Court issues a rule to show cause, the procedure will be governed by Monroe County Local Rule 206.4(c) unless the Court orders otherwise.

(3) *Argument.* If a party desires argument, a Request for Argument substantially in the form of subparagraph (6), Form B, stating the reasons why argument is necessary, shall be filed with the application. Any responding party may file a Request for Argument using the same form within ten days of the filing of the Motion, Petition or Preliminary Objections. The judge assigned to the case will decide by order if argument will occur. The parties shall file briefs in accordance with Monroe County Local Rule 210.

(4) *Hearing.* If the Court orders the matter for a hearing, the parties shall file hearing memoranda in accordance with Monroe County Local Rule 210(4).

(5) *Expedited disposition.* For cause shown, any moving party may request expedited disposition of any motion or petition filed with the Prothonotary. If expedited disposition is requested, a Request for Expedited Disposition substantially in the form of subparagraph (6), Form A, shall be filed with the motion or petition, explaining the grounds for an expedited disposition.

(6) *Forms.*

Form A—Request for Expedited Disposition

Form B—Request for Argument pursuant to Pa.R.C.P. 211

Monroe County Local Rule 211. Oral Argument.—
Rescinded.

Monroe County Local Rule 212. Pretrial Procedure.—
Rescinded.

Monroe County Local Rule 212.1. Case Management.

<i>Case Type</i>
- All cases involving damages of less than \$50,000
- Residential lease rent & possession
- Replevin
- Mechanic's Lien
- Tax/Judicial sale petitions
- Residential assessment appeals
- All cases involving damages in excess of \$50,000 except complex cases
- Actions to quiet title
- Ejectment (other than residential lease)
- Declaratory judgment
- Mortgage foreclosure
- Commercial assessment appeals
- Partition
- Right to Know
- Class action
- Medical/Professional Malpractice
- Toxic Tort/Waste
- Product Liability

(1) *Case tracks.* The Court Administrator will assign a judge to a case upon the filing of a civil action. Within 120 days of filing, the Court will issue a case management order giving notice of the earliest date on which the case may be tried, pursuant to Pa.R.C.P. 212.1. The order will establish a case track and timelines for case events, in accordance with the following schedules:

<i>Management Track</i>	<i>Disposition Within</i>
Fast	10 months
Standard	18 months
Complex	24 months

(2) *Case events.*

<i>Case Event</i>	<i>Fast Track</i>	<i>Standard Track</i>	<i>Complex Track</i>
Management order	4 months	4 months	4 months
Discovery complete; motions to compel filed	6 months	12 months	18 months
Plaintiff expert reports	6 months	12 months	18 months
Defense expert reports	8 months	14 months	20 months
Dispositive motions	8 months	14 months	20 months
Praecipe for arbitration filed	9 months		
Pretrial memorandum due		Filed before trial date as per Pa.R.C.P. 212.1	Filed before trial date as per Pa.R.C.P. 212.1
First date case may be tried pursuant to Pa.R.C.P. 212.1		18 months	24 months

(3) *Pretrial procedure.*

a. A court order will issue upon filing in Fast Track and Standard Track cases. The case track and/or deadlines established by the case management order may be modified by the Court in its own discretion or for good cause shown. A party seeking modification should seek the written concurrence of all parties and make the request for modification by written motion with a proposed order for a status conference attached. A proposed modified case management order should also be attached.

b. The trial judge assigned to a case on the Complex Case Track will schedule a status conference with the parties who have appeared in the action approximately four months after the date of filing to establish a case management plan. The judge may modify the above case event deadlines. The judge may require the parties to participate in creating a joint case management plan to be submitted to the Court at the time of the status conference.

c. An appeal from compulsory arbitration pursuant to Pa.R.C.P. 1308 shall be placed by court order on the next trial list more than sixty days from the date of the appeal.

d. A party may request a civil trial listing or an arbitration hearing for a case which does not have a Case Management Order by motion to the Court.

e. Pretrial memoranda shall be filed before the trial date in accordance with the dates established by Pa.R.C.P. 212.1(b), unless otherwise scheduled by the Court.

f. The parties' pretrial memoranda shall include the following:

1. Name of client, name and telephone number of the attorney who will try the case;

2. In jury cases, the demand and offer of settlement which shall be binding upon the parties for purposes of Pa.R.C.P. 238;

3. The name and coverage limits of any insurance carrier;

4. The names and addresses of all witnesses to be called at trial with a description of their purpose, e.g. liability, damages, etc.;

5. A list of exhibits to be introduced at trial. Counsel shall certify in the pretrial memorandum that all exhibits were furnished to opposing counsel.

6. A list of all special damages claimed by any party;

7. A list of voir dire questions;

8. The estimated length of trial time necessary for counsel to present a party's evidence.

g. By order of court, the trial judge shall notify all counsel and unrepresented parties of the date and place of the pretrial conference. At least five days before the pretrial conference, all counsel and unrepresented parties shall confer to discuss settlement and evidentiary issues. Plaintiff's counsel shall be responsible for arranging this conference.

h. Only counsel who participate in the pretrial conference with the Court shall be permitted to conduct the trial unless otherwise authorized by the trial judge.

i. Motions in limine must be in writing and shall be filed with the Prothonotary no later than the pretrial conference. The trial judge will schedule opposing party responses and argument as required.

j. At trial, the parties will be limited to those witnesses and exhibits disclosed in the pretrial memoranda, unless opposing counsel waives such restrictions or the Court finds such a limitation to be unjust. If a party has indicated that a witness will be called, three days' notice shall be given to opposing counsel if the witness will not be called for any reason.

k. In any case requiring court approval of a settlement, a copy of the contingent fee agreement shall be brought to the pretrial conference with the Court.

Monroe County Local Rule 213. Equity Pretrial Procedure.—Rescinded.

See Pa.R.C.P. 1501, rescinded 12/16/2003, effective 7/1/2004

Monroe County Local Rule 400.1. Service of Original Process.—Rescinded.

See Pa.R.C.P. 400

Monroe County Local Rule 1018.1. Notice to Defend.

The name, address and telephone number of the organization to be set forth in the Notice To Defend required by Pa.R.C.P. 1018(c) and in any similar notice required by the Pennsylvania Rules of Civil Procedure shall be:

MONROE COUNTY BAR ASSOCIATION
FIND A LAWYER PROGRAM
913 MAIN STREET
STROUDSBURG, PENNSYLVANIA 18360
Telephone (570) 424-7288
Fax (570) 424-8234

Monroe County Local Rule 1021. Money Damages.—Rescinded.

See Pa.R.C.P. 1019(f)

Monroe County Local Rule 1028(c). Preliminary Objections.

(1) Preliminary objections shall be filed with the Prothonotary. The Court will then schedule the preliminary objections for decision by order. If a party desires argument, that request shall be made by filing a Request for Argument substantially in the form of Monroe County Local Rule 208.3(a)(6) Form B—Request for Argument pursuant to Pa.R.C.P. 211. Any responding party may file a Request for Argument using the same form within ten days of the filing of the application. The judge assigned to the case will decide by order if argument is to occur.

(2) The parties shall file briefs in accordance with Monroe County Local Rule 210.

Monroe County Local Rule 1029. Action on Book Account.—Rescinded.

See Pa. Rule of Evidence 1003.

Monroe County Local Rule 1034(a). Motion for Judgment on the Pleadings.

(1) A motion for judgment on the pleadings shall be filed with the Prothonotary. The Court will then schedule the motion for decision by order. If a party desires argument, that request shall be made by filing a Request for Argument substantially in the form of Monroe County Local Rule 208.3(a)(6) Form B—Request for Argument pursuant to Pa.R.C.P. 211. Any responding party may file a Request for Argument using the same form within ten days of the filing of the application. The judge assigned to the case will decide by order if argument is to occur.

(2) The parties shall file briefs in accordance with Monroe County Local Rule 210.

Monroe County Local Rule 1035.2(a). Motion for Summary Judgment.

(1) A motion for summary judgment shall be filed with the Prothonotary. The Court will then schedule the motion for decision by order. If a party desires argument, that request shall be made by filing a Request for Argument substantially in the form of Monroe County Local Rule 208.3(a)(6) Form B—Request for Argument pursuant to Pa.R.C.P. 211. Any responding party may file a Request for Argument using the same form within ten days of the filing of the application. The judge assigned to the case will decide by order if argument is to occur.

(2) The parties shall file briefs in accordance with Monroe County Local Rule 210.

Monroe County Local Rule 1037. Opening Default Judgments.—Rescinded.

Monroe County Local Rule 1051. Commencing Ejectment Action by Praecipe.—Rescinded.

See Pa.R.C.P. 1051, 1054.

Monroe County Local Rule 1311. Procedure on Appeal.—Rescinded.

Monroe County Local Rule 2039. Compromise Settlement and Physician's Statement of Extent of Injury.—Rescinded.

See Pa.R.C.P. 2039.

Monroe County Local Rule 2064. Compromise Settlement and Physician's Statement of Extent of Injury.—Rescinded.

See Pa.R.C.P. 2064

Monroe County Local Rule 2353. Substitution of Parties.—Rescinded.

See Pa.R.C.P. 2353

Monroe County Local Rule 2959. Confession of Judgment.—Rescinded.

See Pa.R.C.P. 2959

Monroe County Local Rule 3252.b. Organization Named in Notice of Writ of Execution.

The name address and telephone number of the organization to be set forth in the notice attached to a writ of execution shall be:

MONROE COUNTY BAR ASSOCIATION
FIND A LAWYER PROGRAM
913 MAIN STREET
STROUDSBURG, PA 18360
Telephone (570) 424-7288
Fax (570) 424-8234

Monroe County Local Rule 4017.D. Certificate of Deposition.—Rescinded.

Form A—Request for Expedited Disposition

**COURT OF COMMON PLEAS OF MONROE COUNTY
FORTY-THIRD JUDICIAL DISTRICT
COMMONWEALTH OF PENNSYLVANIA**

Plaintiff, : No. ___ Civil 20___
: :
: :
vs. : :
: :
Defendant, : :

REQUEST FOR EXPEDITED DISPOSITION PURSUANT TO MONROE COUNTY LOCAL RULE 208.3(a)(5)

_____ requests expedited disposition of the attached motion, petition or appeal for the following reasons:

Signature of Moving Party

Printed Signature

Address of Moving Party

Telephone Number

A copy of this request has been provided to the following by the moving party:

Name: _____ Address: _____

Form B—Request for Argument pursuant to Pa.R.C.P. 211
COURT OF COMMON PLEAS OF MONROE COUNTY
FORTY-THIRD JUDICIAL DISTRICT
COMMONWEALTH OF PENNSYLVANIA

Plaintiff, : No. ___ Civil 20___
:
:
vs. :
:
Defendant, :

REQUEST FOR ARGUMENT PURSUANT TO Pa.R.C.P. 211

_____ requests argument on the following Motion, Petition or Appeal: _____, filed
on _____, 20__.

Issue(s) to be argued:

Horizontal lines for writing the issues to be argued.

Monroe County Local Rules 208.3(a) and 210 are applicable.

Signature of Moving Party

Printed Signature

Address of Moving Party

Telephone Number

A copy of this request has been provided to the following by the moving party:

Name: Address:

[Pa.B. Doc. No. 16-186. Filed for public inspection February 5, 2016, 9:00 a.m.]

SOMERSET COUNTY
Consolidated Rules of Court; Administrative Order
No. 2 of 2016; No. 13 Misc. 2016

Adopting Order

Now, this 19th day of January 2016, it is hereby
Ordered:

1. Somerset County Rule of Civil Procedure 1910.60 is
Rescinded, and new Somerset Rule of Civil Procedure
1910.60, a copy which follows, is hereby adopted as
Som.R.C.P. 1910.60, effective thirty (30) days after publi-
cation in the Pennsylvania Bulletin and on the Unified
Judicial System Portal.

2. The Somerset County Court Administrator is di-
rected to:

A. File one (1) certified copy of this Order and the
following local Rule with the Administrative Office of
Pennsylvania Courts.

B. Distribute two (2) certified copies of this Order
along with electronic copy to the Legislative Reference
Bureau for publication in the Pennsylvania Bulletin.

C. File one (1) certified copy of this Order with the
Pennsylvania Civil Procedural Rule Committee.

D. File proof of compliance with this Order in the
docket for this Order, which shall include a copy of each
transmittal letter.

D. GREGORY GEARY,
President Judge

Rescission of Rule of Civil Procedure 1910.60;
Administrative Order 2-2016

Administrative Order

And Now, this 14th day of January, 2016, it is ordered that Somerset Rule of Civil Procedure 1910.60 is *Rescinded* and new Somerset Rule of Civil Procedure 1910.60, Review of Domestic Relations Orders is *Adopted*. This change is effective 30 days after publication in the *Pennsylvania Bulletin*.

By the Court

D. GREGORY GEARY,
President Judge

Som.R.C.P. 1910.60. Review of Domestic Relations Orders.

When a right of review is not provided otherwise by statute or rule of court, a person or entity aggrieved by an order or other action of the Domestic Relations Section shall have the right to contest the order or action by filing a written request for review with the Domestic Relations Section within ten (10) days after the entry of the order or other action. Upon receipt of the written request for review, the Domestic Relations Section shall schedule a conference before a Conference Officer to determine whether the order or other action was properly taken. Promptly after the conference, the Domestic Relations Conference Officer shall issue a decision either upholding or reversing the order or action.

[Pa.B. Doc. No. 16-187. Filed for public inspection February 5, 2016, 9:00 a.m.]

SOMERSET COUNTY**Consolidated Rules of Court; Administrative Order No. 3 of 2016; No. 13 Misc. 2016****Adopting Order**

Now, this 19th day of *January* 2016, it is hereby *Ordered*:

1. Somerset County Rule of Civil Procedure 1910.12 is *Rescinded*, effective thirty (30) days after publication in the *Pennsylvania Bulletin* and on the Unified Judicial System Portal.

2. The Somerset County Court Administrator is directed to:

A. File one (1) certified copy of this Order and the following local Rule with the Administrative Office of Pennsylvania Courts.

B. Distribute two (2) certified copies of this Order along with electronic copy to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

C. File one (1) certified copy of this Order with the Pennsylvania Civil Procedural Rule Committee.

D. File proof of compliance with this Order in the docket for this Order, which shall include a copy of each transmittal letter.

D. GREGORY GEARY,
President Judge

Recission of Rule of Civil Procedure 1910.12; Administrative Order 3-2016**Administrative Order**

And Now, this 14th day of January, 2016, it is ordered that Somerset Rule of Civil Procedure 1910.12 is *Rescinded*.

By the Court

D. GREGORY GEARY,
President Judge

[Pa.B. Doc. No. 16-188. Filed for public inspection February 5, 2016, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT**Notice of Suspension**

Notice is hereby given that Anne Pope Cataline (72535) having been suspended from the practice of law in the State of New Jersey by Order of the Supreme Court of New Jersey filed September 28, 2015; the Supreme Court of Pennsylvania issued an Order dated January 14, 2016 suspending Anne Pope Cataline from the practice of law in this Commonwealth for a period of two years, effective February 13, 2016. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

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

[Pa.B. Doc. No. 16-189. Filed for public inspection February 5, 2016, 9:00 a.m.]

SUPREME COURT**Schedule of Holidays for Year 2017 for Staffs of the Appellate Courts and the Administrative Office of Pennsylvania Courts; No. 458 Judicial Administration Doc.****Order**

Per Curiam

And Now, this 19th day of January, 2016, it is hereby ordered that the following paid holidays for calendar year 2017 will be observed on the dates specified below by all employees of the appellate courts and the Administrative Office of Pennsylvania Courts:

January 2, 2017	New Year's Day Observed
January 16, 2017	Martin Luther King, Jr. Day
February 20, 2017	Presidents' Day
April 14, 2017	Good Friday
May 29, 2017	Memorial Day
July 4, 2017	Independence Day
September 4, 2017	Labor Day
October 9, 2017	Columbus Day
November 7, 2017	Election Day**
November 10, 2017	Veterans' Day Observed
November 23, 2017	Thanksgiving Day
November 24, 2017	Day after Thanksgiving
December 25, 2017	Christmas Day

**AOPC only; Appellate courts will be open.

[Pa.B. Doc. No. 16-190. Filed for public inspection February 5, 2016, 9:00 a.m.]

**Sessions of the Supreme Court of Pennsylvania
for the Year 2017; No. 459 Judicial Administra-
tion Doc.**

Order

Per Curiam

And Now, this 19th day of January, 2016 it is ordered that the argument/administrative sessions of the Supreme Court of Pennsylvania shall be held in the year 2017 as follows:

Philadelphia	February 6th (Administrative Session)
Philadelphia	March 6th through March 10th
Harrisburg	March 27th (Administrative Session)
Pittsburgh	April 3rd through April 7th
Harrisburg	May 8th through May 12th
Pittsburgh	June 5th (Administrative Session)
Philadelphia	September 11th through September 15th
Pittsburgh	October 16th through October 20th
Harrisburg	November 27th through December 1st

Additional argument/administrative sessions may be scheduled as the Court deems necessary.

[Pa.B. Doc. No. 16-191. Filed for public inspection February 5, 2016, 9:00 a.m.]

PROPOSED RULEMAKING

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[52 PA. CODE CH. 57]

[L-2015-2500632]

Electric Safety Regulations

The Pennsylvania Public Utility Commission (Commission), on November 19, 2015, adopted a proposed rule-making order to amend and add electric safety regulations.

Executive Summary

Section 1501 of the Public Utility Code requires every public utility in Pennsylvania to “maintain adequate, efficient, safe, and reasonable service and facilities” and to “make all such repairs, changes, alterations, substitutions, extensions, and improvements in or to such service and facilities as shall be necessary or proper for the accommodation, convenience, and safety of its patrons, employees, and the public.” 66 Pa.C.S. § 1501. Pursuant to that authority and Section 501 of the Public Utility Code, 66 Pa.C.S. § 501, the Pennsylvania Public Utility Commission (Commission or PUC) proposes adding safety regulations with respect to the distribution facilities of electric utilities under the Commission’s jurisdiction.

The Commission proposes these regulations to facilitate safety inspections of electric utilities by the PUC’s Electric Safety Division. The proposed regulations reference the national electric safety standards in the National Electrical Safety Code and require jurisdictional electric utilities to adhere to the Underground Utility Line Protection Act (PA One Call). The proposal adds regulations to clarify the applicable electric safety standards, record-keeping and reporting rules for electric utilities, and the obligations of utilities in regard to inspections and investigations. The proposed regulations also clarify the duties and responsibilities between the customer and the electric utility regarding maintenance of certain facilities and equipment.

Public Meeting held
November 19, 2015

Commissioners Present: Gladys M. Brown, Chairperson; John F. Coleman, Jr., Vice Chairperson; Pamela A. Witmer; Robert F. Powelson; Andrew G. Place

Rulemaking Re Electric Safety Regulations, 52 Pa. Code Chapter 57; Doc. No. L-2015-2500632

Proposed Rulemaking Order

By the Commission:

The Pennsylvania Public Utility Commission (Commission) proposes to amend its regulations in Chapter 57, Subchapters A and B of the Pennsylvania Code. See 52 Pa. Code § 57.1 (General Provisions), § 57.11 (Service and Facilities). Pursuant to its authority and duty under the Public Utility Code, 66 Pa.C.S. §§ 501, 1501, the Commission proposes minor revisions and updates to Section 57.1 and proposes adding electric safety standards in Section 57.28. See Annex A, Section 57.1, 57.28. The Commission seeks comments from all interested parties on these proposed regulations, following as Annex A to this Order.

Background

The Commission first promulgated Section 57.1 (Definitions) in Subchapter A (General Provisions) of its Electric Service regulations in Chapter 57 of the Pennsylvania Code on February 25, 1946. 52 Pa. Code § 57.1. Section 57.1 was amended on May 20, 1978, 8 Pa.B. 1403, and on January 8, 1983, 13 Pa.B. 131.

On February 19, 2014, the Commission’s then-Chairman Robert F. Powelson testified to the Pennsylvania House of Representatives Appropriations Committee that there is an average of 26 serious injuries or fatalities in Pennsylvania each year related to electric utility operations. Therefore, the Commission created the Electric Safety Division within the Commission’s Bureau of Investigation & Enforcement to ensure that more PUC staff would be dedicated to enforcing the National Electrical Safety Code and performing field audits and investigations.¹ Presently, the Electric Safety Division is a dedicated unit, consisting of three full-time staff: a supervisor, a field inspector for western Pennsylvania, and a field inspector for eastern Pennsylvania. One attorney/prosecutor also provides part-time enforcement support.

The Commission’s Gas Safety Division within the Bureau of Investigation & Enforcement (I&E) currently enforces gas safety standards and conducts gas safety inspections through the invocation of Section 59.33 (Safety) of the Commission’s regulations in Chapter 59 pertaining to Gas Service. See 52 Pa. Code § 59.33. Section 59.33 clearly and straightforwardly lists the minimum gas safety standards by specifically citing to sections of the United States Code and the Code of Federal Regulations. See 52 Pa. Code § 59.33(b). In a similar vein, the Commission believes that the clear outlay of electric safety standards in one section in Chapter 57 of the Commission’s regulations will clarify minimum industry standards and will assist the Electric Safety Division in enforcing those standards. Specifically, the Commission desires to reference the national electric safety standards in the National Electrical Safety Code (NESC) in order to remove doubt and minimize legal challenges as to the applicability of the NESC to jurisdictional Pennsylvania electric distribution companies (EDCs). In proposing these electric safety standards, the Commission also seeks to clarify the duties and responsibilities between the customer and the electric utility. See Annex A, Section 57.28(a).

Discussion

Legal context

Under the Public Utility Code, an electric utility in Pennsylvania has a legal duty to maintain safe, adequate and reasonable service and facilities and to make repairs, changes, and improvements that are necessary or proper for the accommodation, convenience, and safety of its patrons, employees, and the public. 66 Pa.C.S. § 1501. Pursuant to its statutory powers, the Commission is authorized to adopt and enforce rules to ensure that EDCs provide safe, adequate, and reliable service. 66 Pa.C.S. §§ 102, 501. The Commission must ensure that EDCs adhere to established industry standards and practices, such as the national standards of the NESC, regarding the installation and maintenance of transmission and distribution facilities. 66 Pa.C.S. § 2804(1),

¹ Prepared Testimony of Robert F. Powelson Before the Pennsylvania House of Representatives Appropriations Committee, at 9, available at http://www.puc.pa.gov/general/pdf/testimony/Powelson-House_Budget_021914.pdf.

§ 2807(a); 52 Pa. Code § 57.198(b). Commission staff may initiate an investigation, or may do so upon complaint by an affected party, to determine whether an EDC is providing utility service in accordance with those standards. 52 Pa. Code § 57.194(b), § 57.197(a); see also 52 Pa. Code § 57.12. An electric utility that violates the Public Utility Code or Commission orders or regulations subjects that electric utility to a civil penalty of \$1,000 per violation for every day of that violation's continuing offense. 66 Pa.C.S. § 3301(a)—(b).

The Commission embarks on this rulemaking proceeding in order to add electric safety regulations to clarify the applicable electric safety standards, EDC record keeping and reporting rules, and EDC obligations in regard to inspections and investigations. These regulations will empower the PUC's Electric Safety Division to enforce electric safety standards at jurisdictional electric distribution facilities to ensure public safety and protect the public interest. See 66 Pa.C.S. § 1501. Pursuant to this authority, the Commission's power to promulgate regulations, 66 Pa.C.S. § 501(b), and the Commonwealth Documents Law, 45 P.S. § 1201, the Commission proposes electric safety regulations governing the distribution systems of jurisdictional electric distribution companies in the Commonwealth of Pennsylvania. See Annex A, Section 57.28.

Below, we propose minor revisions and justifications to existing Section 57.1 followed by the additional electric safety standards in Section 57.28.

Minor Revisions to Existing Section 57.1

Section 57.1 Definitions

For clarification purposes, we propose adding a definition for EDC—electric distribution company or electric utility. For purposes of consistency and deference, we reference the definition of EDC in the Public Utility Code, which defines an EDC as the “public utility providing facilities for the jurisdictional transmission and distribution of electricity to retail customers, except building or facility owners/operators that manage the internal distribution system serving such building or facility and that supply electric power and other related electric power services to occupants of the building or facility.” See 66 Pa.C.S. § 2803. Similarly, EDC is also defined with reference to this definition in the Public Utility Code later in Chapter 57 of our regulations. See 52 Pa. Code § 57.192. We also add the synonymous term electric utility for clarity, as that term is used in common parlance and in the courts and we will use that term in describing the proposed safety standards.

In this section, we also update and modernize the term and definition for service terminal. Service terminal is currently defined as “[t]he point at which the service lines of the public utility terminate and the customer's facilities for receiving the service begin.” 52 Pa. Code § 57.1. Service terminal is still a very important term and concept, as it indicates the separation of duties between the customer and the utility. However, the term service terminal is not used as frequently as service point, the term used in the NESC, and point of delivery, a term used in Pennsylvania and PUC case law² to indicate the jurisdictional separation between the customer and the utility. Therefore, we propose replacing the term service terminal with service point/point of delivery. See Annex A, Section 57.1.

We also propose a new definition for Service Point/Point of Delivery as “the location designated by the electric

utility where the utility's service supply lines terminate and the customer's facilities for receiving service begin.” This definition still retains the same basic concept as the existing definition for service terminal, but also recognizes, in alignment with the NESC, that an electric utility designates the location of the service point in its tariff.³ The exact physical location of the service point may differ between utilities and between customers, as the service point is often located on the rooftop of a customer's premises or even underground.⁴

New Electric Safety Standards: Sections 57.28

As discussed, the Commission believes that the clear outlay of electric safety standards in one section in Chapter 57 of the Commission's regulations will assist the Electric Safety Division in enforcing those standards. Compare 52 Pa. Code § 59.33 (providing gas safety standards). Specifically, the Commission desires to reference the NESC to remove doubt and minimize legal challenges as to the applicability of the NESC to jurisdictional Pennsylvania electric distribution companies. In proposing these electric safety standards, the Commission also seeks to clarify the duties and responsibilities between the customer and the electric utility.

Section 57.28(a) Duties and Responsibilities

Under Pennsylvania law, maintenance and inspection duties between the electric utility and the customer are generally divided at the service point or the point of delivery of electricity to the customer. *Alderwoods v. Duquesne Light Co.*, 106 A.3d 27, 38 (Pa. 2015); *Hineline v. Metro. Edison Co.*, 1990 Pa. PUC LEXIS 156, at *6 (Pa. P.U.C. 1990). Regarding the maintenance and inspection of an electric utility's transmission and distribution facilities, the Public Utility Code adopts the NESC. 66 Pa.C.S. § 2804(1). The NESC explains that the service point is the point of demarcation between the serving electric utility and premises wiring of the customer.⁵ The service point is also the jurisdictional line of demarcation between two national codes: (1) the NESC and (2) the National Electrical Code (NEC).⁶ Beyond the service point, the customer owns and assumes the responsibility for the maintenance and security of the internal wiring. See *Hineline*, 1990 Pa. PUC LEXIS 156, at *6 (citing *Craft v. Pa. Elec. Co.*, 50 Pa. P.U.C. 1 (1976); see *Norbeck v. Pa. PUC*, 2011 Pa. Cmmw. Unpub. LEXIS 601, at *21-22 (Pa. Cmwlt. Ct. 2010) (explaining that the utility tariff did not require the utility to take ownership of customer-owned service lines). Accordingly, the electric utility does not have a freestanding duty to inspect customer-owned electric equipment. *Alderwoods*, 106 A.3d at 38; see *Norris v. Phila. Elec. Co.*, 5 A.2d 114, 116 (Pa. 1939).

Under this framework and legal guidance, we propose Section 57.28(a) to clarify and explain the duties and responsibilities between the customer and the electric utility. As is current practice, the duties “shall be effectively described in the electric utility's tariff that is filed with and approved by the Commission.” See Annex A, Section 57.28(a). Here, we explain that an electric utility shall use every reasonable effort to properly warn and protect the public from danger and to reduce hazards to the public due to its provision of electric distribution

³ National Electrical Safety Code, at page 15. The Institute of Electrical and Electronics Engineers, Inc. (2012 Edition, Aug. 2011).

⁴ *Id.*
⁵ NESC, at page 15. The revised 2012 Edition of the NESC clarifies the relative applicability of the NESC versus the NEC. See NESC, at Foreword, p. iii—vi.

⁶ The NEC, which governs electricians and building contractors and not public utilities, provides standards for the safe installation of electrical wiring inside the premises (i.e., the premises wiring system owned by the customer).

² This case law is discussed in the proposed Section 57.13(a).

service and its associated equipment and facilities. See Annex A, Section 57.28(a)(1). We also explain that the customer is responsible for the ownership and maintenance of the customer's facilities beyond the service point and delivery of electric supply. See Annex A, Section 57.28(a)(2).

Section 57.28(b) Safety Code

In this section, the Commission establishes and explains the minimum safety standards to which all jurisdictional EDCs must comply. The electric utilities must adhere to Chapter 57 of the Commission's regulations governing electric service. 52 Pa. Code § 57 et seq.; see Annex A, Section 57.28(b)(1). As discussed, the electric utilities must adhere to the standards established by the National Electrical Safety Code. 66 Pa.C.S. § 2804(1), § 2807(a); see Annex A, Section 57.28(b)(2). We will also require an electric utility to comply with its own internal company procedures. See Annex A, Section 57.28(b)(3).

Additionally, we will require electric utilities to adhere to the Underground Utility Line Protection Act (PA One Call or Act 287). See 73 P. S. § 176; see Annex A, Section 57.28(b)(4). PA One Call requires underground facility owners, including public utilities, to become members of the One Call System, a Commonwealth-wide communication system that provides a single nationwide toll-free telephone number or 811 number for excavators, designers, or other persons covered by Act 287 to call facility owners and notify them of their intent to perform excavation, demolition, or similar work. 73 P. S. §§ 176—177. See Annex A, Section 57.28(b)(4).

Finally, we inform EDCs as to their duty to adhere to any and all other applicable and governing state and federal laws and regulations. See Annex A, Section 57.28(b)(5).

Section 57.28(c) Enforcement

On occasion, the Commission's Bureau of Investigation & Enforcement has had difficulty in obtaining certain information from electric utilities. Prior to the creation of the Electric Safety Division, I&E depended on utilities to provide information to assist I&E in carrying out investigations.⁷ Even with the Electric Safety Division established, I&E still needs to be able to readily and easily acquire information from electric utilities. Since there are only two electric safety inspectors in the Commonwealth (one in the east and one in the west), an inspector may not be able to arrive at the scene of an incident while the evidence is still fresh and untouched. The Electric Safety Division has encountered some confusion and hesitance from utilities regarding the provision of information, including raw data, to Commission staff at the investigation site.

In order to alleviate any confusion on the part of the electric utilities as to what information must be provided to the Commission and to ensure that the Electric Safety Division can effectively carry out its investigation, we propose Section 57.28(c) to require an EDC to make its books, facilities, and records available to staff of I&E and the Electric Safety Division during inspections and investigations. See 52 Pa. Code § 59.33(d) (similar enforcement section for gas safety). This shall include the raw data collected at the time of the initial incident investigation. The raw data is to be provided to the electric safety inspector as it is collected if a safety inspector is on site during the initial investigation. See Annex A, Section 57.28(c). Here, we emphasize that an EDC "shall provide

the Commission or its staff the raw data, reports, supplemental data, and information necessary for the administration and enforcement of this section." See Annex A, Section 57.28(c). This section is not meant to include opinions or mental impressions.

Section 57.28(d) Records

As explained above, the Electric Safety Division has encountered confusion and resistance from utilities regarding the provision of information, including raw data, to Commission staff at the investigation site. By the same reasoning underlying the proposed Section 57.28(c), we propose Section 57.28(d) requiring an electric utility to keep "adequate records" as required under the Commission's regulations and the National Electric Safety Code. See 52 Pa. Code § 59.33(e) (similar records section for gas safety). As these records will assist I&E in carrying out its investigations, we emphasize that these records must be "accessible to the Commission and its staff." See Annex A, Section 57.28(d).

Here, we also note that Section 57.11 of the Commission's regulations requires an electric utility to submit a report of each reportable accident involving the facilities or operations to the Secretary of the Commission. 52 Pa. Code § 57.11(a).

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on January 27, 2016, the Commission submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Consumer Affairs Committee and the Senate Consumer Protection and Professional Licensure Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Commission, the General Assembly and the Governor of comments, recommendations or objections raised.

Conclusion

Through this Proposed Rulemaking Order, the Commission seeks public comment from all interested parties on the proposed amended and expanded regulations governing electric service in Chapter 57 of the Pennsylvania Code. See 52 Pa. Code §§ 57.1, 57.28. Pursuant to its authority and duty under the Public Utility Code, 66 Pa.C.S. §§ 501, 1501, the Commission proposes minor revisions and updates to existing Sections 57.1 and proposes adding new electric safety standards in Section 57.28. Therefore, we formally commence the rulemaking process and seek public comments on these proposed regulations, following as Annex A to this Order.

Accordingly, pursuant to sections 501 and 1501 of the Public Utility Code (66 Pa.C.S. §§ 501 and 1501); sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1, 7.2 and 7.5; section 204(b) of the Commonwealth Attorneys Act (71 P. S. § 732.204(b)); section 5 of the Regulatory Review Act (71 P. S. § 745.5); and section 612 of The Administrative

⁷ If a civil suit was also pending, then Plaintiffs' counsels often served as sources of information.

Code of 1929 (71 P. S. § 232) and the regulations promulgated thereunder at 4 Pa. Code §§ 7.231—7.234, we are considering adopting the proposed regulations set forth in Annex A; *Therefore,*

It Is Ordered That:

1. A proposed rulemaking be opened to consider the regulations set forth in Annex A.
2. The Secretary shall submit this proposed rulemaking order and Annex A to the Office of Attorney General for review as to form and legality and to the Governor's Budget Office for review of fiscal impact.
3. The Secretary shall submit this proposed rulemaking order and Annex A for review and comments to the Independent Regulatory Review Commission and the Legislative Standing Committees.
4. The Secretary shall certify this proposed rulemaking order and Annex A and deposit them with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.
5. Original written comments referencing Docket Number L-2015-2500632 be submitted within 30 days of publication in the *Pennsylvania Bulletin* to the Pennsylvania Public Utility Commission, Attn: Secretary, P. O. Box 3265, Harrisburg, PA 17105-3265.
6. A copy of this proposed rulemaking order and Annex A shall be served on the Bureau of Technical Utility Services, the Bureau of Investigation and Enforcement, the Office of Consumer Advocate, the Office of Small Business Advocate, the Energy Association of Pennsylvania, and all affected jurisdictional electric distribution companies.
7. The contact person for legal matters on this proposed rulemaking is Ken Stark, Assistant Counsel, Law Bureau, (717) 787-5558. Alternate formats of this document are available to persons with disabilities and may be obtained by contacting Alyson Zerbe, Regulatory Review Coordinator, Law Bureau, (717) 772-4597.

ROSEMARY CHIAVETTA,
Secretary

Fiscal Note: 57-313. No fiscal impact; (8) recommends adoption.

Annex A
TITLE 52. PUBLIC UTILITIES
PART I. PUBLIC UTILITY COMMISSION
Subpart C. FIXED SERVICE UTILITIES
CHAPTER 57. ELECTRIC SERVICE
Subchapter A. GENERAL PROVISIONS

§ 57.1. Definitions.

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

* * * * *

Customer's installation—Wiring and equipment on the premises of a customer, and poles, wires or cables and other facilities necessary to bring the terminus of the wiring of a customer to a location where it may be connected to the service line.

EDC—Electric distribution company or electric utility—An electric distribution company as defined in 66 Pa.C.S. § 2803 (relating to definitions).

Electric supply line—The wires or cables, with the necessary supporting or containing structures and appurtenances, used in connection with an overhead or underground system of a public utility, providing electric power, located on a public highway or utility right-of-way and used to transmit or distribute electric energy.

* * * * *

Service line—The wires or cables and appurtenances which connect the electric supply line of the public utility with the customer's installation and which comply with either of the following:

- (i) If overhead-open-wire or cable-construction, the span, normally 100 feet, extending to a suitable support provided by the customer.
- (ii) If the electric supply line is of underground construction, the underground facilities extending to but not exceeding 18 inches inside the property line of the customer.

[Service terminal—The point at which the service lines of the public utility terminate and the customer's facilities for receiving the service begin.]

Service point or point of delivery—The location designated by the EDC where the utility's service supply lines terminate and the customer's facilities for receiving service begin.

Siting application—An application filed with the Commission by a public utility under § 57.71 (relating to application).

* * * * *

Subchapter B. SERVICE AND FACILITIES

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

§ 57.28. Electric safety standards.

(a) *Duties and responsibilities.* The separation of duties and responsibilities between an EDC and a customer with respect to the facilities utilized for electric service shall be effectively described in the EDC's tariff that is filed with and approved by the Commission.

(1) *Duty of an EDC.* An EDC shall use every reasonable effort to properly warn and protect the public from danger, and shall exercise reasonable care to reduce the hazards to which employees, customers, the general public and others may be subjected to by reason of its provision of electric distribution service and its associated equipment and facilities.

(2) *Customer responsibility.*

(i) A customer is responsible for the ownership and maintenance of the customer's facilities beyond the service point.

(ii) A customer is responsible for maintaining and inspecting electrical wiring and electrical equipment beyond the point of delivery of electric supply.

(b) *Safety code.* A jurisdictional EDC shall comply with all of the following minimum safety standards:

- (1) This chapter.
- (2) The standards established by the National Electrical Safety Code.
- (3) The procedures established by the EDC and set forth in the EDC's internal company procedures.

(4) The standards established by sections 1—11 of the act of December 10, 1974 (73 P. S. §§ 176—186), known as the Underground Utility Line Protection Act, and Pennsylvania One Call.

(5) Other applicable and governing State and Federal laws and regulations.

(c) *Enforcement.* An EDC is subject to inspections, investigations and enforcement actions as may be necessary to assure compliance with this section. The facilities, books and records of an EDC shall be accessible to the Commission and its staff for the inspections and investigations. An EDC shall provide the Commission or its staff the raw data, reports, supplemental data and information necessary for the administration and enforcement of this section.

(d) *Records.* An EDC shall keep adequate records as required for compliance with the safety code in subsection (b). An EDC shall submit reports for each reportable accident under § 57.11 (relating to accidents). The records shall be accessible to the Commission and its staff.

[Pa.B. Doc. No. 16-192. Filed for public inspection February 5, 2016, 9:00 a.m.]

[52 PA. CODE CHS. 61 AND 67]
[L-2015-2498111]

Steam Heat Distribution System Safety Regulations

The Pennsylvania Public Utility Commission (Commission), on November 5, 2015, adopted a proposed rulemaking order to amend its existing steam heating service regulations and provide new steam safety requirements.

Executive Summary

Section 1501 of the Public Utility Code requires every public utility in Pennsylvania to “maintain adequate, efficient, safe, and reasonable service and facilities” and to “make all such repairs, changes, alterations, substitutions, extensions, and improvements in or to such service and facilities as shall be necessary or proper for the accommodation, convenience, and safety of its patrons, employees, and the public.” 66 Pa.C.S. § 1501. Pursuant to that authority and Section 501 of the Public Utility Code, 66 Pa.C.S. § 501, the Pennsylvania Public Utility Commission (Commission or PUC) proposes amending and adding safety regulations governing steam heat distribution facilities of steam utilities under the Commission’s jurisdiction.

The Commission proposes these regulations to facilitate safety inspections of steam utilities by the PUC’s Gas Safety Division. The proposed regulations modernize and update the accident reporting regulations similar to recently revised regulations for electric, gas, and water utilities. The regulations propose adding requirements for notification of major construction, operating and maintenance plans, customer education, recordkeeping, employee training, periodic inspections, steam leaks and emergency reports, welding, asbestos maintenance, and service outage reports. The proposed regulations also emphasize that steam utilities must adhere to Pennsylvania One Call (the Underground Utility Line Protection Act) and comply with standard safety codes.

Public Meeting held
November 5, 2015

Commissioners Present: Gladys M. Brown, Chairperson; John F. Coleman, Jr., Vice Chairperson; Pamela A. Witmer; Robert F. Powelson; Andrew G. Place

Rulemaking Re Steam Heat Distribution System Safety Regulations, 52 Pa. Code Chapters 61 and 67;
Doc. No. L-2015-2498111

Proposed Rulemaking Order

By the Commission:

The Pennsylvania Public Utility Commission (Commission) proposes to amend and expand its steam heating service regulations in Chapter 61 of the Pennsylvania Code. See 52 Pa. Code §§ 61.1—61.31. Pursuant to its authority and duty under the Public Utility Code, 66 Pa.C.S. §§ 501, 1501, the Commission proposes revisions and updates to Sections 61.1, 61.11, and 61.12. The Commission proposes adding a new subchapter titled “Safety Requirements,” adding Sections 61.41—61.53. The Commission also proposes minor revisions to Chapter 67 to apply the service outage regulations to jurisdictional steam distribution companies. The Commission seeks comments from all interested parties on these proposed regulations, following as Annex A to this Order, and on any other pertinent changes to our steam distribution service regulations.

Background

The Commission first promulgated the current regulations governing steam heating service on March 11, 1946. See 52 Pa. Code §§ 61.1—61.27, 61.31. The Commission promulgated Section 61.28 regarding the filing of annual financial reports on May 7, 1988. See 18 Pa.B. 2106; see 52 Pa. Code § 61.28. Otherwise, Chapter 61 governing steam heating service has not been revised or amended. The Commission maintains jurisdiction over only a few active steam heat public utilities: the NRG Energy Center Harrisburg LLC and the NRG Energy Center Pittsburgh LLC (collectively NRG) and Veolia Energy Philadelphia, Inc. (Veolia). Due to the low number of jurisdictional steam utilities and the perception of fewer risks and dangers presented in the regulation of steam than in the regulation of gas, the Commission historically retained very few staff and inspectors to oversee the few steam utilities operating in the Commonwealth.

While steam distribution systems present fewer dangers than natural gas distribution systems, accidents and incidents can still occur. For example, on July 18, 2007, a 20-inch diameter steam pipeline owned and operated by the Consolidated Edison Company of New York, Inc. (Con Ed) ruptured in Midtown Manhattan in New York City, where escaping steam broke through the pavement, creating a large crater at a busy intersection.¹ The rupture also impacted surrounding telecommunications facilities and natural gas and electric transmission and distribution facilities. The New York Public Service Commission (NYPSC), which regulates jurisdictional steam corporations in New York, determined that Con Ed’s procedures did not adequately address the regulatory requirements of 16 NYCRR 420.4(b)(5). See N.Y. PUB. SERV. LAW § 80 (general powers of the NYPSC as to steam heating). Therefore, the NYPSC identified a number of recommen-

¹ Report on Steam Pipeline Rupture 41st Street & Lexington Avenue: Consolidated Edison Company of New York, Inc. July 18, 2007 (CASE 07-S-0984), State of New York Department of Public Service, Safety Section, Office of Electric, Gas & Water (February 2008), available at http://www.dps.ny.gov/07S0984_ConEdisonSteamIncidentReport_02-11-08.pdf.

dations for improvement by Con Ed to its procedures, inspections, system surveillance, training, facility repairs, and feasibility analyses.²

State representatives of the Pennsylvania General Assembly, understanding that the Commonwealth has similar steam pipelines and facilities, asked the PUC's Gas Safety Division to spearhead inspections of steam heat facilities in Pennsylvania. Three PUC Gas Safety inspectors began steam training in 2009, first attending a week-long training with Con Ed in New York City. In 2010, three PUC Gas Safety staff began attending IDEA (International District Energy Association) training on a semi-yearly to yearly basis. This international training broadly covers all topics and facets of steam distribution.

The Commission's Gas Safety Division created a steam inspection form, based in significant part on New York's steam distribution system safety regulations. See 16 NYCRR 420.1—420.15. Accordingly, the Commission seeks to memorialize the requirements provided in the steam inspection form through the promulgation of steam heat safety regulations.

In the spirit of the Regulatory Review Act, 71 P.S. 745.2, and in order to facilitate the regulatory review process, Commission staff informally proposed draft regulations outside the regulatory review process and discussed those draft regulations with company representatives of the NRG Energy Centers of Harrisburg and Pittsburgh and Veolia of Philadelphia. Commission staff held numerous collaborations and discussions with NRG and Veolia over the past two years, formally meeting in person with NRG and Veolia representatives on December 17, 2013, May 27, 2014, December 16, 2014, and March 24, 2015.

Discussion

The Commission embarks on this rulemaking proceeding in order to modernize and update its existing steam heat regulations and to add steam heat safety regulations to empower the PUC's Gas Safety Division to conduct inspections of jurisdictional steam distribution facilities for the purpose of ensuring public safety and protecting the public interest. Section 1501 of the Public Utility Code requires every public utility in Pennsylvania to "maintain adequate, efficient, safe, and reasonable service and facilities" and to "make all such repairs, changes, alterations, substitutions, extensions, and improvements in or to such service and facilities as shall be necessary or proper for the accommodation, convenience, and safety of its patrons, employees, and the public." 66 Pa.C.S. § 1501. Pursuant to this authority and the Commission's power to promulgate regulations, 66 Pa.C.S. § 501(b), and the Commonwealth Documents Law, 45 P.S. § 1201, the Commission proposes steam heat safety regulations in order to prescribe the minimum safety requirements for the design, fabrication, installation, inspection, testing, operation, and maintenance of steam distribution systems in the Commonwealth of Pennsylvania. See Annex A, Section 61.41.

The only active jurisdictional steam public utilities are NRG (Pittsburgh and Harrisburg) and Veolia (Philadelphia), as those entities invoke public utility status by "distributing or furnishing . . . steam . . . to or for the public for compensation." See 66 Pa.C.S. § 102. Notably, in the future the Commission and the Gas Safety Division may uncover other steam facilities in the Commonwealth that distribute steam to or for the public for compensation and therefore require a certificate of public conve-

nience from the Commission in order to legally operate. See 66 Pa.C.S. §§ 1101—1103.

Accordingly, the Commission regulates the distribution facilities of jurisdictional steam public utilities. 66 Pa.C.S. §§ 102, 501. The Commission does not have safety jurisdiction over steam distribution companies that do not qualify as public utilities under the Public Utility Code. As to the production of steam, the Pennsylvania Department of Labor & Industry retains legal authority and regulatory oversight by conducting the inspections of the boilers³ that produce the steam. 35 P.S. § 1331.1; see 34 Pa. Code §§ 3a.1—3a.171.

Below, the Commission proposes specific revisions and additions to Chapter 61 and Chapter 67 of its regulations.

Revisions to Existing Sections 61.1, 61.11, and 61.12.

Section 61.1 Definitions

The proposed amendment to the definition of service line reflects a more specific, modern definition, and explains that the "point of service termination is the customer's property line, unless otherwise provided by contract." See Annex A, Section 61.1. We propose deleting the distinctions between low pressure and high pressure, as those archaic distinctions are not very helpful in the steam distribution industry as pressures utilized by companies differ and vary on a wider spectrum. Pressures can range from 100 pounds per square inch gauge (psig) to 210 psig, depending on the system and the company. We also propose amending the definition for service line of the customer to stress and clarify the importance of the specific service line termination point and not just the general service line. See Annex A, Section 61.1.

Section 61.11 Accidents

On September 23, 2011, the Commission entered a Final Rulemaking Order pertaining to public utilities' service outage response and restoration practices. See Docket L-2009-2104274 (Final Rulemaking Order entered Sep. 23, 2011); see 14 Pa.B. 4511 (effective Jan. 7, 2012). In that Final Rulemaking Order, the Commission modernized and revised the accident regulations for electric, gas, and water utilities. See *id.* at 7-25, Annex A (revising Section 57.11 for electric, Section 59.11 for gas service, and Section 65.2 for water service). However, we did not update the relevant section, 52 Pa. Code § 61.11, for steam utilities. Therefore, through this comprehensive rulemaking to modernize and update our steam heat distribution regulations, we propose similar changes to Section 61.11, as currently exist in Sections 57.11, 59.11, and 65.2 of our regulations. See Annex A, Section 61.11. Since the Independent Regulatory Review Commission (IRRC) approved these changes in 2011, the Commission seeks comment on whether it should apply similar proposed revisions in our steam heat regulations.

We insert the word "steam" in the existing Section 61.11(a) for clarity purposes. See Annex A, Section 61.11(a). We propose revising Section 61.11(b)(2) regarding reportable accidents to reflect the existing language in the relevant electric, gas, and water regulations. We propose revising Section 61.11(b)(3) to reflect the property damage provisions in Sections 57.11 and 59.11 of the electric and gas regulations. See Annex A, Section 61.11(a) (mirroring the \$50,000 market value proper damage requirement). We propose adding Section

³ A boiler is a closed vessel where water is heated or where steam is generated or superheated or any combination thereof, under pressure or vacuum for external use through the direct application of heat from the combustion of fuels or from electricity. A boiler includes fired vessels for heating or vaporizing liquids other than water where those vessels remain separate from processing systems. 35 P.S. § 1331.2 (providing further definitions for specific types of boilers, heaters, and associated equipment).

² See *id.* at vii—xii.

61.11(b)(5) for steam facilities to mirror Section 59.11(b)(4) regarding the emergency shutdown of a liquefied natural gas facility. See Annex A, Section 61.11(b)(5). In 2011, we modernized our regulations to account for potential physical or cyber attacks that cause an interruption of service or over \$50,000 in damages, or both. Here, we propose a similar provision for our steam regulations. See Annex A, Section 61.11(b)(6).

As in our existing electric, gas, and water regulations, we will propose an exception for reporting due to injuries suffered as a result of a motor vehicle accident with utility facilities unless a vehicle involved in the accident is owned by the utility or driven by a utility employee while on duty. See Annex A, Section 61.11(c).

The existing Section 61.11(c) provides for telegraphic reports. The term “telegraph” is antiquated and out of common parlance. In light of this and the fact that proposed Section 61.11(e) provides for written reports, we propose deleting this section. Instead, we will propose requirements for telephone reports using similar language found in our electric, gas, and water regulations. See Annex A, Section 61.11(d).

As for written reports, we propose adding similar requirements that are currently found in our existing electric, gas, and water regulations. Written reports will need to be made on the Form UCTA-8 within 30 days of the occurrence of a reportable accident. At a minimum, the accident report form will need to include: (1) the name of the steam utility; (2) the date of the reportable accident; (3) the date of the report; (4) the location of the reportable accident; (5) the name, age, residence, and occupation of injured or deceased persons; (6) a general description of the reportable accident; and (7) the name and telephone number of the reporting officer. See Annex A, Section 61.11(e).

In the same vein as our electric, gas, and water regulations, in this Section we propose adding Section 61.11(f) providing for the availability of UCTA-8 forms on the Commission’s web site and Section 61.11(g) explaining that reporting requirements may not be limited to the requirements of Section 61.11. See Annex A, Section 61.11(f)—(g); see also 52 Pa. Code §§ 57.11(f)—(g), 59.11(f)—(g), 65.2(f)—(g).

Section 61.12 Interruptions of service

Here, we propose inserting the word “steam” in the existing Section 61.12(a) for clarity purposes. See Annex A, Section 61.12(a). Section 61.12 is very similar to the gas regulation in Section 59.12, except that Section 59.12 does not require records of interruptions of service be kept for six years. However, Section 59.45 in our gas regulations requires a natural gas distribution utility to keep records of service interruptions for five years. See 52 Pa. Code § 59.45 (item number 65). Therefore, we request comment as to the appropriate duration for recordkeeping of a steam utility regarding interruptions of service.

New Safety Requirements Regulations: Sections 61.41—61.53

The Commission modeled some of these proposed safety regulations on New York’s existing regulations, but made tweaks and adjustments to reflect the current best practices and modern standards in the existing steam distribution industry in the Commonwealth. See 16 NYCRR 420.1—420.15.

Section 61.41 Purpose and Policy

In Section 61.41(a), the Commission explains the purpose of these steam distribution safety regulations: “to

prescribe the minimum safety requirements for the design, fabrication, installation, inspection, testing, operation, and maintenance of steam distribution systems in the Commonwealth of Pennsylvania.” See Annex A, Section 61.41(a); see 61.41(b) (requiring steam public utilities to adhere to the requirements of this section). Section 61.41(c) clearly provides the Commission with the power to inspect the distribution systems of steam utilities. Section 61.41(d) explains that this section does not apply to the generation, production, or piping steam downstream of the customer’s property line.

Section 61.42 Safety and compliance with standard code

Similar to the Commission’s gas regulations at 52 Pa. Code § 59.33, we propose Section 61.42(a) explaining that a steam utility “shall at all times use every reasonable effort to properly warn and protect the public from danger, and shall exercise reasonable care to reduce the hazards to which employees, customers, and others may be subjected to by reason of its equipment or facilities.” See Annex A, Section 61.42(a). In order to ensure that steam companies keep up with best practices and the most updated and applicable standards of the American Society of Mechanical Engineers (ASME), we propose Section 61.42(b) requiring steam utilities to comply with standard code. See Annex A, Section 61.42(b). Here, we also propose providing the Commission with the discretion to determine whether a particular redesign, repair, modification, or replacement of a facility constitutes a new facility subject to these regulations and thus subject to the latest ASME standards. Annex A, Section 61.42(b). Generally, if a grandfathered facility is substantially redesigned, repaired, or replaced, we will require the updated facility to conform to the latest governing code standards. The steam utilities may informally consult with Commission staff as to any questions on what may or may not constitute a redesign, repair, replacement, or modification.

Here, we will also require steam utilities to adhere to the Underground Utility Line Protection Act (“PA One Call” or “Act 287”). See 73 P.S. § 176; see Annex A, Section 61.42(c). PA One Call requires underground facility owners, including public utilities, to become members of the One Call System, a Commonwealth-wide communication system that provides a single nationwide toll-free telephone number or 811 number for excavators, designers, or other persons covered by Act 287 to call facility owners and notify them of their intent to perform excavation, demolition, or similar work. 73 P.S. §§ 176—177.

Similar to our gas regulations, 52 Pa. Code § 59.33(d), we propose Section 61.42(d), explaining that a steam utility shall be subject to enforcement and inspections of its facilities, books, and records. As in the gas regulations at 52 Pa. Code § 59.33(e), we will propose Section 61.42(e), requiring a steam utility to keep adequate records to assure compliance with this subsection. We propose this recordkeeping requirement for three years. See Annex A, Section 61.42(e).

Section 61.43 Notification of construction

Similar to the Commission’s gas regulations at 52 Pa. Code § 59.38, we propose requiring the steam utility to notify the Commission and the Commission’s Gas Safety Division of proposed major construction, reconstruction, or maintenance at least 30 days in advance of commencing work. Similar to the gas regulation, we define major work as a single project involving more than \$300,000 in expenses or more than 10% of the cost of the utility’s plant in service, whichever is less. See Annex A,

Section 61.43. We seek comment on whether this is an appropriate definition for major construction. Similar to the gas regulation, we propose requiring the notification of construction to include (1) description and location of proposed work; (2) type of facility involved; (3) estimated starting date; (4) estimated completion date; (5) design pressure; (6) estimated cost; (7) name and address of reporting steam company; (8) contact information for person in charge of the project; and (9) notification to the Commission of the completion date. Annex A, Section 41.43; see also 52 Pa. Code § 59.38.

Section 61.44 Operating and maintenance plan

In Section 61.44, we propose requiring steam utilities to establish and file with the Secretary of the Commission and the Gas Safety Division a detailed, written operating and maintenance plan. See Annex A, Section 61.44(a). We list the minimal requirements for this plan, including (1) detailed instructions for employees, (2) welding procedures, (3) procedures for reporting and investigating steam leaks, (4) procedures to correct deficiencies, (5) procedures for facility surveillance, (6) a list of qualified utility employees, and (7) steam distribution system turn-on procedures. See Annex A, Section 61.44(b). We would require the steam utility to adhere to these operating procedures and maintenance plan filed with the Commission. See Annex A, Section 61.44(c). Revisions to the plan would need to be submitted at least 30 days in advance of the effective date of those revisions. See Annex A, Section 61.44(a).

Section 61.45 Security planning and emergency contact list

At the outset, we note that Chapter 101 of our regulations requires a steam utility to develop and maintain four written plans: (1) physical security plan, (2) cyber security plan, (3) emergency response plan, and (4) business continuity plan. 52 Pa. Code §§ 101.2—101.3. Therefore, we note in this section that steam utilities shall adhere to the requirements of Chapter 101. See Annex A, Section 61.45(a).

Under Chapter 101, an emergency response plan must, at a minimum, include: (1) identification and assessment of the problem, (2) mitigation of the problem in a coordinated, timely, and effective manner, and (3) notification to appropriate emergency services and officials. 52 Pa. Code § 101.3(a)(4)(i)—(iii). Additionally, within its Chapter 101 emergency response plan, we propose requiring a steam utility to also specifically provide procedures to establish (1) the availability of necessary personnel, equipment, tools, and materials at the scene of an emergency, (2) an action plan that protects people first and then property, (3) emergency facility shutdown protocols, (4) safety protocols, and (5) safety service main or outage restoration protocols. See Annex A, Section 61.45(b).

We will also require a steam utility to file with the Commission and the Gas Safety Division each January a list of the utility's responsible officials for contact during an emergency. See Annex A, Section 61.45(c). The steam utility would serve this list on affected municipalities and immediately report revisions of this list to those municipalities and to the Commission. See id.

Section 61.46 Customer education and information program

We also propose requiring a steam utility to maintain customer and education programs through the use of media that sufficiently and comprehensively reaches, to the extent possible, all customers in the particular service

territory. See Annex A, Section 61.46(a)—(b). We would require a steam utility to file with the Commission and Gas Safety Division each January a current description of its customer education and information program, including the means of implementation and any samples of descriptive literature and other educational aids. See Annex A, Section 61.46(c).

Section 61.47 Employee training

Here, we propose requiring every employee and supervisor of a steam utility to receive and complete annual training at sufficiently progressive levels to ensure the safe implementation of all the procedures required in this subchapter on Safety Requirements. See Annex A, Sections 61.47(a). Before on-the-job training in field operations, new employees shall receive basic classroom training. See Annex A, Section 61.47(b).

Section 61.48 Periodic inspections

In this section, we propose requiring a steam utility to inspect steam traps and piping assemblies for general condition at least three times each calendar year, as we understand that this would be practicable and in alignment with best practices. We seek public comment on whether this requirement is sufficient.

Similar to the New York regulations, we also propose mandatory checking of blow-off valves for operability immediately prior to closing each associated main valve during a scheduled shutdown of a section of the steam distribution pipeline system. We also propose inspections of accessible expansion joints at least twice annually. See Annex A, Section 61.48(b)—(c); see 16 NYCRR 420.8(b)—(c).

We also propose annual inspections of service valves and manholes owned by the steam utility. See Annex A, Section 61.48(d)—(e). Finally, we propose requiring the inspection and testing of remote system pressure indicating devices every two years. See Annex A, Section 61.48(f).

Section 61.49 Records

Here, we would require a steam utility to maintain records documenting inspections, maintenance, tests, and all other matters required by this chapter for at least three years. Those records would be kept on file and readily available to Commission staff. See Annex A, Section 61.49. This provision is similar to the Commission regulation governing gas safety. See 52 Pa. Code § 59.33(e).

In light of Section 61.12 of our existing regulations (requiring service interruption records for six years) and proposed Section 61.42(e) (requiring records demonstrating compliance with safety codes for three years), we seek comment on whether any of these recordkeeping requirements are duplicative or whether we need to break out and specify different recordkeeping requirements for different subject areas, as in our gas regulations. See 52 Pa. Code § 59.45 (Preservation of records).

Section 61.50 Welding—qualification and nondestructive testing

In this section, we would require the performance of welding in accordance with the latest standards of the American Society of Mechanical Engineers. See Annex A, Section 61.50(a). We would require nondestructive testing of inaccessible field welds and new pipeline testing at system pressure. See Annex A, Section 61.50(b). New construction pipelines shall be pressure tested to 1.5 times the maximum allowable operating pressure. See

Annex A, Section 61.50(c). Ten percent of all field welds on existing steam pipeline facilities shall be subject to random nondestructive testing. The results of this testing would determine the test rates in future years, decreasing or increasing the test rate based on results of the prior year. See Annex A, Section 61.50(d).

Section 61.51 Steam leaks and steam emergency reports

Since emergency leaks “require an immediate response to protect life and property” we propose requiring that those leaks “shall be worked continuously until repairs are completed or until the condition is no longer hazardous.” See Annex A, Section 61.51(a). We explain that emergency leaks are those that could cause property damage or personal injury or any leak which, in the judgment of the operating personnel at the scene, is regarded as potentially hazardous. See *id.* Notably, emergency leaks could be caused by forces outside of the steam distribution system, such as water main breaks, flooding, earthquakes, or other serious weather events.

In order to discern emergency leaks from nonemergency leaks, we explain that nonemergency leaks are those that are “not immediately hazardous at the time of discovery and can be reasonably expected to remain that way.” See Annex A, Section 61.51(b). Therefore, we propose that those nonemergency leaks need not be confronted immediately, but must be reexamined within six months from the date of discovery, and repaired within a reasonable time. See Annex A, Section 61.51(b). We understand that many steam leaks are very minor and nonhazardous, similar to a faucet of dripping water. Unlike minor gas leaks, which present imminent danger, minor steam leaks may not necessarily require immediate confrontation and repair. However, we stress to the steam utilities that these minor leaks shall be recorded, confronted, and repaired within a reasonable time, as even minor leaks, nonhazardous at discovery, could eventually become more hazardous over time. See Annex A, Section 61.51(c). Therefore, we propose requiring a steam utility to identify all leaks, compile a written report of each emergency and nonemergency steam leak, and keep an event log on record. See Annex A, Section 61.51(c)—(e). The event log shall contain (1) the location of leak or emergency; (2) the time the report is first received; (3) description as to type of leak or emergency; (4) the time personnel are first dispatched to location; (5) the time of arrival of personnel at location; and (6) the times of dispatch and arrival of any additional personnel called to the location. See Annex A, Section 61.51(e).

Finally, we propose that a steam utility shall have available for inspection by the Commission’s Gas Safety Division, on or before the 16th day of each calendar month, a summary analysis of its performance in responding to reports of steam leaks and emergencies. See Annex A, Section 61.51(f).

Section 61.52 Facility failure investigation

Similar to New York’s regulation, 16 NYCRR 420.14, we propose requiring each steam utility to establish procedures to analyze each failure that causes injury or damage in order to determine the cause and minimize the possibility of recurrence. See Annex A, Section 61.52(a). These procedures would need to provide for the selection of samples of the failed facility or equipment for laboratory examination, as necessary. See *id.* The steam utility shall fully cooperate with Commission staff and any necessary independent consultants regarding the testing or surveying of any facilities or equipment deemed potentially attributable to the facility failure or accident. See

Annex A, Section 61.52(b). During meetings between PUC staff and steam company representatives, the question of what constitutes a “facility failure” arose. We found consensus in determining that a “facility failure occurs when the facility fails to perform the function it was designed for.” See Annex A, Section 61.52(c).

Section 61.53 Asbestos control

Many old buildings and facilities in the Commonwealth still contain asbestos. Therefore we propose requiring a steam utility to have procedures to safely manage and abate asbestos materials from all accessible manholes, vaults, and other areas that contain steam facilities. See Annex A, Section 61.53(a). We would require the steam utility to have emergency procedures to control and eliminate asbestos-contaminated debris resulting from the failure of any steam pipeline or facility. See Annex A, Section 61.53(b).

The public health threat of asbestos is well-known and well-documented. Accordingly, we would also require a steam utility to have a program that maintains in safe condition all asbestos materials on all exposed piping and fittings in the steam distribution system and the gradual elimination of all asbestos materials to the extent practicable and feasible. See Annex A, Section 61.53(c). We propose requiring a steam utility “to eliminate all asbestos materials to the extent practicable and feasible.” See Annex A, Section 61.53(c). We seek further public comment as to whether this proposed language best serves the public interest.

Finally, we emphasize that the procedures regarding asbestos control must comply with all applicable rules and regulations regarding the removal, handling, and disposal of asbestos materials. See Annex A, Section 61.53(d).

Service Outage Requirements: Chapter 67

Section 67.1 General Provisions

On September 23, 2011, the Commission entered a Final Rulemaking Order pertaining to public utilities’ service outage response and restoration practices. See Docket L-2009-2104274 (Final Rulemaking Order entered Sep. 23, 2011); see 14 Pa.B. 4511 (effective Jan. 7, 2012). Among other things, the Final Rulemaking Order amended the Commission’s service outages regulations in Chapter 67 of the Pennsylvania Code. Chapter 67 expressly applies to electric, gas, water, and telephone utilities, but does not expressly apply to steam utilities. See 52 Pa. Code § 67.1(a). The Commission also seeks comment on whether Chapter 67 should apply to the service outage regulations of jurisdictional steam utilities. Accordingly, the Commission proposes minor revisions to Chapter 67 to add the word steam in four places in Section 67.1. See Annex A, Section 67.1.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on January 27, 2016, the Commission submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Consumer Affairs Committee and the Senate Consumer Protection and Professional Licensure Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recom-

mendations or objections must specify the regulatory review criteria in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Commission, the General Assembly and the Governor of comments, recommendations or objections raised.

Conclusion

Through this Proposed Rulemaking Order, the Commission seeks public comment from all interested parties on the proposed amended and expanded regulations governing steam heating service in Chapter 61 of the Pennsylvania Code. See 52 Pa. Code §§ 61.1—61.31. Pursuant to its authority and duty under the Public Utility Code, 66 Pa.C.S. §§ 501, 1501, the Commission proposes minor revisions and updates to existing Sections 61.1, 61.11, and 61.12. The Commission also proposes adding a new subchapter titled “Safety Requirements,” adding Sections 61.41—61.53. See Annex A to this Order. Finally, the Commission proposes minor revisions to Chapter 67 to apply the service outage regulations to jurisdictional steam distribution companies. Therefore, we formally commence the rulemaking process and seek public comments on these proposed regulations as well as the need for any additional steam safety regulations.

Accordingly, pursuant to sections 501 and 1501 of the Public Utility Code (66 Pa.C.S. §§ 501 and 1501); sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1, 7.2 and 7.5; section 204(b) of the Commonwealth Attorneys Act (71 P. S. § 732.204(b)); section 5 of the Regulatory Review Act (71 P. S. § 745.5); and section 612 of The Administrative Code of 1929 (71 P. S. § 232) and the regulations promulgated thereunder at 4 Pa. Code §§ 7.231—7.234, we are considering adopting the proposed regulations set forth in Annex A; *Therefore,*

It Is Ordered That:

1. A proposed rulemaking be opened to consider the regulations set forth in Annex A.
2. The Secretary shall submit this proposed rulemaking order and Annex A to the Office of Attorney General for review as to form and legality and to the Governor’s Budget Office for review of fiscal impact.
3. The Secretary shall submit this proposed rulemaking order and Annex A for review and comments to the Independent Regulatory Review Commission and the Legislative Standing Committees.
4. The Secretary shall certify this proposed rulemaking order and Annex A and deposit them with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.
5. Original written comments referencing Docket Number L-2015-2498111 be submitted within 30 days of publication in the *Pennsylvania Bulletin* to the Pennsylvania Public Utility Commission, Attn: Secretary, P. O. Box 3265, Harrisburg, PA 17105-3265.
6. A copy of this proposed rulemaking order and Annex A shall be served on the Bureau of Technical Utility Services, the Bureau of Investigation and Enforcement, the Office of Consumer Advocate, the Office of Small Business Advocate, and all affected jurisdictional steam heat public utilities.
7. The contact person for legal matters on this proposed rulemaking is Kenneth R. Stark, Assistant Counsel,

Law Bureau at (717) 787-5558. Alternate formats of this document are available to persons with disabilities and may be obtained by contacting Alyson Zerbe, Regulatory Coordinator, Law Bureau at (717) 772-4597.

ROSEMARY CHIAVETTA,
Secretary

Fiscal Note: 57-311. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 52. PUBLIC UTILITIES
PART I. PUBLIC UTILITY COMMISSION
Subpart C. FIXED SERVICE UTILITIES
CHAPTER 61. STEAM HEATING SERVICE
GENERAL PROVISIONS

§ 61.1. Definitions.

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

* * * * *

Service line—[**Connecting distribution facilities or pipelines of the utility. Service lines may be of either of the following types:**] **The pipe connecting the utility main to the customer’s piping. The point of service termination is the customer’s property line unless otherwise provided by contract.**

[(i) *Low pressure*—**The distribution facilities or pipeline extension of the utility which connect a steam main in the public highway or right-of-way of the utility with the inlet connection of the service line of the customer.**

(ii) *High pressure*—**The distribution facilities or pipelines of the utility which connect the facilities of the utility with the service line of the customer.]**

Service line of the customer—The pipe of the customer which extends from the [**utility**] service line **termination point** to the point of utilization.

SERVICE AND FACILITIES

§ 61.11. Accidents.

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

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

- (1) The death of a person.
- (2) [**Injury to an employe on duty sufficient to incapacitate him from performing his ordinary duties for a period longer than 3 days.] Injury to a person sufficient that the injured person requires immediate treatment at a hospital emergency room or in-patient admittance to a hospital, or both.**
- (3) [**Injury to a person other than an employe on duty sufficient to incapacitate the injured person from following his customary vocation, or mode of life, for a period of more than 1 day.] An event that involves a release of steam from the steam facility,**

which results in estimated property damage, including the cost of lost steam, of at least \$50,000 in market value.

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

[(c) *Telegraphic reports.* A report by telephone or telegraph shall be made at once in the event of the occurrence of a reportable accident resulting in the death of a person, or in the event of an occurrence of an unusual nature.

(d) *Written reports.* A written report shall be made on Form UCTA-8 immediately following the occurrence of a reportable accident as defined in subsection (b). Accidents reportable to the Commission which reports are also required by the Bureau of Workmen's Compensation, Department of Labor and Industry, may be reported by transmitting a copy of the reports in lieu of a report on Form UCTA-8.]

(5) An event that results in an emergency shut-down of the steam facility.

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

(c) *Exception.* Injuries, as defined in subsection (b)(1) and (2), may not include those suffered as a result of a motor vehicle accident with utility facilities unless a vehicle involved in the accident is owned by the utility or driven by a utility employee while on duty.

(d) *Telephone reports.* A report by telephone shall be made immediately to the Commission's Gas Safety Division after the utility becomes aware of an occurrence of a reportable accident under subsection (b)(1), (3), (4) or (5). A report by telephone shall be made within 24 hours after the utility becomes aware of a reportable accident under subsection (b)(2).

(e) *Written reports.* A written report shall be made on Form UCTA-8 within 30 days of the occurrence of a reportable accident. For reportable accidents under subsection (b)(6), a utility may remove from Form UCTA-8 information that would compromise the security of the utility or hinder an active criminal investigation. Accidents reportable on forms required by the Bureau of Workers' Compensation, Department of Labor and Industry, or the United States Department of Transportation, Pipeline and Hazardous Materials Safety Administration, may be reported to the Commission by filing a copy of the forms instead of a report on Form UCTA-8, as long as the alternative forms, at a minimum, provide all of the following information:

- (1) The name of the steam utility.
- (2) The date of the reportable accident.
- (3) The date of the report.
- (4) The location where the reportable accident occurred.

(5) The name, age, residence and occupation of the injured or deceased parties.

(6) The general description of the reportable accident.

(7) The name and telephone number of the reporting officer.

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

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

§ 61.12. Interruptions of service.

(a) *Records.* A steam public utility shall keep a record which shall include data showing the time, duration and cause of an interruption of service affecting its entire system or a major division of its system. The records shall be preserved for a period of 6 years.

* * * * *

SAFETY REQUIREMENTS

(*Editor's Note:* Sections 61.41—61.53 are new and printed in regular type to enhance readability.)

§ 61.41. Purpose and policy.

(a) The purpose of this section is to prescribe the minimum safety requirements for the design, fabrication, installation, inspection, testing, operation and maintenance of steam distribution systems in this Commonwealth.

(b) Public utilities engaged in the distribution of steam by means of a pipeline shall comply with this section.

(c) The Commission will have the authority to inspect the distribution systems of steam public utilities.

(d) This section does not apply to:

(1) Piping and facilities used for or in connection with the generation or production of steam.

(2) Piping downstream of the customer's property line.

§ 61.42. Safety and compliance with standard code.

(a) *Responsibility.* A steam utility shall at all times use every reasonable effort to properly warn and protect the public from danger, and shall exercise reasonable care to reduce the hazards to which employees, customers and others may be subjected to by reason of its equipment or facilities.

(b) *Standard code.* Steam distribution pipeline facilities installed after _____ (*Editor's Note:* The blank refers to the effective date of adoption of this proposed rulemaking.) shall be designed, constructed, tested, operated and maintained in accordance with the most updated and applicable standards of the American Society of Mechanical Engineers, Two Park Avenue, New York, NY 10016-5990, <https://www.asme.org/>. The Commission has the discretion to determine whether a redesign, repair, modification or replacement of a facility constitutes a new facility subject to these regulations.

(c) *Statutory compliance.* A steam utility shall comply with sections 1—11 of the act of December 10, 1974 (73 P.S. §§ 176—186), known as the Underground Utility Line Protection Act, and Pennsylvania One Call.

(d) *Enforcement.* A steam utility will be subject to inspections as necessary to assure compliance with this

section. The facilities, books and records of a steam utility shall be accessible to the Commission and its staff for the inspections. A steam utility shall provide the Commission or its staff with the reports, supplemental data and information requested by Commission staff to administer and enforce this section.

(e) *Records.* A steam utility shall keep adequate records as required for compliance with this subsection for 3 years. The records shall be accessible to the Commission and its staff.

§ 61.43. Notification of major construction.

A steam utility shall notify the Commission and the Gas Safety Division of proposed major construction, reconstruction or maintenance of its facilities at least 30 days prior to the beginning of work. Major construction, reconstruction or maintenance is defined for this reporting as a single project involving an expenditure in excess of \$300,000 or 10% of the cost of the utility's plant in service, whichever is less. The notification of proposed construction must include all of the following:

- (1) Description and location (city, township, county) of proposed work.
- (2) Type of facility (for example, distribution mains, service lines, expansion joints, and the like).
- (3) Estimated starting date.
- (4) Estimated completion date.
- (5) Design pressure.
- (6) Estimated cost.
- (7) Name and address of reporting steam distribution utility.
- (8) Name, address and telephone number of person to be contacted regarding the project.
- (9) Notification to the Commission of the completion date.

§ 61.44. Operating and maintenance plan.

(a) A steam utility shall establish and file with the Secretary of the Commission and the Gas Safety Division a detailed, written operating and maintenance plan for complying with this chapter. Revisions to a plan shall be submitted at least 30 days prior to the effective date of the plan.

(b) The operating and maintenance plan must include, at a minimum, all of the following:

- (1) Detailed instructions for employees covering operating and maintenance procedures during normal operations and repairs.
- (2) Procedures for welding, brazing and welder qualifications.
- (3) Procedures for reporting, investigating, classifying, handling and monitoring steam leaks.
- (4) Procedures to correct, within specified time frames, deficiencies found during inspections, evaluations, tests, and the like required under this chapter.
- (5) Procedures for continuing surveillance of steam facilities to determine and take appropriate action concerning failures, leakage history, and other unusual operating and maintenance conditions.

(6) An established list of qualified persons who exclusively may approve the turn-on of any section of the steam distribution system.

(7) Procedures to ensure that the turn-on of any section of the steam distribution system is accomplished only by persons specifically trained, qualified and approved for that purpose.

(c) A steam utility shall adhere to its operating and maintenance plan filed with the Commission.

§ 61.45. Security planning and emergency contact list.

(a) A steam utility shall develop and maintain written plans for physical and cyber security, emergency response and business continuity in accordance with § 101.3 (relating to plan requirements).

(b) Within its Chapter 101 emergency response plan, a steam utility shall provide procedures for all of the following:

- (1) The availability of personnel, equipment, tools and materials as needed at the scene of an emergency.
- (2) Actions directed toward protecting people first, and then property.
- (3) Emergency shutdown in any section of the pipeline system necessary to minimize hazards to life or property.
- (4) Making safe any actual or potential hazard to life or property.
- (5) Safely restoring any main or service outage.

(c) During January of each year, a steam utility shall file with the Commission's Secretary and the Gas Safety Division a list of the utility's responsible officials who may be contacted in the event of an emergency. The steam utility shall serve this list on all municipalities within which its facilities are located. Revisions to this list within the year shall be immediately reported to the Gas Safety Division and affected municipalities.

§ 61.46. Customer education and information program.

(a) A steam utility shall initiate and maintain, on a continuing basis, a satisfactory program for customer education and information designed to assist its customers and appropriate governmental organizations to recognize steam emergency conditions and situations and to notify the steam utility of those emergency situations.

(b) The program and the media used must be as comprehensive as necessary to reach all customers.

(c) During January of each year, a steam utility shall file with the Commission's Secretary and the Gas Safety Division a current description of its customer education and information program, including a detailed statement of the means of its implementation and samples of all descriptive literature and other educational aids.

§ 61.47. Employee training.

(a) An employee involved in the operation, maintenance or testing of steam pipelines and related facilities shall satisfactorily complete training at all progression levels to ensure effective and safe implementation of the procedures required under this chapter. Every employee and supervisor shall receive annual training.

(b) A new employee shall receive basic classroom training prior to on-the-job training in field operations.

§ 61.48. Periodic inspections.

(a) Steam traps and trap piping assemblies shall be inspected for general condition and proper operation at least three times each calendar year.

(b) Blow-off valves shall be checked for operability immediately prior to closing each associated main valve during a scheduled shutdown of a section of the steam distribution pipeline system. Removal of condensate from a shutdown section of pipeline shall be accomplished prior to reopening main valves.

(c) Accessible expansion joints shall be inspected at least twice annually. The inspection shall include checks for leakage, proper alignment and traverse measurement.

(d) Service valves owned by the utility located within the customer's building shall be inspected at least once annually.

(e) Manholes owned by the utility containing steam facilities shall be inspected for general conditions and adequacy of insulation at least once annually.

(f) Remote system pressure indicating devices shall be inspected and tested for accuracy at least once every 2 years. At a minimum, pressure indicating gauges shall be installed at the interface between portions of the system which are designed for different operating pressures.

§ 61.49. Records.

A steam utility shall maintain records documenting inspections, maintenance, tests and all other matters required under this chapter for at least 3 years. Records and copies shall be kept on file at the steam utility's offices in this Commonwealth and be readily accessible to Commission staff.

§ 61.50. Welding; qualification and nondestructive testing.

(a) Welding shall be performed by qualified welders employing qualified welding procedures. Welders and welding procedures shall be qualified in accordance with the most updated and applicable standards of the American Society of Mechanical Engineers, Two Park Avenue, New York, NY 10016-5990, <https://www.asme.org/>.

(b) Field welds that are inaccessible or not in a manhole on new steam pipelines shall be nondestructively tested. A new pipeline shall be tested at system pressure.

(c) New construction pipelines shall be pressure tested to 1 1/2 times the maximum allowable operating pressure.

(d) Field welds made on existing steam pipeline facilities are subject to a program of random unannounced nondestructive testing to assess the quality of welding and test the work of each welder. The required minimum testing rate shall be 10% of all welds made during a calendar year. If 10% or more of the welds tested in a calendar year are found to be unacceptable, the test rate shall increase by 5% for the ensuing calendar year. If fewer than 10% of the welds are found to be unacceptable in a year when the required test rate was greater than 10%, the test rate may be decreased by 5% for the ensuing calendar year.

§ 61.51. Steam leaks and steam emergency reports.

(a) Emergency leaks require an immediate response to protect life and property and shall be worked continuously until repairs are completed or until the condition is no longer hazardous. An emergency leak includes any leak which could cause property damage or personal injury or any leak which, in the judgment of the operating personnel at the scene, is regarded as potentially hazardous.

(b) Nonemergency leaks include any leak which is not immediately hazardous at the time of discovery and can be reasonably expected to remain that way. Nonemer-

gency leaks shall be re-examined within 6 months from the date of discovery, and repaired within a reasonable time.

(c) A steam leak record, identified by number, shall be used to depict the entire history of a leak from the time of discovery through repair. The record must contain information as to the nature of the repair.

(d) A steam utility shall record data and compile a written report of each steam leak and steam emergency leak as defined in subsection (a).

(e) An event log shall be kept and maintained on file recording the receipt and handling of each event and must contain all of the following information:

(1) The location of leak or emergency.

(2) The time the report is first received.

(3) A description as to type of leak or emergency.

(4) The time personnel are first dispatched to the location.

(5) The time of arrival of personnel at the location.

(6) The times of dispatch and arrival of additional personnel called to the location.

(f) A steam utility shall have available for inspection by the Commission's Gas Safety Division, on or before the 16th day of each calendar month, a summary analysis of its performance in responding to reports of steam leaks and emergencies.

§ 61.52. Facility failure investigation.

(a) A steam utility shall establish procedures to analyze each failure that causes injury or damage for the purpose of determining its cause and to minimize the possibility of recurrence. The procedures must include a method to select samples of the failed facility or equipment for laboratory examination when necessary.

(b) The procedures must provide for complete cooperation with Commission staff, including using independent consultants, in testing or surveying equipment or systems deemed necessary by staff or the consultants for the investigation and analysis of a failure or accident to determine its cause and to minimize the possibility of recurrence.

(c) A facility failure occurs when the facility fails to perform the function it was designed for.

§ 61.53. Asbestos control.

(a) A steam utility shall have procedures to safely manage and abate asbestos materials from accessible manholes, vaults and other areas that contain steam facilities.

(b) A steam utility shall have emergency procedures to control and eliminate asbestos-contaminated debris resulting from the failure of a steam pipeline or facility.

(c) A steam utility shall have a program to maintain, in safe condition, asbestos materials on exposed piping and fittings in the steam distribution system and to eliminate asbestos materials to the extent practicable and feasible.

(d) The procedures must comply with applicable rules and regulations regarding the removal, handling and disposal of asbestos materials.

CHAPTER 67. SERVICE OUTAGES

§ 67.1. General provisions.

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

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

report shall be filed for the event. Each report must contain the following information:

* * * * *

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

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

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

* * * * *

[Pa.B. Doc. No. 16-193. Filed for public inspection February 5, 2016, 9:00 a.m.]

NOTICES

CAPITOL PRESERVATION COMMITTEE

Request for Proposals; Correction

An error occurred in the notice for CPC 15.152 published at 46 Pa.B. 562 (January 30, 2016). The name of the project is corrected to "Restoration of the Law Library Windows, Floor and Accessories." The remainder of the notice is accurate as published.

DAVID L. CRAIG,
Executive Director

[Pa.B. Doc. No. 16-194. Filed for public inspection February 5, 2016, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of 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 26, 2016.

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

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
1-22-2016	Atlantic Community Bankers Bank Camp Hill Cumberland County Application for approval to merge Interim Atlantic Community Bankers Bank, Camp Hill, with and into Atlantic Community Bankers Bank, Camp Hill. The merger will facilitate the proposed reorganization of Atlantic Community Bankers Bank, Camp Hill, into a bank holding company structure whereby Atlantic Community Bankers Bank will become the wholly-owned subsidiary of Atlantic Community Bancshares, Inc., Camp Hill, a new holding company in formation.	Approved
1-22-2016	Covenant Bank Doylestown Bucks County Application for approval to merge Covenant Bank, Doylestown, with and into Covenant Interim Bank, Doylestown. The merger will facilitate the proposed reorganization of Covenant Bank, Doylestown, into a bank holding company structure whereby Covenant Bank will become the wholly-owned subsidiary of Covenant Financial, Inc., Doylestown, a new holding company in formation.	Approved

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
1-22-2016	CNB Bank Clearfield Clearfield County	2473 Old Route 220 North Duncansville Blair County	Approved

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>
1-13-2016	Healthcare First Credit Union Johnstown Cambria County	321 Main Street Johnstown Cambria County	Filed
1-13-2016	Healthcare First Credit Union Johnstown Cambria County	194 Donald Lane Johnstown Cambria County	Filed

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

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 16-195. Filed for public inspection February 5, 2016, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Revisions to Schedule of Prices for State Parks

A. *Summary and Background*

Under section 314 of the Conservation and Natural Resources Act (71 P. S. § 1340.314) and 17 Pa. Code § 11.224 (relating to prices), the Department of Conservation and Natural Resources (Department), Bureau of State Parks (Bureau), is revising its price schedule for State Park activities, uses and privileges. The new schedule in Section D, as follows, includes revisions to the schedule to add a permit fee range for shooting range operation, a clarification on swimming pool family passes and the implementation of a nonrefundable transaction fee for all reservation transactions in the Bureau's Reservation Program.

The revision includes adding a shooting range permit fee for shooting ranges operating on Department lands. The Department has recently renovated its shooting ranges, investing in forms of lead remediation, safety barrier construction, shooting range redesign and other related projects. This fee structure will also be utilized at any future Department ranges. Individuals, families and groups interested in utilizing the shooting range facilities must purchase annual range permits. Permits can be purchased by individuals 16 years of age or older. A family is defined as up to five people living in one family unit (person living under one household). Additional

family members in excess of five will need to either purchase additional individual permits or an additional family permit.

The new price schedule revises the definition of a "family" for an Annual Family Pool Pass and establishes how additional family members will be charged for an Annual Family Pool Pass at all swimming pools operated by the Bureau.

The Bureau has invested in upgrading the reservation system program with greater search options, photo uploads and online capabilities. A nonrefundable transaction fee will be charged for every advanced and walk-in reservation to defray the cost of the upgrade. This fee will be charged at the time reservations and registrations are made for reservable facilities in State Parks, including boating slip, campsite, cabin, inn room, pavilion, picnic grove, observatory shelter, yurt, camping and deluxe cottage, backpacking reservations and meeting rooms.

The current price schedule can be found at the State Parks web site at <http://www.dcnr.state.pa.us/stateparks/prices/index.htm> or at any State Park office. When the new price schedule becomes effective it will be posted on the previously listed State Parks web site.

B. *Contact Person*

Questions may be directed to Ryan Dysinger, Assistant Director, Bureau of State Parks, Rachel Carson State Office Building, P. O. Box 8551, Harrisburg, PA 17105-8551, (717) 787-6640, rdysinger@pa.gov. Persons with a disability may use the Pennsylvania AT&T Relay Service by calling (800) 654-5984 (TDD users).

C. *Effective Date*

The effective date of the new range price schedule and family definition for a swimming pass addition is Tuesday, February 16, 2016. The reservation fee will take effect beginning on Tuesday, February 16, 2016.

D. *Price Schedule*

1. *Shooting Range Fee Addition (Effective February 16, 2016)*

<i>Service</i>	<i>Time Frame</i>	<i>Resident</i>	<i>Nonresident</i>
<i>Shooting Range Permit</i>			
Individual 16 years of age and older	Yearly	\$30.00—\$60.00	\$36.00—\$66.00
Family Permit Up to five individuals in one family unit (living under one household)	Yearly	\$40.00—\$70.00	\$48.00—\$78.00

2. *Family Pass Definition Addition (Effective February 16, 2016)*

<i>Facility Type Unit</i>	<i>Unit</i>	<i>Resident</i>	<i>Nonresident</i>
<i>Swimming</i>			
Annual Family Pass	A family is redefined as five people living in one family unit (persons living under one household). Additional family members, living under the same household, may buy an additional person pass at 1/5 of the cost of the annual season family pass. Rate remains the same as previously published.		

3. *Transaction Fee Addition (Effective February 16, 2016)*

<i>Service</i>	<i>Unit</i>	<i>Resident</i>	<i>Nonresident</i>
<i>Transaction Fee</i>			
Transaction Fee	Per reservation	\$4.00	\$4.00

CINDY ADAMS DUNN,
Secretary

[Pa.B. Doc. No. 16-196. Filed for public inspection February 5, 2016, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

APPLICATIONS FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0112020 (Sewage)	Brookside MHP 3499 US Highway 9 North, Suite 3C Freehold, NJ 07728-3277	Columbia County North Centre Township	West Branch Briar Creek (5-D)	No
PA0112615 (Industrial)	Northumberland Cogen Plant PO Box 7 Mcadoo, PA 18237-0007	Northumberland County Point Township	Susquehanna River (10-D)	No
PA0115088 (Sewage)	Benton Municipal Water & Sewer Authority Sewer System PO Box 516 1A South 3rd Street Benton, PA 17814-0516	Columbia County Benton Borough	Fishing Creek (5-C)	Yes
PA0036773 (Sewage)	Shinglehouse Borough PO Box 156 Shinglehouse, PA 16748-0156	Potter County Shinglehouse Borough	Honeoye Creek (16-C)	No
PA0209147 (Sewage)	Centre Hall Potter Sewer Authority PO Box 497 Centre Hall, PA 16828-0497	Centre County Potter Township	Unnamed Tributary to Sinking Creek (6-A)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0204498 (Sewage)	Rayne Township Elementary School 2535 Rte 119 Highway N Home, PA 15747	Indiana County Rayne Township	Unnamed Tributary of Crooked Creek (17-E)	Y

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

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

PA0042102, Storm Water, SIC Code 2851, **Ranbar Electric Materials Inc.**, 408 Manor Harrison City Road, Harrison City, PA 15636-1102. Facility Name: Ranbar Electric Materials Manor Plant. This existing facility is located in Manor Borough, **Westmoreland County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for existing discharges of industrial storm water.

The receiving stream, Bushy Run, is located in State Water Plan watershed 19-A and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies

The proposed effluent limits for Outfalls 001, 002, 003, 005, 006 and 007 are for discharges of storm water.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (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>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
COD	XXX	XXX	XXX	XXX	Report	XXX
TSS	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Total Aluminum	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Zinc	XXX	XXX	XXX	XXX	Report	XXX

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

The EPA Waiver is not in effect.

PAS806105, Industrial Waste, SIC Code 5171, **Bruceton Farm Service Inc.**, 1446 Smith Creek Road, Waynesburg, PA 15370. Facility Name: Waynesburg Bulk Storage Facility. This existing facility is located in Franklin Township, **Greene County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for existing discharges of treated groundwater and treated industrial storm water.

The receiving stream(s), Unnamed Tributary to Smith Creek, is located in State Water Plan watershed 19-B and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.015 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (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>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
TSS	XXX	XXX	XXX	30.0	XXX	75.0
Oil and Grease	XXX	XXX	XXX	15.0	XXX	30.0
Total Cadmium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.290	0.452	0.752
Total Copper (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.0096	0.015	0.024
Dissolved Iron						
(Interim)	XXX	XXX	XXX	Report	XXX	7.0
(Final)	XXX	XXX	XXX	0.32	0.50	0.80
Total Iron						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	1.6	2.5	4.0
Total Lead (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.4	5.3	8.5
Total Manganese						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	1.07	1.67	2.67
Total Thallium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.257	0.401	0.642
Benzene	XXX	XXX	XXX	0.001	XXX	0.0025
Total BTEX	XXX	XXX	XXX	0.1	XXX	0.25
MTBE	XXX	XXX	XXX	Report	XXX	Report

The proposed effluent limits for Outfall 002 are for storm water discharges.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Oil and Grease	XXX	XXX	XXX	15.0	XXX	30.0
TSS	XXX	XXX	XXX	XXX	XXX	Report
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Internal Monitoring Point 102 are for hydrostatic test water.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
TRC	XXX	XXX	XXX	XXX	XXX	0.05
TSS	XXX	XXX	XXX	30.0	XXX	60.0
Oil and Grease	XXX	XXX	XXX	15.0	XXX	30.0
Dissolved Iron	XXX	XXX	XXX	XXX	XXX	7.0
Benzene	XXX	XXX	XXX	XXX	XXX	0.0025
Total BTEX	XXX	XXX	XXX	XXX	XXX	0.25

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

The EPA Waiver is in effect.

PA0264211, Sewage, SIC Code 8800, **Jenner Township**, 2058 Lincoln Highway, Boswell, PA 15531-4012. Facility Name: Pine Run SFTF. This proposed facility is located in Jenner Township, **Somerset County**.

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

The receiving stream(s), Pine Run, is located in State Water Plan watershed 18-E and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0012 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
TRC	XXX	XXX	XXX	0.5	XXX	1.6
BOD ₅	XXX	XXX	XXX	10.0	XXX	20
TSS	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX

Geo Mean

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

The EPA Waiver is in effect.

PA0001937, Industrial Waste, SIC Codes 3612 and 3613, **Pennsylvania Transformer Technology, Inc.**, 30 Curry Avenue, Canonsburg, PA 15317-0440. Facility Name: Canonsburg Plant. This existing facility is located in Canonsburg Borough, **Washington County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for existing and new discharges of treated groundwater and storm water.

The receiving stream(s), Chartiers Creek and Unnamed Tributary to Chartiers Creek, are located in State Water Plan watershed 20-F and are classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharges are not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.72 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>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	5.0	10.0	12.5
Total Cadmium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.584	0.911	1.46

<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 Copper (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	18.2	28.4	45.5
Free Available Cyanide (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	11.2	17.5	28.0
Acrolein (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.90	6.08	9.75
1,3-Dichloropropylene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.02	4.71	7.55
Benzene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Benzidine (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.0008	0.001	0.002
Bromoform (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Carbon Tetrachloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	2.04	3.18	5.10
Chlordane (µg/L)	XXX	XXX	XXX	0.0	0.0	XXX
Chlorodibromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.55	5.54	8.88
1,1,2-Trichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	5.24	8.17	13.1
1,2-Dichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.37	5.26	8.43
Dichlorobromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	4.88	7.62	12.2
1,1,2,2-Tetrachloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	1.51	2.35	3.78
Hexachlorobutadiene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Methylene Chloride (µg/L)	XXX	XXX	XXX	Report	Report	XXX
PCB-1260 (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Total PCBs (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Tetrachloroethylene (µg/L)						
(Interim)	XXX	XXX	XXX	5.0	10.0	12.5
(Final)	XXX	XXX	XXX	5.0	9.55	12.5
Trichloroethylene (µg/L)	XXX	XXX	XXX	5.0	10.0	12.5
Vinyl Chloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.222	0.346	0.555

The proposed effluent limits for Outfall 002 are based on a design flow of 0.066 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>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	5.0	10.0	12.5
Total Aluminum (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Cadmium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.537	0.838	1.34
Hexavalent Chromium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	20.6	32.2	51.5
Total Iron (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Lead (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	6.32	9.86	15.8

<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 Selenium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	9.91	15.5	24.8
Acrolein (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.82	5.96	9.55
1,3-Dichloropropylene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	2.62	4.09	6.55
Benzene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	9.25	14.4	23.1
Benzidine (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.0007	0.001	0.002
Bromoform (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Carbon Tetrachloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	1.77	2.77	4.43
Chlordane (µg/L)	XXX	XXX	XXX	0.0	0.0	XXX
Chlorodibromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.08	4.81	7.70
1,1,2-Trichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	4.55	7.09	11.4
1,2-Dichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	2.93	4.57	7.33
Dichlorobromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	4.24	6.61	10.6
1,1,2,2-Tetrachloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	1.31	2.04	3.28
Chloroform (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	43.9	68.5	110
Hexachlorobutadiene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Methylene Chloride (µg/L)	XXX	XXX	XXX	Report	Report	XXX
PCB-1260 (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Total PCBs (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Tetrachloroethylene (µg/L)						
(Interim)	XXX	XXX	XXX	5.0	10.0	12.5
(Final)	XXX	XXX	XXX	5.0	8.29	12.5
Trichloroethylene (µg/L)	XXX	XXX	XXX	5.0	10.0	12.5
Vinyl Chloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.193	0.301	0.483

The proposed effluent limits for Outfall 003 are based on a design flow of 0.0144 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>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	5.0	10.0	12.5
Total Cadmium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.584	0.911	1.46
Total Lead (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	6.86	10.7	17.2
4,6-dinitro-o-cresol (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	28.0	43.7	70.0

<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>	
Acrolein (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.90	6.08	9.75
1,3-Dichloropropylene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.02	4.71	7.55
Benzene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Benzidine (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.0008	0.001	0.002
Bromoform (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Carbon Tetrachloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	2.04	3.18	5.10
Chlordane (µg/L)	XXX	XXX	XXX	0.0	0.0	XXX
Chlorodibromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.55	5.54	8.88
1,1,2-Trichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	5.24	8.17	13.1
1,2-Dichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.37	5.26	8.43
Dichlorobromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	4.88	7.62	12.2
1,1,2,2-Tetrachloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	1.51	2.35	3.78
Hexachlorobutadiene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Methylene Chloride (µg/L)	XXX	XXX	XXX	Report	Report	XXX
PCB-1260 (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Total PCBs (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Tetrachloroethylene (µg/L)						
(Interim)	XXX	XXX	XXX	5.0	10.0	12.5
(Final)	XXX	XXX	XXX	5.0	9.55	12.5
Trichloroethylene (µg/L)	XXX	XXX	XXX	5.0	10.0	12.5
Vinyl Chloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.222	0.346	0.555

The proposed effluent limits for Outfall 004 are based on a design flow of 0.096 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>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	5.0	10.0	12.5
Total Aluminum (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Cadmium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.584	0.911	1.46
Hexavalent Chromium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	21.2	33.0	53.0
Free Available Cyanide (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	11.2	17.5	28.0
Total Lead (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	6.86	10.7	17.2
Total Zinc (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	156	243	390

<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>	
3,3-Dichlorobenzidine (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.186	0.291	0.465
Acrolein (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.90	6.08	9.75
1,3-Dichloropropylene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.02	4.71	7.55
Benzene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Bromoform (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Carbon Tetrachloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	2.04	3.18	5.10
Chlordane (µg/L)	XXX	XXX	XXX	0.0	0.0	XXX
Chlorodibromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.55	5.54	8.88
1,1,2-Trichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	5.24	8.17	13.1
1,2-Dichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.37	5.26	8.43
Dichlorobromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	4.88	7.62	12.2
1,1,1,2-Tetrachloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	1.51	2.35	3.78
Hexachlorobutadiene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Hexachloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	12.4	19.4	31.0
Methylene Chloride (µg/L)	XXX	XXX	XXX	Report	Report	XXX
PCB-1260 (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Total PCBs (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Tetrachloroethylene (µg/L)						
(Interim)	XXX	XXX	XXX	5.0	10.0	12.5
(Final)	XXX	XXX	XXX	5.0	9.55	12.5
Trichloroethylene (µg/L)	XXX	XXX	XXX	5.0	10.0	12.5
Vinyl Chloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.222	0.346	0.555

The proposed effluent limits for Outfall 005 are based on a variable flow.

<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>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	Report	Report	XXX
Total Aluminum	XXX	XXX	XXX	0.75	0.75	0.75
Total Chromium	XXX	XXX	XXX	Report	Report	XXX
Free Available Cyanide	XXX	XXX	XXX	Report	Report	XXX
Total Cyanide	XXX	XXX	XXX	Report	Report	XXX
Fluoride	XXX	XXX	XXX	Report	Report	XXX
Dissolved Iron	XXX	XXX	XXX	Report	Report	XXX
Total Iron	XXX	XXX	XXX	1.5	3.0	3.75
Total Lead	XXX	XXX	XXX	Report	Report	XXX
Total Manganese	XXX	XXX	XXX	1.0	2.0	2.5
Total Mercury	XXX	XXX	XXX	Report	Report	XXX
Total Nickel	XXX	XXX	XXX	Report	Report	XXX
Sulfate	XXX	XXX	XXX	Report	Report	XXX
Total Zinc	XXX	XXX	XXX	Report	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>	
Chlordane (µg/L)	XXX	XXX	XXX	0.0	0.0	XXX
PCB-1260 (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Total PCBs (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016

The proposed effluent limits for Outfall 006 are based on a design flow of 0.288 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>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	5.0	10.0	12.5
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	Report	Report	XXX
Total Cadmium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.584	0.911	1.46
Total Copper (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	18.2	28.4	45.5
Free Available Cyanide (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	11.2	17.5	28.0
Total Thallium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.518	0.807	1.30
4,6-dinitro-o-cresol (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	28.0	43.7	70.0
3,3-Dichlorobenzidine (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.186	0.291	0.465
Pentachlorophenol (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	2.40	3.74	6.00
2,4,6-Trichlorophenol (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	12.4	19.4	31.0
Acrolein (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.90	6.08	9.75
Acrylonitrile (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.453	0.706	1.13
1,3-Dichloropropylene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.02	4.71	7.55
Hexachlorobenzene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.002	0.004	0.005
Benzene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Benzidine (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.0008	0.001	0.002
Benzo(a)Anthracene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.034	0.053	0.085
Benzo(a)Pyrene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.034	0.053	0.085
Benzo(k)Fluoranthene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.034	0.053	0.085
3,4-Benzofluoranthene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.034	0.053	0.085
Bromoform (µg/L)	XXX	XXX	XXX	Report	Report	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Carbon Tetrachloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	2.04	3.18	5.10
Chlordane (µg/L)	XXX	XXX	XXX	0.0	0.0	XXX
Chlorodibromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.55	5.54	8.88
1,1,2-Trichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	5.24	8.17	13.1
1,2-Dichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.37	5.26	8.43
1,2-Diphenylhydrazine (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.319	0.498	0.798
Dichlorobromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	4.88	7.62	12.2
1,1,1,2-Tetrachloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	1.51	2.35	3.78
Bis(2-Chloroethyl)Ether (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.266	0.415	0.665
Bis(2-Ethylhexyl)Phthalate (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	10.6	16.6	26.5
Chrysene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.034	0.053	0.085
Dibenzo(a,h)Anthracene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.034	0.053	0.085
Hexachlorobutadiene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.91	6.09	9.78
Hexachlorocyclopentadiene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	2.16	3.37	5.40
Hexachloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	12.4	19.4	31.0
Indeno(1,2,3-cd)Pyrene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.034	0.053	0.085
Methylene Chloride (µg/L)	XXX	XXX	XXX	Report	Report	XXX
N-Nitrosodimethylamine (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.006	0.010	0.015
N-Nitrosodi-N-Propylamine (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.044	0.069	0.110
N-Nitrosodiphenylamine (µg/L)	XXX	XXX	XXX	Report	Report	XXX
PCB-1260 (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Total PCBs (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Phenanthrene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	2.16	3.37	5.40
Tetrachloroethylene (µg/L)						
(Interim)	XXX	XXX	XXX	5.0	10.0	12.5
(Final)	XXX	XXX	XXX	5.0	9.55	12.5
Trichloroethylene (µg/L)	XXX	XXX	XXX	5.0	10.0	12.5
Vinyl Chloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.222	0.346	0.555

The proposed effluent limits for Internal Monitoring Point 102 are based on a variable flow.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	5.0	10.0	12.5
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	Report	Report	XXX
Total Arsenic (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Cadmium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.584	0.911	1.46
Total Copper (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	18.2	28.4	45.5
Free Available Cyanide (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	11.2	17.5	28.0
Total Cyanide (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Selenium (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Zinc (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Acrolein (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.90	6.08	9.75
1,3-Dichloropropylene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.02	4.71	7.55
Benzene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Benzidine (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.0008	0.001	0.002
Bromoform (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Carbon Tetrachloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	2.04	3.18	5.10
Chlordane (µg/L)	XXX	XXX	XXX	0.0	0.0	XXX
Chlorodibromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.55	5.54	8.88
1,1,2-Trichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	5.24	8.17	13.1
1,2-Dichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.37	5.26	8.43
Dichlorobromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	4.88	7.62	12.2
1,1,2,2-Tetrachloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	1.51	2.35	3.78
Chloroform (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Hexachlorobutadiene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Methylene Chloride (µg/L)	XXX	XXX	XXX	Report	Report	XXX
PCB-1260 (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Total PCBs (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
cis-1,2-Dichloroethylene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
trans-1,2-Dichloroethylene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Tetrachloroethylene (µg/L)						
(Interim)	XXX	XXX	XXX	5.0	10.0	12.5
(Final)	XXX	XXX	XXX	5.0	9.55	12.5
Trichloroethylene (µg/L)	XXX	XXX	XXX	5.0	10.0	12.5
Vinyl Chloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.222	0.346	0.555

The proposed effluent limits for Internal Monitoring Point 104 are based on a variable flow.

<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>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	5.0	10.0	12.5
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	Report	Report	XXX
Total Arsenic (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Cadmium (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.584	0.911	1.46
Total Copper (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	18.2	28.4	45.5
Free Available Cyanide (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	11.2	17.5	28.0
Total Cyanide (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Selenium (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Zinc (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Acetone (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Acrolein (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.90	6.08	9.75
1,3-Dichloropropylene (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.02	4.71	7.55
Benzene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Benzidine (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.0008	0.001	0.002
Bromoform (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Carbon Tetrachloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	2.04	3.18	5.10
Chlordane (µg/L)	XXX	XXX	XXX	0.0	0.0	XXX
2-Butanone (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Chlorodibromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.55	5.54	8.88
1,1,2-Trichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	5.24	8.17	13.1
1,2-Dichloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	3.37	5.26	8.43
Dichlorobromomethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	4.88	7.62	12.2
1,1,2,2-Tetrachloroethane (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	1.51	2.35	3.78
Chloroform (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Hexachlorobutadiene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Methylene Chloride (µg/L)	XXX	XXX	XXX	Report	Report	XXX
PCB-1260 (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
Total PCBs (µg/L)	XXX	XXX	XXX	0.000064	0.000128	0.00016
cis-1,2-Dichloroethylene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
trans-1,2-Dichloroethylene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Tetrachloroethylene (µg/L)						
(Interim)	XXX	XXX	XXX	5.0	10.0	12.5
(Final)	XXX	XXX	XXX	5.0	9.55	12.5
Trichloroethylene (µg/L)	XXX	XXX	XXX	5.0	10.0	12.5
Vinyl Chloride (µg/L)						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.222	0.346	0.555

The proposed effluent limits for Internal Monitoring Point 202 are based on a variable flow.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	5.0	10.0	12.5
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	Report	Report	XXX
Chlordane (µg/L)	XXX	XXX	XXX	1.0	1.0	XXX
PCB-1260 (µg/L)	XXX	XXX	XXX	0.25	0.25	XXX
cis-1,2-Dichloroethylene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
trans-1,2-Dichloroethylene (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Tetrachloroethylene (µg/L)	XXX	XXX	XXX	5.0	10.0	12.5
Trichloroethylene (µg/L)	XXX	XXX	XXX	5.0	10.0	12.5
Vinyl Chloride (µg/L)	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Internal Monitoring Point 204 are based on a variable flow.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Oil and Grease	XXX	XXX	XXX	5.0	10.0	12.5
Chlordane (µg/L)	XXX	XXX	XXX	1.0	1.0	XXX
PCB-1260 (µg/L)	XXX	XXX	XXX	0.25	0.25	XXX

In addition, the permit contains the following major special conditions: a schedule of compliance for water quality limits; storm water discharge requirements; and a sampling requirement for new discharges from Outfall 006.

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.

III. WQM Industrial Waste and Sewerage Applications 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. 5406402A-2, Sewage, **Saint Clair Sewer Authority Schuylkill County**, 16 South Third Street, Saint Clair, PA 17970.

This proposed facility is located in East Norwegian Township, **Schuylkill County**.

Description of Proposed Action/Activity: Project consists of new UV disinfection system/building; new influent flow meter; changes in previously approved sludge management facilities/process (including removal of previously approved sludge dryer and sludge drying bed); changes in previously approved WWTP equipment (influent screen, pumps, etc.), and associated construction.

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

WQM Permit No. 6515400, Sewage, **Outside In School Of Experiential Education**, 196 Hamill School Road, Bolivar, PA 15923.

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

Description of Proposed Action/Activity: Construction of a new 10,000 gallon per day sewage treatment plant to serve the Outside In School of Experiential Education.

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

WQM Permit No. 1016401, Sewage, **Nicholas Romeo**, 316 Logan Road, Valencia, PA 16059.

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

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

WQM Permit No. 3381403 A-1, Sewage, **Brookville Municipal Authority**, 18 Western Avenue Suite A, Brookville, PA 15825-1540.

This existing facility is located in Brookville Borough, **Jefferson County**.

Description of Proposed Action/Activity: Replacement and rehabilitation of existing wastewater collection system sewers and wastewater treatment facility upgrades in Brookville Borough and Pine Creek Township.

WQM Permit No. 6212403 A-1, Sewage, **Jill Petty**, 25 Elm Street, Youngsville, PA 16317.

This existing facility is located in Pittsfield Township, **Warren County**.

Description of Proposed Action/Activity: Amendment to install an aerobic unit instead of the existing permitted peat filter system.

WQM Permit No. 1616402, Sewage, **PA American Water Co.**, 800 W Hersheypark Drive, Hershey, PA 17033.

This proposed facility is located in Paint Township, **Clarion County**.

Description of Proposed Action/Activity: Construction of a pump station and force main to convey sewage from the current Shippenville WWTP to the Pain-Elk gravity sewer system for treatment at the Paint-Elk WWTP.

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

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI015111601	Southeastern Pennsylvania Transportation Authority 1234 Market Street Philadelphia, PA 19107-3780	Philadelphia	City of Philadelphia	Schuylkill River WWF
PAI010915010	Keystone-NAP 1 Ben Fairless Drive Fairless Hills, PA 19030	Bucks	Falls Township	Delaware River WWF-MF
PAI011515030	William J. Kyle 703 Hemlock Hill Lane West Chester, PA 19380	Chester	Easttown Township	James Run to Crum Creek HQ-CWF-MF
PAI012316002	Monroe Energy, LLC 4101 Post Road Trainer, PA 19061	Delaware	Trainer Borough Stony Creek WWF-MF	
PAI012316001	PECO an Exelon Company 2301 Market Street, S7-2 Philadelphia, PA 19103	Delaware	Eddystone Borough	Delaware River WWF-MF
PAI011515019	Bombay Enterprises, LLC 1806 Zebbley Road Wilmington, DE 19810-1502	Chester	Lower Oxford Township	West Branch Big Elk Creek HQ-TSF-MF

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

Lehigh County Conservation District, Lehigh Ag Center, Suite 102, 4184 Dorney Park Rd., Allentown, PA 18104

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023915034	Brian Hardner Lehigh Valley Hospital, Inc. Facilities & Construction Dept. 5th Floor, 2100 Mack Blvd. P. O. Box 4000 Allentown, PA 18105	Lehigh	Salisbury Township	Little Lehigh Creek (HQ-CWF, MF)
PAI023912012(2)	Jason Christoffersen Nestle Purina Petcare 2050 Pope Road Allentown, PA 18104	Lehigh	South Whitehall Township	Jordan Creek (TSF, MF) UNT to Jordan Creek (HQ-CWF, MF)
PAI023915028	Jeffrey Strauss Elysium Acquisitions, LLC 718 N. Glenwood St. Allentown, PA 18104	Lehigh	South Whitehall Township	Little Lehigh Creek (HQ-CWF, MF)
PAI023915035	Bruce George Infinera Corporation 7360 Windsor Drive Allentown, PA 18106	Lehigh	Upper Macungie Township	Iron Run (HQ-CWF, MF)
PAI023915026	Richard C. Boorse 4544 Jasmine Drive Center Valley, PA 18034	Lehigh	Upper Saucon Township	UNT to Saucon Creek (CWF, MF) (EV Wetlands)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024515011	Nyles and Kitty Possinger 291 NE Belmont Pike Stroudsburg, PA 18360	Monroe	Hamilton Township	Pocono Creek (HQ-CWF, MF)

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI024809010R	Lehigh Northampton Airport Authority Ryan Meyer 3311 Airport Road Allentown, PA 18109	Northampton	Forks Township	Bushkill Creek (HQ-CWF, MF)

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

Lycoming County Conservation District: 542 County Farm Road Suite 202, Montoursville, PA 17754, (570) 433-3003

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI044115006	Danie Smith 236 Devils End Road Trout Run, PA 17771	Lycoming	Cascade Township	UNTO Salt Run, HQ-CWF W.B. Wallis Run, HQ-CWF

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

Mercer County Conservation District, 747 Greenville Road, Mercer, PA 16137

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI064315001	SFT Properties LLC 104 Dogwood Court Butler, PA 16001	Mercer	Pine Township	UNT Wolf Creek CWF

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 3915509, Major Amendment.

Applicant	Lehigh County Authority PO Box 3348 Allentown, PA 18106-3348
[Township or Borough]	Lynn Townships Lehigh County
Responsible Official	Mr. Aurel M. Arndt Lehigh County Authority 1053 Spruce Street PO Box 3348 Allentown, PA 18106-3348
Type of Facility	Public Water Supply
Consulting Engineer	Stephen A. Marcino, P.E. Johnson, Mirmiran and Thompson 1600 Market Street, Suite 520 Philadelphia, PA 19103
Application Received Date	December 17, 2015
Description of Action	This application proposes to add storage tank & booster pumps.

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

Application No. 5316501—Construction Public Water Supply.

Applicant	Galeton Borough Authority
Township/Borough	West Branch Township

County **Potter**
 Responsible Official Tony Adami, Chairman
 Galeton Borough Authority
 15 West Street
 Galeton, PA 16922

Type of Facility Public Water Supply

Consulting Engineer David Walters, P.E.
 Larson Design Group
 1000 Commerce Park Drive,
 Suite 201
 Williamsport, PA 17701

Application Received January 25, 2016

Description of Action Depression of the existing weirs for about a foot to improve fish passage, the addition of new water intake structure and approximate 130 LF of intake piping, and the abandon of existing infiltration galleries in place.

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

Permit No. 0215537, Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hersheypark Drive
 Hershey, PA 17033

[Township or Borough] Baldwin Borough and the City of Pittsburgh

Responsible Official David R. Kaufman
 Vice President—Engineering
 Pennsylvania American Water Company
 800 West Hersheypark Drive
 Hershey, PA 17033

Type of Facility Hays Mine water treatment plant

Consulting Engineer Pennsylvania American Water Company
 800 West Hersheypark Drive
 Hershey, PA 17033

Application Received Date December 14, 2015

Description of Action Replacement of the bulk sodium hypochlorite tanks.

Permit No. 0215538, Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hersheypark Drive
 Hershey, PA 17033

[Township or Borough] Union Township

Responsible Official David R. Kaufman
 Vice President—Engineering
 Pennsylvania American Water Company
 800 West Hersheypark Drive
 Hershey, PA 17033

Type of Facility Aldrich water treatment plant

Consulting Engineer Pennsylvania American Water Company
 800 West Hersheypark Drive
 Hershey, PA 17033

Application Received Date December 14, 2015

Description of Action Replacement of the bulk sodium hypochlorite tanks.

WATER ALLOCATIONS

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

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

WA26-1007, Water Allocations. (re-submittal) **Mason-town Borough**, 1 East Church Street, Masontown, PA 15461, **Fayette County**. The applicant is requesting the right to purchase 300,000 gallons of water from Southwestern Pennsylvania Water Authority.

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

WA 37-213B, Water Allocations. **Pennsylvania American Water**, 800 West Hersheypark Drive, Hershey, PA 17033, Wayne Township, **Lawrence County**. Water Allocation permit application renewal for the right to withdraw 8.0 MGD as a peak day from Slippery Rock Creek.

WA 37-213C, Water Allocations. **Pennsylvania American Water**, 800 West Hersheypark Drive, Hershey, PA 17033, Wayne Township, **Lawrence County**. Water Allocation permit application requesting the right to withdraw 8.0 MGD as a peak day from Connoquenessing Creek or 8.0 MGD as a peak day from the Beaver River or a peak day of 8.0 MGD from both Connoquenessing Creek and the Beaver River combined. The water allocation is requested for a proposed new water treatment plant in the Ellwood City District.

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

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

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

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

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

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

Steen Residence, 1760 Moores School Road Kelly Township, **Union County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Ronda Steen, 1760 Moores School Road, Lewisburg, PA 17837 submitted a Notice of Intent to Remediate. A release of heating oil occurred at the property as a result of a leaking aboveground storage tank. The future use of the property will remain as a residential dwelling. The Notice of Intent to Remediate was published in the *Daily Item* on August 10, 2015.

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

Cramer's Cashway Property, 131 Scenic Drive (SR 534), Polk Township, **Monroe County**. Pennsylvania Tectonics Inc., 723 Main Street, Archbald, PA 18403, on behalf of Cramer's Home Building Centers, 320 North Courtland Street, East Stroudsburg, PA 18301-2198, submitted a Notice of Intent to Remediate. Soil and groundwater impact by #2 Fuel Oil was observed during closure of an underground storage tank. The proposed future use of the site will remain a combination of residential and non-residential. The Notice of Intent to Remediate was published in *The Pocono Record* on August 29, 2015

DETERMINATION FOR APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Application(s) for Determination of Applicability 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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash

Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915

General Permit Application No. WMGR038, Program I.D. WMGR038-NE007, Panther Creek Power Operating LLC, 4 Dennison Road, Nesquehoning, PA 18240. A General Permit Determination of Applicability (DOA) for the storage of processed waste tires for use as a supplemental fuel to be blended with culm at the Panther Creek Energy Facility located in Nesquehoning Borough, **Carbon County**. The DOA application was received in the Regional Office on December 16, 2015 and deemed administratively complete on January 26, 2016.

Persons interested in obtaining more information about the general permit application may contact Roger Bellas, Environmental Program Manager, Waste Management Program, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application(s) Received Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915

Permit Application No. 400695. Bio-Haz Solutions, 23 Tonoli Road, Nesquehoning, PA 18240. An application for a new medical waste processing facility located in Nesquehoning Borough, **Carbon County**. The application was submitted to the Department on November 6, 2015 and was subject to the Local Municipality Involvement Process (LMIP). The LMIP meeting took place on December 21, 2015. The application was found to be administratively complete by the Northeast Regional Office on January 25, 2016.

Comments concerning the application should be directed to Roger Bellas, Regional Waste Management Program Manager, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18704-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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

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

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

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

PLAN APPROVALS

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

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

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

48-00027A: IESI PA Bethlehem Landfill Corp. (2335 Applebutter Road, Bethlehem, PA 18015) for the increase in landfill capacity of approximately 3,669,600 cubic yards utilizing the existing landfill gas collection system, which is one (1) landfill gas flare currently installed at their facility in Lower Saucon Township, **Northampton County**.

This change does not represent an increase in allowable tonnage per day and no other current emission limits in the facility Title V permit will change as a result of this modification. The Plan Approval will contain additional recordkeeping, testing, and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The facility currently has a Title V Operating Permit No. 48-00027. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 48-00027A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone 570-826-2511 within 30 days after publication date.

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

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

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

46-0271A: Ratoskey & Trainor, Inc. (240 Flint Hill Road, King of Prussia, PA 19406), for the installation and operation of a portable nonmetallic mineral crushing plant and associated diesel fuel-fired engine at its existing facility, which is located in Upper Merion Township, **Montgomery County**.

The portable nonmetallic mineral crushing plant and engine replaced the unit previously permitted under State Only Operating Permit (SOOP) No. 46-00271. The typical operating capacity of the new unit is approximately 100 tons per hour, which is less than the exemption criteria for portable nonmetallic mineral crushing plants (that are controlled with properly located water sprays or with fabric filters) of 150 tons per hour. However, the exemption criteria are based on rated capacity. Since the rated capacity of the new unit is 225 tons per hour, and the portable nonmetallic mineral crushing plant is unable to be permanently derated to less than 150 tons per hour, DEP requires that Ratoskey & Trainor, Inc., obtain a Plan Approval to authorize operation of the new unit.

Based on a maximum operating schedule of 3,120 hours per year, and the use of a water spray dust suppression system, the post-control particulate matter (PM) emissions from the portable nonmetallic mineral crushing plant figure to be less than 2 tons per year.

The engine associated with the portable nonmetallic mineral crushing plant conforms to U. S. EPA Interim Tier 4 emission standards. Based on the same operating schedule as the portable nonmetallic mineral crushing plant, the nitrogen oxides (NO_x) emissions from the engine figure to be approximately 1.3 ton per year.

Since the portable nonmetallic mineral crushing plant will move around at the facility, the engine is considered a nonroad engine. As such, the engine is not subject to the provisions of the Standards of Performance for New Stationary Sources (NSPS) for Stationary Compression Ignition Internal Combustion Engines (40 CFR 60, Subpart III).

In addition, Ratoskey & Trainor, Inc., has requested to maintain the flexibility granted in the SOOP for it to be permitted to operate the portable nonmetallic mineral crushing plant at additional temporary locations. The plan approval will include requirements addressing operation of the portable nonmetallic mineral crushing plant at additional temporary locations.

The plan approval will also include monitoring, recordkeeping, reporting, and work practice 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

14-00003I: Pennsylvania State University (101P Physical Plant Bldg, University Park, PA 16802) for the construction of one 2,000 kW Cummins model DQKAB emergency generator powered by a 2,922 brake-horsepower diesel-fired Cummins QSK60 reciprocating internal combustion engine at the Water Treatment Plant at the University Park Campus located in College Township and State College Borough, **Centre County**. The Department of Environmental Protection's (Department) review of the information submitted by the Pennsylvania State University indicates that the air contamination source will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the new source performance standards, the national emission standards for hazardous air pollutants, and the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the emergency generator.

The following is a brief description of the conditions the Department intends to place in the plan approval in order to ensure compliance with all applicable air quality regulatory requirements:

1. Pursuant to the Best Available Technology requirements of 25 Pa. Code §§ 127.1 and 127.12 and to 40 CFR § 60.4205(b), the permittee shall operate the Water Treatment Plant Generator in a manner such that the rate of emissions from the stationary reciprocating internal combustion engine does not exceed the following limitations: (a) Nitrogen Oxide—5.3 g/bhp-hr and 8.5 tons/year. (b) Carbon Monoxide—0.18 g/bhp-hr and 0.3 ton/year (c) Nonmethane Hydrocarbons—0.11 g/bhp-hr and 0.2 ton/year (d) Particulate Matter—0.04 g/bhp-hr and 0.06 ton/year (e) Sulfur Oxide—0.01 ton/year.

2. Pursuant to the Best Available Technology requirements of 25 Pa. Code §§ 127.1 and 127.12 as well as 40 CFR §§ 60.4207(b) and 63.6604(a), the diesel fuel fired in the Water Treatment Plant Generator shall comply with the following per-gallon standards: (a) Sulfur content of 15 ppm maximum. (b) Cetane index or aromatic content, as follows: (i) A minimum cetane index of 40; or (ii) A maximum aromatic content of 35 volume percent.

3. The permittee shall operate the Water Treatment Plant Generator in accordance with the requirements of 40 CFR 60.4211(f), which limits non-emergency operation. The permittee shall equip the Water Treatment Plant Generator with a non-resettable hour meter that logs the run-time of the engine.

4. Pursuant to 40 CFR 60.4211, the permittee shall install, configure, operate, and maintain the Water Treatment Plant Generator according to the manufacturer's emission-related written instructions; change only those emission-related settings that are permitted by the manufacturer; and meet the requirements of 40 CFR Parts 89, 94, and/or 1068, as applicable.

5. The permittee shall keep records of the following information: (a) The monthly emissions of nitrogen oxides (NO_x), nonmethane hydrocarbons (NMHC), carbon monoxide (CO), particulate matter (PM), and sulfur oxides (SO_x) from the exhaust of the Water Treatment Plant Generator and the supporting calculations/documentation; (b) The number of hours from the non-resettable hour meter that the engine is operated on a monthly basis; (c) For each delivery of diesel fuel for this engine, a copy of the fuel certification report that verifies compliance with diesel fuel requirements. (d) Maintenance records that verifies the engine is operated and maintained according

to the manufacturer's written instructions and recommendations. These records shall be kept for a minimum of five (5) years and shall be made available to the Department upon request.

6. The Water Treatment Plant Generator is subject to the requirements of 40 CFR Part 60 Subpart IIII and 40 CFR Part 63 Subpart ZZZZ. The permittee shall comply with all applicable requirements of Subparts IIII and ZZZZ for the Water Treatment Plant Generator.

The facility is a major (Title V) facility. If 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 14-00003I, the requirements established in the plan approval will be incorporated into Title V Operating Permit 14-00003 pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450. 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.

OPERATING PERMITS

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

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

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

39-00011: Lafarge Corporation (5160 Main Street, Whitehall, PA 18052) for renewal of a Title V Operating Permit. This facility currently operates two (2) Portland cement kilns and ancillary equipment and three (3) emergency generators at their facility in Whitehall Township, **Lehigh County**. As a result of the levels of particulate matter (PM/PM₁₀/PM_{2.5}), nitrogen oxide (NO_x), sulfur dioxide (SO₂), volatile organic compounds (VOC), and carbon dioxide (CO) emitted this facility is considered a major stationary source subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Permit does not reflect any change in air emissions from the facility. This Title V Operating Permit shall include emission restrictions, monitoring, record keeping, and reporting requirements designed to ensure this facility complies with all applicable air quality regulations.

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

Contact: Tom Joseph, Permitting Chief—Telephone: 412-442-5226

26-00402: Advanced Disposal Services (1184 McClellandtown Road, McClellandtown, PA 15458) for dust emissions associated with landfill refuse at the Chestnut Valley Landfill in German Township, **Fayette County**. This is a Title V renewal application.

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

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

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

49-00012: Northumberland Terminals—DE LLC (PO Box 2621, Harrisburg, PA 17105 for their petroleum bulk storage and distribution (Northumberland Terminal) facility located in Point Township, **Northumberland County**. The facility is currently operating under State Only (Synthetic Minor) Operating Permit 49-00012. The facility's main sources include a seventeen (17) storage tanks and a gasoline-distillate loading operation. The facility has potential emissions of 2 tons per year of nitrogen oxides, 0.6 ton per year of carbon monoxide, 0.6 ton per year of sulfur oxides, 0.2 ton per year of particulate matter, 55.9 tons per year of volatile organic compounds, and 4.7 tons per year of total hazardous air pollutants (HAPs). No major equipment or emissions changes are being proposed by this action. The facility will continue to comply with the existing synthetic minor limitations.

This facility is subject to the requirements of 40 CFR Part 63, Subpart BBBB—National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Sections 63.1108—63.1110. The gasoline-distillate loading operation is subject to the requirements of 40 CFR Part 60, Subpart XX—Standards of Performance for Bulk Gasoline Terminals, Sections 60.500—60.506. The tanks are subject to the requirements of 40 CFR Part 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels, Sections 60.110b—60.117b. The emergency generator is subject to the requirements of 40 CFR Part 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. 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 Parts 63 and 60.

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: and Tom Joseph, Permitting Chief—Telephone: 412-442-5226

OP-11-00377: New Enterprise Stone and Lime Company Inc. (PO Box 77, New Enterprise, PA 16664) for mining and crushing of limestone at the Ebensburg Pulverizing Plant in Cambria Township, **Cambria County**. This is State Operating Permit renewal application.

30-00097: Pa. Department of Corrections (1920 Technology Parkway, Mechanicsburg, PA 17050), for a facility-wide Natural Minor Operating Permit renewal for the operation of a boiler house at a prison facility, known as SCI Greene, located in Franklin Township, **Greene County**. This notice is a reposting to correct the estimate of projected emissions. The facility contains air contamination sources consisting of five (5) boilers. These boilers (Boilers #1—#5, Source IDs 031—035, 45.0 MMBtu/hr,

45.0 MMBtu/hr, 18.0 MMBtu/hr, 4.18 MMBtu/hr, and 4.18 MMBtu/hr) are natural gas-fired with distillate oil backup. The facility also contains two, 745-bhp, compression ignition, diesel, emergency generator engines. Facility emissions are 42.7 tons of CO, 61.1 tons of NO_x, 4.6 tons of PM₁₀, 4.6 tons of PM_{2.5}, 3.3 tons of SO₂, 3.0 tons of VOC, 0.9 ton of all HAPs combined, and 61,944 tons of CO_{2e} per year. The facility is limited to a maximum opacity from any equipment of 20 percent. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145 and the applicable requirements of 40 CFR, Part 60, Subpart Dc (Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units) and Part 63, Subpart ZZZZ (National Emission Standards for Hazardous Pollutants for Stationary Reciprocating Internal Combustion Engines) and Subpart JJJJJJ (National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources). The permit includes emission limitations, and operational, monitoring, reporting, and recordkeeping requirements for the facility.

The Pa. Department of Corrections' State Only Operating Permit renewal application, the Department's Air Quality Review Memorandum, and the proposed Air Quality State Only Operating Permit for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the State Only Operating Permit renewal application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality State Only Operating Permit for this project, a person may contact Phil Bouse at pbouse@pa.gov or 412.442.4000.

Any person may submit comments, requests for the Department to hold a public hearing, or protests to the operating permit or a proposed condition thereof, by filing such submissions in writing to the Department at the Southwest Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments.

All comments, requests for a public hearing, and protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). Comments, requests for a public hearing, and protests must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (State Only Operating Permit 30-00097) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The applicant, the protestant and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient.

Comments, protests and requests for a public hearing should be directed to Martin L. Hochhauser, P.E., Air

Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222, mhochhause@pa.gov, fax (412) 442-4194.

56-00244: Pa. Department of Corrections (1920 Technology Parkway, Mechanicsburg, PA 17050), for a facility-wide Natural Minor Operating Permit renewal for the operation of a boiler house at a prison facility, known as SCI Somerset, located in Brothersvalley Township, **Somerset County**. This notice is being reposted to change the estimate of projected emissions. The facility contains air contamination sources consisting of seven (7) boilers. Five of the boilers (Boilers #1—#5, Source IDs 031—035, 33.5 MMBtu/hr, 33.5 MMBtu/hr, 13.4 MMBtu/hr, 8.4 MMBtu/hr, and 8.4 MMBtu/hr) are natural gas-fired with distillate oil backup. The sixth and seventh boilers (Boiler #6 and #7, Source IDs 036 and 037, 4.2 MMBtu/hr and 10.043 MMBtu/hr) are only fired by natural gas. The facility also contains two, 909-bhp, compression ignition, diesel, emergency generator engines. Facility emissions are 40.1 tons of CO, 58.8 tons of NO_x, 4.3 tons of PM₁₀, 4.3 tons of PM_{2.5}, 3.4 tons of SO₂, 2.8 tons of VOC, 0.9 ton of all HAPs combined, and 56,817 tons of CO_{2e} per year. The facility is limited to a maximum opacity from any equipment of 20 percent. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145 and the applicable requirements of 40 CFR, Part 60, Subpart Dc (Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units) and Part 63, Subpart ZZZZ (National Emission Standards for Hazardous Pollutants for Stationary Reciprocating Internal Combustion Engines) and Subpart JJJJJJ (National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources). The permit includes emission limitations, and operational, monitoring, reporting, and recordkeeping requirements for the facility.

The Pa. Department of Corrections' State Only Operating Permit renewal application, the Department's Air Quality Review Memorandum, and the proposed Air Quality State Only Operating Permit for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the State Only Operating Permit renewal application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality State Only Operating Permit for this project, a person may contact Phil Bouse at pbouse@pa.gov or 412.442.4000.

Any person may submit comments, requests for the Department to hold a public hearing, or protests to the operating permit or a proposed condition thereof, by filing such submissions in writing to the Department at the Southwest Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments.

All comments, requests for a public hearing, and protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). Comments, requests for a public hearing, and protests must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (State Only Operating Permit 56-00244)

and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The applicant, the protestant and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient.

Comments, protests and requests for a public hearing should be directed to Martin L. Hochhauser, P.E., Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. (mhochhouse@pa.gov, fax 412-442-4194).

11-00052: Pa. Department of Labor & Industry (727 Goucher Street, Johnstown, PA 15905), for a facility-wide Natural Minor Operating Permit renewal for the operation of a boiler house at a vocational rehabilitation facility, known as the Hiram G. Andrews Center, located in Upper Yoder Township, **Cambria County**. This notice is being reposted to change the estimate of projected emissions due to a change in permit conditions. The facility contains air contamination sources consisting of two, 25.2 MMBtu/hr, natural gas-fired boilers, with fuel oil backup and four, emergency generator engines, three propane-fired (225-bhp, 225-bhp, and 120-bhp) and one diesel (225-bhp). Facility emissions are 69.5 tons of CO, 30.7 tons of NO_x, 5.4 tons of PM₁₀, 5.4 tons of PM_{2.5}, and 1.5 ton of VOC, 11.3 tons of SO₂, 0.5 ton of all HAPs combined, and 35,740 tons of CO_{2e} per year. The facility is limited to a maximum opacity from any equipment of 20 percent. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145 and the applicable requirements of 40 CFR, Part 60, Subpart Dc (Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units) and Part 63, Subpart ZZZZ (National Emission Standards for Hazardous Pollutants for Stationary Reciprocating Internal Combustion Engines) and Subpart JJJJJJ (National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources). The permit includes emission limitations, and operational, monitoring, reporting, and recordkeeping requirements for the facility.

The Department of Labor and Industry's State Only Operating Permit renewal application, the Department's Air Quality Review Memorandum, and the proposed Air Quality State Only Operating Permit for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the State Only Operating Permit renewal application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality State Only Operating Permit for this project, a person may contact Phil Bouse at pbouse@pa.gov or 412.442.4000.

Any person may submit comments, requests for the Department to hold a public hearing, or protests to the operating permit or a proposed condition thereof, by filing

such submissions in writing to the Department at the Southwest Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments.

All comments, requests for a public hearing, and protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). Comments, requests for a public hearing, and protests must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (State Only Operating Permit 11-00052) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The applicant, the protestant and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient.

Comments, protests and requests for a public hearing should be directed to Martin L. Hochhauser, P.E., Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222, mhochhouse@pa.gov, fax (412) 442-4194.

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

Contact: Dave Balog, New Source Review Chief—Telephone: 814-332-6940

20-00295: Baillie Lumber Company—Titusville Yard (45529 Highway 27, Titusville, PA 16354-5727) to issue a renewal State Only Operating Permit for the sawmill located in Oil Creek Township, **Crawford County**. The facility is a Natural Minor. The primary sources at the facility include a 28.1 mmbtu/hr wood fired boiler controlled by two multiclones, natural gas boilers for backup to the wood fired boiler, miscellaneous wood-working operations controlled by a baghouse, a wood waste transferring system controlled with a baghouse, a metal parts washer, a boiler blow down water evaporation pond, a stenciling operation, a dip tank, and eighteen wood drying kilns. 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. The wood fired boiler is subject to 40 CFR 63 Subpart JJJJJJ—NESHAPS for Industrial, Commercial, and Institutional Boilers—Area Source. The facility has indicated the potential emissions for all the sources combined at the facility are: PM—25.56 TPY; PM₁₀—10.51 TPY; PM_{2.5}—6.5 TPY; SO_x—3.35 TPY; NO_x—68.67 TPY; CO—80.82 TPY; VOC—15.26 TPY; and HAPs—5.58 TPY.

27-00039: Catalyst Energy Incorporated, Endeavor Plant (424 S 27th Street, Suite 304, Pittsburgh, PA 15203-8938) for a Natural Minor Permit to operate a gas production and distribution facility located in Hickory Township, **Forest County**. The updated emitting sources are: 1) Gas Compressor Caterpillar G3306TA rated at 203

HP; 2) Equipment leaks; 3) Ethylene Glycol Dehydrator; and, 4) Refrigerant Compressor, Waukesha F817G rated at 125 HP. The Refrigerant Compressor is subject to 40 CFR Part 63, Subpart ZZZZ. All applicable conditions of Subpart ZZZZ have been included in the source level of the permit. The facility is a natural minor. The emissions from the facility are less than Title V threshold limits. The potential emissions from the facility as stated in permit renewal application are as follows: NO_x—6.329 Tons per year; CO—2.31 TPY; and, VOC—6.329 TPY.

61-00206: Renovex (1028 Stevenson Road, Grove City, PA 16127-7918) to issue a renewal State Only Operating Permit for the reprocessing of old used propane cylinders located in Barkeyville Borough, **Venango County**. The facility is a Natural Minor. The primary sources at the facility include a cylinder washer, shot blast operation, spray paint booth, curing oven, and propane storage tanks. 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.

PLAN APPROVALS

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

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

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

48-00105A: Reeb Millwork Corp. (600 Brighton Street, Bethlehem, PA 18015) for their facility in City of Bethlehem, **Northampton County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Reeb Millwork Corp. (600 Brighton Street, Bethlehem, PA 18015) for their facility in City of Bethlehem, Northampton County. This Plan Approval No. 48-00105A will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 48-00105A is for the installation and operation of six (6) paint spray booths. The main emissions from the source is VOCs. The new sources will meet all applicable requirements. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 48-00105A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Environmental Group Manager, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone 570-826-2511 within 30 days after publication date.

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 Denied

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

56961303 and NPDES No. PA0214957, Svonavec, Inc., (2555 New Centerville Road, Rockwood, PA 15557). To renew the permit for the Milford Mine in Milford Township, **Somerset County** and related NPDES permit. No additional discharges. The application was considered administratively complete on May 11, 2010. Application received February 24, 2010. Permit denied January 19, 2016.

Coal Applications Received

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

32841602 and NPDES No. PA0092631. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To renew the permit for the Clymer Tipple in Cherryhill Township, **Indiana County** and related NPDES permit. No additional discharges. The application was considered administratively complete on January 19, 2016. Application received August 21, 2015.

03951601 and NPDES No. PA0002275. Murray Keystone Processing, Inc., (46226 National Road, St. Clairsville, OH 43950). To transfer the permit for the Keystone Cleaning Plant in Plumcreek Township, **Armstrong County** and related NPDES permit from Keystone Coal Mining Corporation to Murray Keystone Processing, Inc. No additional discharges. The application was considered administratively complete on January 20, 2016. Application received October 6, 2015.

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

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

Permit No. 56110106 and NPDES No. PA0263273, Wilson Creek Energy, LLC, 1576 Stoystown Road, P. O. Box 260, Friedens, PA 15541, permit renewal for the continued operation and restoration of a bituminous surface mine in Lincoln Township, **Somerset County**, affecting 107.7 acres. Receiving streams: unnamed tributary to Quemahoning Creek classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: January 15, 2016.

Permit No. 56120105 and NPDES No. PA0268968, Coal Loaders, Inc., 210 East Main Street, P. O. Box 556, Ligonier, PA 15658, transfer of an existing bituminous surface and auger mine from PBS Coals, Inc., 1576 Stoystown Road, Friedens, PA 15541, located in Somerset Township, **Somerset County**, affecting 44.3 acres. Receiving streams: East Branch Coxes Creek classified for the following use: trout stocked fishery. The first downstream potable water supply intake from the point of discharge is Site ID No. 623843 Milford Township Municipal Authority Primary Facility No. 683209, Rockwood Interconn Subfacility No. 926821. Application received: January 15, 2016.

Permit No. 11100103 and NPDES No. PA0263028, E.P. Bender Coal Co., Inc., P. O. Box 594, Carrolltown, PA 15722, permit renewal for the continued operation and

restoration of a bituminous surface and auger mine in Reade Township, **Cambria County**, affecting 86.0 acres. Receiving streams: unnamed tributaries to/and Clear Creek classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: January 19, 2016.

Permit No. 4274SM5 and NPDES No. PA0262218, New Enterprise Stone & Lime Co., Inc., P. O. Box 77, New Enterprise, PA 16664, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Broad Top Township, **Bedford County**, affecting 11.5 acres. Receiving streams: unnamed tributary to Six Mile Run classified for the following use: warm water fishes. The first downstream potable water supply intake from the point of discharge is the Saxton Municipal Water Authority. Application received: January 21, 2016.

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

33050103. Cookport Coal Co., Inc. (425 Market Street, Kittanning, PA 16201) Renewal of an existing bituminous surface mine in Perry Township, **Jefferson County**, affecting 65.7 acres. Receiving streams: Unnamed tributaries to Nicely Run and Nicely Run, unnamed tributaries to Mahoning Creek, all classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. This renewal is for reclamation only. Application received: January 19, 2016.

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

17813024 and NPDES PA060877. EnerCorp, Inc. (1310 Allport Cutoff, Morrisdale, PA 16858). Permit renewal for continued operation and restoration of a bituminous surface mine located in Bradford Township, **Clearfield County** affecting 8.3 acres. Receiving stream(s): Unnamed Tributary to the West Branch of Susquehanna River classified for the following use(s): WWF. There are no potable water supply intakes within 10 miles downstream. Application received: December 28, 2015.

17000107 and NPDES PA0242951. King Coal Sales, Inc. (P. O. Box 712, Philipsburg, PA 16866). Permit renewal for continued operation and restoration of a bituminous surface and auger mine located in Woodward and Bigler Townships, **Clearfield County** affecting 167.8 acres. Receiving stream(s): Upper Morgan Run and Goss Run classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: December 31, 2015.

14940101 and NPDES PA0219932. Junior Coal Contracting, Inc. (2330 Six Mile Road, Philipsburg, PA 16866). Permit renewal for continued operation and restoration of a bituminous surface and auger mine located in Rush Township, **Centre County** affecting 522.0 acres. Receiving stream(s): Unnamed Tributaries to Moshannon Creek and Moshannon Creek classified for the following use(s): TSF and MF. There are no potable water supply intakes within 10 miles downstream. Application received: January 8, 2016.

17120101 and NPDES PA0257893. RES Coal LLC (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920). Permit renewal for continued operation and restoration of a bituminous surface mine located in Lumber City Borough, **Clearfield County** affecting 55.0 acres. Receiving stream(s): Unnamed Tributaries to the West

Branch of the Susquehanna River and the West Branch of the Susquehanna River classified for the following use(s): CWF and WWF respectively. There are no potable water supply intakes within 10 miles downstream. Application received: January 15, 2016.

17050104 and NPDES PA0256200. RES Coal LLC (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920). Permit renewal for continued operation and restoration of a bituminous surface and auger mine located in Chest Township, **Clearfield County** affecting 295.9 acres. Receiving stream(s): Unnamed Tributaries to North Camp Run to North Camp Run classified for the following use(s): CWF and MF. There are no potable water supply intakes within 10 miles downstream. Application received: December 23, 2015.

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

Permit No. 54693031R6. Joe Kuperavage Coal Company, (916 Park Avenue, Port Carbon, PA 17965), renewal of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County** affecting 307.5 acres, receiving stream: Schuylkill River, classified for the following uses: cold water fishes and migratory fishes. Application received: January 8, 2016.

Permit No. 40663023R6 and NPDES Permit No. PA0225207. Pagnotti Enterprises, Inc., (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine, coal refuse reprocessing, refuse disposal and preparation plant operation and NPDES Permit for discharge of treated mine drainage in Hazle Township, **Luzerne County** affecting 640.0 acres, receiving stream: Hazle Creek, classified for the following uses: HQ—cold water and migratory fishes. Application received: January 19, 2016.

Permit No. 40663023C15 and NPDES Permit No. PA0225207. Pagnotti Enterprises, Inc., (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), correction of an existing anthracite surface mine, coal refuse reprocessing, refuse disposal and preparation plant operation to update the post-mining land use from woodland to unmanaged natural habitat in Hazle Township, **Luzerne County** affecting 640.0 acres, receiving stream: Hazle Creek, classified for the following uses: HQ—cold water and migratory fishes. Application received: January 19, 2016.

Permit No. 40663027R6. Jeddo-Highland Coal Company, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine and refuse disposal operation in Hazle Township, **Luzerne County** affecting 154.9 acres, receiving stream: Black Creek, classified for the following uses: cold water and migratory fishes. Application received: January 19, 2016.

Permit No. 40663027C17. Jeddo-Highland Coal Company, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), correction of an existing anthracite surface mine and refuse disposal operation to update the post-mining land use from woodland to unmanaged natural habitat in Hazle Township, **Luzerne County** affecting 154.9 acres, receiving stream: Black Creek, classified for the following uses: cold water and migratory fishes. Application received: January 19, 2016.

Noncoal Applications Received

Effluent Limits—The following effluent limits will apply to NPDES permits issued in conjunction with a noncoal mining permit:

<i>Parameter</i>	<i>Table 2</i>		
	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

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

Permit No. 05160801, Daniel L. Harbaugh, Jr., 111 Hammond Hill Road, Fishertown, PA 15539. Commencement, operation and restoration of a small noncoal (industrial minerals) operation in East St. Clair Township, **Bedford County** affecting 5 acres. Receiving streams: unnamed tributary to Adams Run to Dunning Creek classified for the following use: warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: January 12, 2016.

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

25100303. McDonald Sand & Gravel, Inc. (11425 Neiger Road, Girard, PA 16417) Renewal of existing NPDES Permit No. PA0258997 in Springfield Township, **Erie County**. Receiving streams: Unnamed tributary to Crooked Creek, classified for the following uses: HQ-CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 19, 2016.

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

1474301 and NPDES PA0220248. Graymont (PA) Inc. (965 East College Avenue, Pleasant Gap, PA 16823). NPDES renewal for continue operation and reclamation of a large noncoal surface mine site located in Spring Township, **Centre County** affecting 1,110.3 acres. Receiving stream(s): Logan Branch. Application received: December 24, 2015.

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

Permit No. 58160301. F.S. Lopke Contracting, Inc., (3430 SR 434, Apalachin, NY 13732). Commencement, operation and restoration of a quarry operation in Lenox Township, **Susquehanna County** affecting 48.95 acres, receiving stream: Tunkhannock Creek, classified for the following uses: cold water and migratory fishes. Application received: December 21, 2015.

Permit No. 4873SM10C and NPDES No. PA0595284. Codorus Stone & Supply Co., Inc., (135 Mundis Race Road, York, PA 17402). Renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Manchester Township, **York County** affecting 140.4 acres, receiving stream: Codorus Creek, classified for the following uses: warm water and migratory fishes. Application received: January 19, 2016.

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. PA0262358 (Mining Permit No. 56090103), Mountaineer Mining Corporation, 1010 Garrett Shortcut Road, Berlin, PA 15530, renewal of an NPDES permit for surface mining of coal in Brothersvalley Township, **Somerset County**, affecting 45.1 acres. Receiving stream(s): Unnamed tributaries to Buffalo Creek, classified for the following use(s): Cold Water Fishes. This receiving stream is included in the Buffalo Creek TMDL. Application received: January 8, 2016.

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 tributary "A" to Buffalo Creek:

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

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

<i>Outfalls: 001 (All Weather Conditions)</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)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35	70	90
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

<i>Outfalls: 003 (Dry Weather)</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)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35	70	90
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

<i>Outfalls: 003 (≤10-yr/24-hr Precip. Event)</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)	N/A	N/A	7.0
Total Settleable Solids (m/l)	N/A	N/A	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			

The outfall(s) listed below discharge to unnamed tributary "B" to Buffalo Creek:

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

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

<i>Outfalls: 002 (All Weather Conditions)</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)	3.0	6.0	7.0
Manganese (mg/l)	1.5	3.0	3.8
Aluminum (mg/l)	1.1	2.2	2.8
Total Suspended Solids (mg/l)	35	70	90
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

Outfalls: 004, 005 (Dry Weather)

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	1.5	3.0	3.8
Aluminum (mg/l)	1.1	2.2	2.8
Total Suspended Solids (mg/l)	35	70	90

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

Outfalls: 004, 005 (≤10-yr/24-hr Precip. Event)

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Total Settleable Solids (ml/l)	N/A	N/A	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

Outfalls: 001, 002, 003, 004, 005 (>10-yr/24-hr Precip. Event)

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

Noncoal NPDES Draft Permits

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

NPDES No. PA0226939 (Permit No. 16940308). County Landfill, Inc. (Republic Services, 11 Boggs Road, P. O. Box 47, Imperial, PA 15126) Renewal of an NPDES permit for a large industrial minerals surface mine in Farmington Township, **Clarion County**, affecting 189.0 acres. Receiving streams: Unnamed tributary to Toby Creek, classified for the following uses: CWF. TMDL: Lower Clarion River. Application received: October 14, 2015.

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

The outfall(s) listed below discharge to unnamed tributary to Clarion River:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
SP-1	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)		3	6	7
Manganese (mg/l)		2	4	5
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹The parameter is applicable at all times.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E67-922: Dillsburg Borough, 1515 Baltimore Street, Dillsburg, PA 17019 in Dillsburg Borough, **York County**, U. S. Army Corps of Engineers, Baltimore District.

To perform work on West Branch Fishers Run (CWF, MF) (Dillsburg Quadrangle 40° 6' 32.3" N, 77° 1' 41.8" W). The applicant proposes to construct a 16-foot by 8-foot single span bridge stream crossing, approximately 615 feet of pervious pavement as a walking path, two 20-foot by 20-foot pervious pavement pads, one 17-foot by 27-foot pervious pavement pad, and associated grading with approximately 300 cubic yards of fill. The total disturbed area for the bridge and walking trail is approximately 28 hundredths of an acre (0.28 ac). There are no proposed wetland impacts.

E28-380: PENNDOT Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699 in Washington Township & Waynesboro Borough, **Franklin County**, U. S. Army Corps of Engineers Baltimore District.

To remove existing structures and to install and maintain (1) a 76 foot x 56-foot 6-3/8 inch bridge with a 3.91-foot under clearance over West Branch Antietam Creek (CWF, MF), (2) a 27-inch diameter outfall and, (3) an 18-inch diameter outfall along SR 0016 SEC037 in Washington Township & Waynesboro Borough, Franklin County (Latitude: 39° 45' 45.3"; Longitude: -77° 35' 49.1") for the purpose of improving roadway safety. The project proposes to directly affect 81-linear feet of stream channel and 0.02 ac. of wetlands and temporarily affect 75 linear feet of stream channel and 0.01 ac. of wetlands.

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

E41-669, UGI Sunbury, LLC, 1575 SR 292 East, Dallas, PA 18612. Sunbury Pipeline Project, in Franklin and Moreland Townships, **Lycoming County**, ACOE Baltimore District. The proposed project starts at the 1.5 mile north on Harriman Road from the intersection with Beaver Run Road (Sonestown, PA Quadrangle N: 41°, 15', 55.88"; W: 76°, 34', 50.96") and ends at 0.5 mile east of the intersection of the Lycoming, Columbia and Montour County Boundaries (Hughesville, PA Quadrangle N: 41°, 09', 18.7"; W: 76°, 38', 55.7").

The applicant is proposing the installation and maintenance of approximately 34.4 mile long, 20 inch pipeline for the purpose of transporting natural gas from its origin in Lycoming County to its terminal point at Hummels Station in Snyder County. The proposed project impacts include 126 linear feet of Unnamed Tributary to Beaver Run—Cold Water Fishery, Little Muncy Creek—Cold Water Fishery, Unnamed Tributary to Little Muncy Creek—Cold Water Fishery, Unnamed Tributary to the Middle Branch of Chillisquaue Creek—Warm Water Fishery, German Run—Cold Water Fishery, Unnamed Tributary to German Run—Cold Water Fishery, Laurel Run—Cold Water Fishery, Unnamed Tributary to Laurel Run—Cold Water Fishery, 3.7 acre(s) of floodway, 1.48 acre of

temporary wetland impacts with 1.4 acre being in Exceptional Value Wetlands due to Wild Trout Waters, and 0.15 acre of Exceptional Value permanent impacts. For more detailed information regarding the Chapter 105 permit application related to this proposed project, which is available in the DEP regional office, please contact the Region's Waterways and Wetlands Environmental Program Manager at 570-327-3574 to request a file review.

E47-097, UGI Sunbury, LLC, 1575 SR 292 East, Dallas, PA 18612. Sunbury Pipeline Project, in Anthony, Derry, Limestone and Liberty Townships, **Montour County**, ACOE Baltimore District. The proposed project starts 0.5 mile east of the intersection of the Lycoming, Columbia and Montour County Boundaries (Hughesville, PA Quadrangle N: 41°, 09', 18.7"; W: 76°, 38', 55.7") and ends 500 feet north on Creek Road from the intersection with Bridge Road (Milton, PA Quadrangle N: 41°, 0', 12.8"; W: 76°, 46', 26.2").

The applicant is proposing the installation and maintenance of approximately 34.4 miles long, 20 inch pipeline for the purpose of transporting natural gas from its origin in Lycoming County to its terminal point at Hummels Station in Snyder County. The proposed project impacts include 153 linear feet of the West Branch of Chillisquaue Creek—Warm Water Fishery, Unnamed Tributary to the West Branch of Chillisquaue Creek—Warm Water Fishery, Unnamed Tributary to the Middle Branch of Chillisquaue Creek—Warm Water Fishery, County Line Branch—Warm Water Fishery, Limestone Run—Warm Water Fishery, Unnamed Tributary to Chillisquaue Creek—Warm Water Fishery, 8.9 acre(s) of floodway, 0.59 acre of temporary wetland impacts with 0.02 acre being in Exceptional Value Wetlands, and 0.1 acre of permanent impacts. For more detailed information regarding the Chapter 105 permit application related to this proposed project, which is available in the DEP regional office, please contact the Region's Waterways and Wetlands Environmental Program Manager at 570-327-3574 to request a file review.

E49-337, UGI Sunbury, LLC, 1575 SR 292 East, Dallas, PA 18612. Sunbury Pipeline Project, in East Chillisquaue and Point Townships, **Northumberland County**, ACOE Baltimore District. The proposed project starts 500 feet north on Creek Road from the intersection with Bridge Road (Milton, PA Quadrangle N: 41°, 0', 12.8"; W: 76°, 46', 26.2") and ends 1 mile south east on Lees Lane from the intersection with Market Street, Silo Lane and Lees Lane (Northumberland, PA Quadrangle N: 40°, 53', 50.6"; W: 76°, 49', 58.3").

The applicant is proposing the installation and maintenance of approximately 34.4 miles long, 20 inch pipeline for the purpose of transporting natural gas from its origin in Lycoming County to its terminal point at Hummels Station in Snyder County. The proposed project impacts include 258.5 linear feet of the Chillisquaue Creek—Warm Water Fishery, Unnamed Tributary to Chillisquaue Creek—Warm Water Fishery, Unnamed Tributary to the West Branch of the Susquehanna River—Warm Water Fishery, 20.9 acre(s) of floodway, 0.58 acre of temporary wetland impacts with 0.07 acre being in Exceptional Value Wetlands, and 0.32 acre of permanent impacts. For more detailed information regarding the Chapter 105 permit application related to this proposed project, which is available in the DEP regional office, please contact the Region's Waterways and Wetlands Environmental Program Manager at 570-327-3574 to request a file review.

E55-231 UGI Sunbury, LLC, 1575 SR 292 East, Dallas, PA 18612. Sunbury Pipeline Project, in Monroe Township, **Snyder County**, ACOE Baltimore District. The proposed project starts 0.7 mile southeast on County Line Road from the intersection with SR 0015 between Gray Farm Lane and Gregory Drive (Northumberland, PA Quadrangle N: 40°, 53', 18.2"; W: 76°, 49', 53.8") and ends at Hummels Station, Old Trail Road, Shamokin Dam, PA 17876 (Sunbury, PA Quadrangle N: 40°, 50', 19"; W: 76°, 49', 35").

The applicant is proposing the installation and maintenance of approximately 34.4 miles long, 20 inch pipeline for the purpose of transporting natural gas from its origin in Lycoming County to its terminal point at Hummels Station in Snyder County. The proposed project impacts include 69 linear feet of the Susquehanna River—Warm Water Fishery, 1.75 acre of floodway, 0.02 acre of temporary wetland impacts with 0.0 acre being in Exceptional Value Wetlands, and 0.02 acre of permanent impacts. For more detailed information regarding the Chapter 105 permit application related to this proposed project, which is available in the DEP regional office, please contact the Region's Waterways and Wetlands Environmental Program Manager at 570-327-3574 to request a file review.

E60-225 UGI Sunbury, LLC, 1575 SR 292 East, Dallas, PA 18612. Sunbury Pipeline Project, in Union Township, **Union County**, ACOE Baltimore District. The proposed project starts 1 mile south east on Lees Lane from the intersection with Market Street, Silo Lane and Lees Lane (Northumberland, PA Quadrangle N: 40°, 53', 50.6"; W: 76°, 49', 58.3") and ends 0.7 mile southeast on County Line Road from the intersection with SR 0015 between Gray Farm Lane and Gregory Drive (Northumberland, PA Quadrangle N: 40°, 53', 18.2"; W: 76°, 49', 53.8")

The applicant is proposing the installation and maintenance of approximately 34.4 miles long, 20 inch pipeline for the purpose of transporting natural gas from its origin in Lycoming County to its terminal point at Hummels Station in Snyder County. The proposed project impacts include 1,440 linear feet of the West Branch of the Susquehanna River-Warm Water Fishery, 7 acre(s) of floodway, 0.22 acre of temporary wetland impacts with 0.0 acre being in Exceptional Value Wetlands, and 0.0 acre of permanent impacts. For more detailed information regarding the Chapter 105 permit application related to this proposed project, which is available in the DEP regional office, please contact the Region's Waterways and Wetlands Environmental Program Manager at 570-327-3574 to request a file review.

F47-01 Montour County, 30 Woodbine Lane, PA 17821. Floodplain encroachment demolition in the Township of Mahoning, **Columbia County**, US ACOE Baltimore District. Montour County is seeking authorization to demolish the existing floodplain encroachments (flood damaged structures) and to re-grade the floodplain at the following location. 1714 River Drive, Danville, PA 17821-Danville Quadrangle, Lat.: 40° 56' 30.6" N, Long.: 76° 33' 0.6" W.

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

E02-584-A20, Hanson Aggregates PMA, Inc., 2200 Springfield Pike, Connellsville, PA 15425, Coraopolis Borough and Glen Osborne Borough, **Allegheny County**, Pittsburgh ACOE District.

The applicant is proposing to:

To amend Permit E02-584 (which authorizes commercial sand and gravel dredging in select areas of the Allegheny River (WWF) and Ohio River (WWF), subject to review of fish surveys, mussel surveys, and prescribed setbacks in Allegheny, Armstrong, Beaver and Westmoreland Counties) to include Ohio River Mile Points 10.4 to 10.5 of the left descending bank and Ohio River Mile Points 10.5 to 10.7 of both bank. (Left descending bank upstream beginning point: Beaver, PA Quadrangle N: 4.4 inches, W: 5.5 inches; Latitude: 40°31'27", Longitude: -80°9'53"; Right descending bank upstream beginning point: Beaver, PA Quadrangle N: 4.7 inches, W: 5.6 inches; Latitude: 40°31'33", Longitude: -80°9'53"; Left and Right descending banks downstream end point: Beaver, PA Quadrangle N: 4.9 inches, W: 6.1 inches; Latitude: 40°31'36", Longitude: -80°10'9"), in Coraopolis and Glen Osborne Boroughs, Allegheny County.

E02-1724, Drury Southwest, Inc., 101 Farrar Drive, Cape Girardeau, MO 63701, Robinson Township, **Allegheny County**, ACOE Pittsburgh District.

The applicant is proposing to:

Place and maintain fill in a de minimus amount (0.03 acre) of PEM wetland (aka Wetland 1), and to install a utility line across a de minimus amount (0.01 acre) of PEM Wetland (aka Wetland 6), in association with the construction of a hotel, two (2) eating establishments, parking areas, and other support/ancillary facilities, such as utility lines, stormwater management facilities, etc. The project is located within the Campbells Run Watershed, near the intersection of Ridge Road and Chestnut Ridge Drive (Oakdale, PA USGS topographic quadrangle; Latitude: 40° 26' 13"; Longitude: -80° 9' 4.5"; Pittsburgh Corps District; Sub-basin: 20F), in Robinson Township, Allegheny County.

E02-1726, Findlay Township Municipal Authority, 1271 Rt. 30, P. O. Box 409, Clinton, PA 15026-1536, Findlay Township, **Allegheny County**, ACOE Pittsburgh District.

The applicant is proposing to:

1. Place fill and permanently impact 2.71 acres of the floodplain of Potato Garden Run (WWF);
2. Place and maintain fill in 1.44 acre of PEM wetlands;
3. Construct and maintain a 12" diameter outfall pipe along Potato Garden Run (WWF);

For the purpose of constructing a 0.50 million gallon per day sewage treatment plant to replace the existing 0.15 million gallon per day sewage treatment plant known as the Potato Garden Wastewater Treatment Plant. The project is located at the intersection of Strouss Road and Potato Garden Run Road (Clinton, PA USGS topographic quadrangle; Latitude: 40° 28' 37"; Longitude: -80° 19' 12"; Sub-basin: 20D; Pittsburgh Corps District), in Findlay Township, Allegheny County. The permanent impacts to wetlands will be mitigated at the site by constructing 1.44 acre of wetlands on-site.

E04-351, The Beaver County Board of Commissioners, 810 Third Street, Beaver, PA 15009, Fallston Borough and Bridgewater Borough, **Beaver County**, ACOE Pittsburgh District.

The applicant is proposing to:

Remove the existing 25' 5.5" width, two span Brickyard Road bridge having a total length of 100', and having a minimum underclearance of 8' 2"; and to construct and

maintain 54' upstream a 37' 4.5" wide, 110' long bridge, having a minimum underclearance of 8' 2" over Bradys Run (TSF) with a drainage area of 25.64 square miles. Place and maintain fill in a de minimus 0.018 acre of PEM wetland. In addition construct and maintain associated stormwater management and approach road changes; and temporarily impact 0.003 acre of PEM wetland and 179' of stream for the construction of these encroachments. The Beaver County improvement and relocation project is in Fallston Borough and Bridgewater Borough, PA (Aliquippa Quadrangle; N: 17.25 inches; W: 8.75 inches; Latitude 40° 43' 16"; Longitude -80° 18' 46") in Beaver County.

E04-352, PennDOT District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017, Greene Township, **Beaver County**, ACOE Pittsburgh District.

The applicant is proposing to:

Remove the existing 48.65' total length, 11.15' wide, 7' 6" underclearance SR 30 arch culvert; construct and maintain a 70.25' long, 10' wide single span, 7' 6" underclearance SR 30 box culvert depressed 1' over Branch of Little Mill Creek (TSF) with a drainage area of 0.8 square mile; place and maintain fill in 122' of an unnamed tributary to Branch of Little Mill Creek (TSF) with a drainage area less than 100 acres and construct and maintain a 44' long replacement channel; place and maintain fill in a de minimus 0.023 acre of PEM wetland; construct and maintain associated stormwater management and approach road changes; temporarily impact 0.094 acre of PEM wetlands and 233' of stream for the construction of these encroachments. Stream mitigation will take place onsite. The project is located on SR 30 (Hookstown, PA Quadrangle; N: 14.25 inches; W: 13.1 inches; Latitude 40° 34' 44.6"; Longitude -80° 28' 11.9") in Greene Township, Beaver County.

E63-682, Pennsylvania Turnpike Commission, 700 South Eisenhower Blvd., Harrisburg, PA 17057, Robinson Township, **Washington County**, ACOE Pittsburgh District.

The applicant is proposing to:

Place and maintain fill in 1,000 LF of an Unnamed Tributary (UNT) to Saint Patrick Run (aka UNT 7 to Saint Patrick Run) (WWF).

Construct and maintain an 840' x 7.5' culvert in a UNT to Little Raccoon Run (aka UNT 4 to Little Raccoon Run) (WWF).

Place and maintain fill in 285 LF of a UNT to Little Raccoon Run (aka UNT 9 to Little Raccoon Run) (WWF).

Place and maintain fill in 525 LF of a UNT to Little Raccoon Run (aka UNT 17 to Little Raccoon Run) (WWF).

Relocate and maintain 210 LF of another reach of the aforementioned UNT to Little Raccoon Run (aka UNT 17 to Little Raccoon Run) (WWF).

Relocate and maintain 267 LF of a UNT to Little Raccoon Run (aka UNT 1 to Little Raccoon Run) (WWF).

Construct and maintain a 560' x 6' culvert in a UNT to Little Raccoon Run (aka UNT 7 to Little Raccoon Run) (WWF).

Construct and maintain a 540' X 6' culvert in a UNT to Little Raccoon Run (aka UNT Little Raccoon Run 8) (WWF).

Relocate and maintain 538 LF of a UNT to Little Raccoon Run (aka UNT Little Raccoon Run 8) (WWF).

Place and maintain fill in several wetlands (PEM, PSS, and PFO), affecting approximately 2.874 acres of wetlands, and temporarily affecting an additional 0.031 acre of wetlands in the Saint Patrick Run and Little Raccoon Run watersheds.

In association with constructing a new 3.2 mile section (Section 55A1) of the Pennsylvania Turnpike, between US 22 and Quicksilver Road, as a component of the overall construction of a new 13.3 mile section (aka The Southern Beltway Project) of the Pennsylvania Turnpike, between U.S. Route 22, and Interstate 79 (a.k.a. The Southern Beltway project). The structures and activities requiring authorization for Section 55A1 in Robinson Township, Washington County (Clinton, PA Quadrangle; starting at Latitude: 40° 25' 24" Longitude: -80° 19' 7"; and ending at Latitude: 40° 23' 21" Longitude: -80° 16' 48") will permanently impact a total of approximately 3,616 linear feet (LF) of various watercourses and 2.87 acres of wetland, and temporarily impact a total of approximately 150 LF of various watercourses and 0.061 acre of wetland. Two mitigation projects will compensate for the cumulative total of impacts to watercourses from Section 55A1, as well as for impacts from several future subprojects associated with the overall Southern Beltway Project. Although final plans for future projects are not available, the applicant estimates that the aforementioned future subprojects and the current project will permanently affect a cumulative total of approximately 15,231 LF, and temporarily impact approximately 700 LF, of various watercourses. To compensate for the cumulative total of impacts from the Southern Beltway Project, the stream mitigation plan includes the reconstruction, rehabilitation, and enhancement of approximately 15,672 LF of various tributaries in the Buck Run watershed, in Donegal Township, Washington County (West Middletown, PA Quadrangle; Latitude: 40° 8' 34" Longitude: -80° 25' 10"). As compensation for 6.089 acres of permanent wetland impacts associated with the overall Southern Beltway Project, the applicant will construct approximately 6.98 acres of wetlands, at a site approximately 0.5 mile west of the intersection of S.R. 18, and Joffre Bulger Road, in Smith Township, Washington County (Clinton, PA Quadrangle; Latitude: 40° 23' 16" Longitude: -80° 22' 24").

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

E5929-051: HEP Tioga Gathering, LLC; 512 Towne Plaza, Suite 120 Route 6, Tunkhannock, PA 18657, Liberty and Morris Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a temporary road crossing using timber mats impacting 705 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°35'32"N, 77°13'51"W);

2) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 5,870 square feet of an exceptional value palustrine emergent (EV-PEM) wetland and 1,732 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Nauvoo, PA Quadrangle 41°35'38"N, 77°13'42"W);

3) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 4,197 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°35'41"N, 77°13'36"W);

4) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 1,748 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°35'27"N, 77°13'16"W);

5) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 102 linear feet of Custard Run (EV) (Nauvoo, PA Quadrangle 41°35'28"N, 77°13'08"W);

6) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 1,259 square feet of an exceptional value palustrine forested (EV-PFO) wetland and 29 linear feet of an unnamed tributary to Zimmerman Creek (EV) (Nauvoo, PA Quadrangle 41°35'13"N, 77°12'56"W);

7) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 768 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°34'50"N, 77°12'13"W);

8) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 181 square feet of an exceptional value palustrine emergent (EV-PEM) wetland and 86 linear feet of an unnamed tributary to Little Fall Creek (EV) (Nauvoo, PA Quadrangle 41°34'49"N, 77°12'14"W);

9) A temporary road crossing using timber mats impacting 598 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°34'47"N, 77°12'11"W);

10) A temporary road crossing using timber mats impacting 575 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Nauvoo, PA Quadrangle 41°34'46"N, 77°12'09"W);

11) A temporary road crossing using timber mats impacting 518 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Nauvoo, PA Quadrangle 41°34'46"N, 77°12'09"W);

12) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 37 square feet of an exceptional value palustrine forested (EV-PFO) wetland and 109 linear feet of an unnamed tributary to Little Fall Creek (EV) (Nauvoo, PA Quadrangle 41°34'44"N, 77°12'07"W);

13) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 80 linear feet of Little Fall Creek and 53 linear feet of an unnamed tributary to Little Fall Creek (EV) (Nauvoo, PA Quadrangle 41°34'43"N, 77°12'06"W);

14) A temporary road crossing using timber mats impacting 294 square feet of an exceptional value palustrine unconsolidated bottom (EV-PUB) wetland (Nauvoo, PA Quadrangle 41°34'37"N, 77°11'38"W);

15) A temporary road crossing using timber mats impacting 622 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°34'32"N, 77°11'32"W);

16) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 248 square feet of

an exceptional value palustrine scrub shrub (EV-PSS) wetland and 30 linear feet of Zimmerman Creek (EV) (Nauvoo, PA Quadrangle 41°34'47"N, 77°11'26"W);

17) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 499 square feet of an exceptional value palustrine emergent (EV-PEM) wetland and 71 linear feet of an unnamed tributary to Zimmerman Creek (EV) (Nauvoo, PA Quadrangle 41°34'11"N, 77°10'33"W).

The project will result in 560 linear feet of temporary stream impacts, 15,482 square feet (0.36 acre) of temporary wetland impacts, and 4,121 square feet (0.10 acre) of permanent wetland impacts all for the purpose of installing a natural gas gathering line and associated access roads in Liberty and Morris Township, Tioga County. The permittee will provide 0.20 acre of compensatory mitigation for forested wetland impacts at an off-site location (Tiadaghton, PA Quadrangle 41°41'25"N, 77°25'11"W) in Shippen Township, Tioga County.

E5929-049: SWEPI LP, 2100 Georgetown Drive, Suite 400, Sewickley, PA 15143, Richmond, Covington, and Sullivan Townships, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a temporary road crossing using 24 inch diameter corrugated metal pipes, a 10 inch and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 110 linear feet of unnamed tributary to North Elk Run (CWF) (Crooked Creek, PA Quadrangle 41°46'15"N, 77°09'13"W);

2) a temporary road crossing using a 24 inch diameter corrugated metal pipe, a 10 inch and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 181 linear feet of an unnamed tributary to North Elk Run (CWF) and 323 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Crooked Creek, PA Quadrangle 41°46'8"N, 77°09'05"W);

3) a temporary road crossing using a 18 inch diameter corrugated metal pipe, a 10 inch and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 120 linear feet of an unnamed tributary to North Elk Run (CWF) (Crooked Creek, PA Quadrangle 41°46'07"N, 77°09'04"W);

4) a temporary road crossing using a 18 inch diameter corrugated metal pipe, a 10 inch and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 101 linear feet of an unnamed tributary to North Elk Run (CWF) (Crooked Creek, PA Quadrangle 41°46'06"N, 77°09'03"W);

5) a temporary road crossing using a timber mat bridge impacting 12 linear feet of an unnamed tributary to North Elk Run (CWF) (Crooked Creek, PA Quadrangle 41°46'05"N, 77°09'03"W);

6) a temporary road crossing using 24 inch diameter corrugated metal pipes and a timber mat bridge, 10 inch and 20 inch diameter natural gas gathering lines, and a 10 inch diameter waterline impacting 62 linear feet of an unnamed tributary to North Elk Run (CWF) and 2,989 square feet of an exceptional value palustrine scrub-shrub (EV-PSS) wetland (Mansfield, PA Quadrangle 41°45'45"N, 77°07'08"W);

7) a temporary road crossing using 60 inch diameter corrugated metal pipes, a 10 inch and 20 inch diameter

natural gas gathering line, and a 10 inch diameter waterline impacting 103 linear feet of North Elk Run (CWF) (Mansfield, PA Quadrangle 41°45'55"N, 77°06'37"W);

8) a temporary road crossing using a 15 inch diameter corrugated metal pipe, a 10 inch and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 72 linear feet of an unnamed tributary to Elk Run (CWF) (Mansfield, PA Quadrangle 41°45'55"N, 77°06'10"W);

9) a temporary road crossing using a 15 inch diameter corrugated metal pipe, a 10 inch and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 65 linear feet of an unnamed tributary to Elk Run (CWF) (Mansfield, PA Quadrangle 41°45'54"N, 77°06'25"W);

10) a 10 inch and 20 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 17 linear feet of an unnamed tributary to the Tioga River (CWF) by way of HDD Bore (Mansfield, PA Quadrangle 41°45'53"N, 77°04'59"W);

11) a 10 inch and 20 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 121 linear feet of an unnamed tributary to the Tioga River (CWF) and 12,334 square feet of a Palustrine Forested (PFO) wetland by way of HDD Bore (Mansfield, PA Quadrangle 41°45'53"N, 77°04'59"W);

12) a 10 inch and 12 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 110 linear feet of an unnamed tributary to the Tioga River (CWF) by way of HDD Bore (Mansfield, PA Quadrangle 41°45'37"N, 77°04'12"W);

13) a temporary road crossing using a 18 inch diameter corrugated metal pipe impacting 96 linear feet of an unnamed tributary to the Tioga River (CWF) (Mansfield, PA Quadrangle 41°45'38"N, 77°03'56"W);

14) a temporary road crossing using a 18 inch diameter corrugated metal pipe and a timber mat bridge, a 10 inch and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 63 linear feet of an unnamed tributary to Canoe Camp Creek (CWF) and 1,737 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'50"N, 77°03'12"W);

15) a temporary road crossing using 60 inch diameter corrugated metal pipes and a timber mat bridge, a 10 inch and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 106 linear feet of Canoe Camp Creek (CWF) and 1,269 square feet of a palustrine emergent and scrub-shrub (PEM/PSS) wetland (Mansfield, PA Quadrangle 41°45'51"N, 77°02'58"W);

16) a temporary road crossing using a timber mat impacting 17 linear feet of Canoe Camp Creek (CWF) and 336 square feet of a palustrine emergent and scrub-shrub (PEM/PSS) wetland (Mansfield, PA Quadrangle 41°45'48"N, 77°03'00"W);

17) a temporary road crossing using 18 inch diameter corrugated metal pipe, a 10 inch and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 127 linear feet of an unnamed tributary to Canoe Camp Creek (CWF) (Mansfield, PA Quadrangle 41°45'53"N, 77°02'52"W);

18) a temporary road crossing using a 18 inch diameter corrugated metal pipe, a 10 inch and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 64 linear feet of an unnamed tribu-

tary to Canoe Camp Creek (CWF) (Mansfield, PA Quadrangle 41°46'6"N, 77°02'15"W);

19) a temporary road crossing using 48 inch diameter corrugated metal pipes, a 10 inch and 12 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 124 linear feet of an unnamed tributary to Corey Creek (CWF) (Mansfield, PA Quadrangle 41°47'08"N, 77°00'60"W);

20) a temporary road crossing using 60 inch diameter corrugated metal pipes and a timber mat bridge, a 10 inch and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 104 linear feet of Corey Creek (CWF), 5,694 square feet of palustrine emergent and open water (PEM/POW) wetland and 310 square feet of palustrine scrub-shrub (PSS) wetland (Mansfield, PA Quadrangle 41°47'27"N, 77°00'44"W);

21) a temporary road crossing using a 12 inch diameter pipe impacting 5 linear feet of an unnamed tributary to Elk Run (CWF) (Mansfield, PA Quadrangle 41°45'36"N, 77°05'19"W);

22) a temporary road crossing using a 60 inch diameter pipe impacting 11 linear feet of an unnamed tributary to Elk Run (CWF) (Mansfield, PA Quadrangle 41°45'36"N, 77°05'39"W);

23) a temporary road crossing using a 60 inch diameter pipe impacting 6 linear feet of an unnamed tributary to Elk Run (CWF) (Mansfield, PA Quadrangle 41°45'37"N, 77°05'39"W);

24) a temporary road crossing using a 12 inch diameter pipe impacting 12 linear feet of an unnamed tributary to Elk Run (CWF) (Mansfield, PA Quadrangle 41°45'37"N, 77°05'42"W);

25) a temporary road crossing using a 36 inch diameter pipe impacting 12 linear feet of an unnamed tributary to the Tioga River (CWF) (Mansfield, PA Quadrangle 41°45'35"N, 77°03'46"W);

26) a temporary road crossing using a 36 inch diameter corrugated metal pipe impacting 24 linear feet of an unnamed tributary to Canoe Camp Creek (CWF) (Mansfield, PA Quadrangle 41°46'43"N, 77°01'56"W);

27) a temporary road crossing using a timber mat bridge, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 5,035 square feet of an exceptional value palustrine scrub-shrub (EV-PSS) (Crooked Creek, PA Quadrangle 41°46'15"N, 77°09'13"W);

28) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 108 square feet of a palustrine scrub-shrub (PSS) wetland (Crooked Creek, PA Quadrangle 41°45'53"N, 77°08'29"W);

29) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 450 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Crooked Creek, PA Quadrangle 41°45'51"N, 77°08'20"W);

30) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 817 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Crooked Creek, PA Quadrangle 41°45'50"N, 77°08'17"W);

31) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 3,265 square feet of an

exceptional value palustrine emergent (EV-PEM) wetland (Crooked Creek, PA Quadrangle 41°45'48"N, 77°07'58"W);

32) a 10 and 20 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 180 square feet of a palustrine emergent (EV-PEM) wetland (Crooked Creek, PA Quadrangle 41°45'49"N, 77°07'53"W);

33) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 1,563 square feet of a palustrine emergent (PEM) wetland (Crooked Creek, PA Quadrangle 41°45'48"N, 77°07'58"W);

34) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 1,274 square feet of a palustrine emergent (PEM) wetland (Crooked Creek, PA Quadrangle 41°45'48"N, 77°07'52"W);

35) a temporary road crossing using a timber mat bridge, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 276 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Mansfield, PA Quadrangle 41°45'45"N, 77°07'18"W);

36) a temporary road crossing using a timber mat bridge, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 968 square feet of an exceptional value palustrine emergent and scrub-shrub (EV-PEM/PSS) wetland (Mansfield, PA Quadrangle 41°45'44"N, 77°07'00"W);

37) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 1,078 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'47"N, 77°06'37"W);

38) a temporary road crossing using a timber mat impacting 1,404 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'46"N, 77°06'32"W);

39) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 259 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'46"N, 77°06'32"W);

40) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering lines, and a 10 inch diameter waterline impacting 47 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'53"N, 77°06'15"W);

41) a 10 and 20 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 165 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'51"N, 77°05'54"W);

42) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 1,639 square feet of an exceptional value palustrine scrub-shrub (EV-PSS) wetland (Mansfield, PA Quadrangle 41°45'52"N, 77°05'34"W);

43) a temporary road crossing using a timber mat impacting 1,804 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'53"N, 77°05'02"W);

44) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline 4,595 square feet of a palustrine emergent (PEM) wetland and 2,273 square feet of a

palustrine forested (PFO) wetland by way of HDD Bore (Mansfield, PA Quadrangle 41°45'54"N, 77°05'01"W);

45) a 10 and 20 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 1,207 square feet of a palustrine emergent (PEM) wetland by way of HDD Bore (Mansfield, PA Quadrangle 41°45'48"N, 77°04'43"W);

46) a 10 and 20 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 2,461 square feet of a palustrine scrub-shrub (PSS) wetland by way of HDD Bore (Mansfield, PA Quadrangle 41°45'47"N, 77°04'38"W);

47) a temporary road crossing using a timber mat impacting 1,057 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'45"N, 77°04'39"W);

48) a temporary road crossing using a timber mat impacting 709 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'45"N, 77°04'40"W);

49) a 10 and 20 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 72 square feet of a palustrine scrub-shrub (PSS) wetland (Mansfield, PA Quadrangle 41°45'45"N, 77°04'32"W);

50) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 5,471 square feet of a palustrine scrub-shrub (PSS) wetland (Mansfield, PA Quadrangle 41°45'44"N, 77°04'30"W);

51) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 15,930 square feet of a palustrine scrub-shrub (PSS) wetland (Mansfield, PA Quadrangle 41°45'43"N, 77°04'27"W);

52) a temporary road crossing using a timber mat impacting 269 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'36"N, 77°04'26"W);

53) a temporary road crossing using a timber mat impacting 14,906 square feet of a palustrine emergent (PEM) wetland and 1,948 square feet of a palustrine forested (PFO) wetland (Mansfield, PA Quadrangle 41°45'35"N, 77°04'28"W);

54) a temporary road crossing using a timber mat impacting 15,811 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'34"N, 77°04'37"W);

55) a 10 and 20 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 1,576 square feet of a palustrine emergent and scrub-shrub (PEM/PSS) wetland by way of HDD Bore (Mansfield, PA Quadrangle 41°45'36"N, 77°04'21"W);

56) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 2,712 square feet of a palustrine scrub-shrub (PSS) wetland (Mansfield, PA Quadrangle 41°45'44"N, 77°03'41"W);

57) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 1,235 square feet of a palustrine emergent (PEM) wetland and 7,803 square feet of a palustrine forested (PFO) wetland (Mansfield, PA Quadrangle 41°45'47"N, 77°03'27"W);

58) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 869 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'51"N, 77°02'59"W);

59) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 702 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'58"N, 77°02'41"W);

60) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 1,228 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'60"N, 77°02'34"W);

61) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 850 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°46'01"N, 77°02'30"W);

62) a 10 and 20 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 1,441 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°46'26"N, 77°01'38"W);

63) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 7,106 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°46'39"N, 77°01'23"W);

64) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 1,993 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°47'3"N, 77°01'03"W);

65) a 10 and 20 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 96 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°47'08"N, 77°01'00"W);

66) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 5,598 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°47'08"N, 77°00'59"W);

67) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 1,887 square feet of a

palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°47'22"N, 77°00'58"W);

68) a temporary road crossing using a timber mat, a 10 and 20 inch diameter natural gas gathering line, and a 10 inch diameter waterline impacting 2,604 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°47'28"N, 77°00'43"W);

69) a 10 and 20 inch diameter natural gas gathering line and a 10 inch diameter waterline impacting 122 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°47'30"N, 77°00'42"W);

70) a temporary road crossing using a timber mat impacting 20 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Crooked Creek, PA Quadrangle 41°45'33"N, 77°07'46"W);

71) a temporary road crossing using a timber mat impacting 79 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'35"N, 77°4'21"W).

The project will result in 1,836 square feet (0.04 acre) of temporary linear stream impacts, 137,930 square feet (3.17 acres) of temporary wetland impacts, and 12,024 square feet (0.276 acre) of permanent wetland impacts all for the purpose of installing natural gas gathering lines, a fresh water line, and associated access roadways. The permittee will provide 0.55 acre of compensatory mitigation for forested and scrub shrub wetland impacts at an on-site location (Mansfield SE, PA Quadrangle 41°46'26"N, 77°1'37"W) in Richmond Township, Tioga County.

ENVIRONMENTAL ASSESSMENTS

Central Office: Attention: David Fromell, Environmental Program Manager, P. O. Box 69205, Harrisburg, PA 17106.

EA1710-003. Pennsylvania Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, P. O. Box 69205, Harrisburg, PA 17106. Abandoned Mine Land Reclamation Project, in Cooper Township, **Clearfield County**, Baltimore ACOE District.

The applicant proposes to backfill an abandoned surface mine, which includes a total of 14,250 linear feet of dangerous highwalls. The project will include the backfilling of 2.62 acres of open water/wetlands with poor water quality and 0.40 acre of wetlands with good water quality that have developed within the open surface mine pits. (Black Moshannon Quadrangle 41°0'4" N, 78°4'52" W).

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

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

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

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

I. NPDES Renewal Permit Actions

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401. Phone: 484.250.5970

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0055697 (Sewage)	TAD Facilities Limited 628 Telegraph Road Coatesville, PA 19320-1034	Chester County West Caln Township	West Branch Brandywine Creek (3-H)	Yes
PA0056442 (Storm Water)	Meenan Oil Company 8301 Lansdowne Avenue Upper Darby, PA 19082-5408	Delaware County Upper Darby Township	Naylor's Run (3-G)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0065048 (Sewage)	Nicholson Borough WWTP PO Box 324 Nicholson, PA 18446	Wyoming County Nicholson Township	Tunkhannock Creek (4-F)	Yes
PA0064025 (Sewage)	KBM Region Authority PO Box 55 McAdoo, PA 18237	Carbon County Banks Township	Unnamed Stream (5-E)	No
PA0062138 (Industrial)	Airgas Specialty Products, Inc. 900 Delaware Avenue Palmerton, PA 18071	Carbon County Palmerton Borough	Aquashicola Creek (2-B)	Y
PA0063428 (Sewage)	Blue Mountain Ski Area PO Box 216 Palmerton, PA 18071-0216	Carbon County Lower Towamensing Township	Aquashicola Creek (2-B)	No

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. PA0244805, Industrial, **Parker Hannifin Corp**, 6035 Parkland Boulevard, Mayfield Heights, OH 44124.

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

Description of Action/Activity: Issuance of an NPDES permit for a new discharge of 14,400 gpd of treated groundwater from an air stripper remediation system serving the Former Precision Rebuilding Facility located at 422 West 6th Street, Lansdale Borough, to an unnamed tributary to West Branch Neshimany Creek.

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

NPDES Permit No. PA0232688, Storm Water, SIC Code 3541, **Brilex HMC**, PO Box 749, Youngstown, OH 44501.

This proposed facility is located in Bellefonte Borough, **Centre County**.

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

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

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

WQM Permit No. WQG010051, Sewage, **Michael Teti**, 542 South Tower Road, Sellersville, PA 18960.

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

Description of Action/Activity: Construction and operation of a small flow sewage treatment plant to serve a single family residence.

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

WQM Permit No. 0215200, Industrial, SIC Code 5052, **Three Rivers Marine & Rail Terminal LP**, 17 Arentzen Boulevard, Charleroi, PA 15022.

This proposed facility is located in Glassport Borough, **Allegheny County**.

Description of Proposed Action/Activity: Construction of two sedimentation basins to treat stormwater associated with industrial activity.

WQM Permit No. 6573407-A5, Sewage, SIC Code 4952, **Latrobe Municipal Authority Westmoreland County**, PO Box 88, Latrobe, PA 15650-0088.

This existing facility is located in Latrobe Borough, **Westmoreland County**.

Description of Proposed Action/Activity: Installation and operation of a replacement UV disinfection system.

WQM Permit No. 3281205 A-14, Industrial, SIC Code 4911, **Homer City Generation LP**, 211 Carnegie Center, Princeton, NJ 08540.

This existing facility is located in Center Township, **Indiana County**.

Description of Proposed Action/Activity: Diversion of storm water from the Outfall 026 drainage area to an existing storm water impoundment.

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

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011515036-R	Telvil Corporation 527 Main Street Harleysville, PA 19438	Chester	East Coventry Township	Unknown Tributary to Pigeon Creek HQ-TSF
PAI011504052R	B.K. Campbell, Inc. 402 Bayard Road, Suite 100 Kennett Square, PA 19348	Chester	New London and Franklin Townships	Big Elk Creek HQ-TSF-MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024515007	Brodhead Creek Regional Authority 410 Mill Creek Road East Stroudsburg, PA 18301	Monroe	Hamilton Township, Stroud Township	UNT to Pocono Creek (HQ-CWF, MF)
PAI024008002R	M.A.C. Realty Company 265 Magnolia Drive Dallas, PA 18612	Luzerne	Dallas Township	Toby Creek (CWF, MF) (EV Wetlands)
PAI023915024	Liberty Property, LP c/o Robert Kiel 74 W. Broad St. Bethlehem, PA 18018	Lehigh	Lower Macungie Township and Albutis Borough	UNT to Little Lehigh Creek (HQ-CWF, MF)

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041415013	Parkway Medical Center, Inc. 1004 West College Ave State College, PA 16801	Centre	State College Borough	Thompson Run, HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056514012	Mon Valley Sewage Authority, 20 South Washington Avenue, Donora, PA 15033	Westmoreland County	City of Monesssen	Monongahela River (WWF)

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

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

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

General Permit Type—PAG-02

Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<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>
City of Philadelphia Philadelphia County	PAG0201511526	400 Reed St Owner, LLC 2337 Philmont Avenue Huntingdon Valley, PA 19006	Delaware Estuary WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Newtown Borough Bucks County	PAG02000912075(1)	Steeple View, LP 301 South State Street Newtown, PA 18940	Newtown Creek Neshaminy Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bristol Township Bucks County	PAG02000915061	J&J Property Developers, LLC 3009 West Avenue Bristol, PA 19007	Mill Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

<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>
Perkasie Borough Bucks County	PAG02000915010	Hallmark Homes Group 865 Easton Road, Suite 250 Warrington, PA 18976	East Branch Perkiomen Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Doylestown Township Bucks County	PAG02000915008	Buckingham Retail Properties, LLC 329 South Main Street, Suite B Doylestown, PA 18901	Neshaminy Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warminster Township Bucks County	PAG02000913075	Newtown Court, LLC 217 Delmont Avenue Warminster, PA 18974	Pennypack Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Falls Township Morrisville Borough Bucks County	PAG02000915070	Britton Realty of Morrisville LLC 227 Bakers Basin Road Lawrenceville, PA 08648	Delaware River Canal WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Northampton Township Bucks County	PAG02000914050	Michaels & Luck 1149 Concord Drive Haddonfield, NJ 08033	Unknown Tributary to Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Falls Township Bucks County	PAG02000915031	Waste Management of PA, Inc. 1000 New Ford Mill Road Morrisville, PA 19067	Delaware River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Salford Township Montgomery County	PAG02004615061	Lower Salford Township 379 Main Street Harleysville, PA 19438	Unknown Tributary to Indian Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Middletown Township Delaware County	PAG02002315037	John P. DiPasquale 5 Stirrup Lane Thornton, PA 19373	Chester Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Brookhaven Borough Delaware County	PAG02002315029	Daniel Schempp 921 Deerpath Road Blue Bell, PA 19422	Ridley Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Springfield Township Delaware County	PAG02002315036	PREIT Services, LLC 200 South Broad Street Philadelphia, PA 19102	Whiskey Run to Crum Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Newtown and Upper Makefield Townships Bucks County	PAG02000914011(1)	Dolington Land, LP 250 Gilbratar Road Horsham, PA 19044	Newtown and Houghs Creeks WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Makefield Township Bucks County	PAG02000915005	John D. Spears 1285 Gulf Shores North, Apt. 7A Naples, FL 34102-4903	Pidcock Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warwick Township Bucks County	PAG02000915080	Warwick Mill, LLC 330 South Randolphville Road Piscataway, NJ 08855	Unknown Tributary to Neshaminy Creek	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
New Hope Borough Buck County	PAG02000915082	New Hope Solebury School District 180 West Bride Street New Hope, PA 18938	Delaware Canal WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Whitpain Township Montgomery County	PAG020004615058	Center Square Commons LP 6259 Reynolds Mill Road Seven Valleys, PA 17360	Stony Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

<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>
Plymouth Meeting Montgomery County	PAG02004615040	David Erb 121 North Lane Conshohocken, PA 19428	Plymouth Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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

<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>
Lehighon Borough Carbon County	PAG02001315004	Blakeslee Commons, LLC 2216 Willow Park Road Bethlehem, PA 18020	Mahoning Creek (CWF, MF)	Carbon County Conservation District 610-377-4894
City of Scranton Lackawanna County	PAG02003513019(2)	Susan Hazleton PennDOT District 4-0 55 Keystone Industrial Park Dunmore, PA 18512	Roaring Brook (CWF, MF)	Lackawanna County Conservation District 570-392-3086
Wilkes-Barre Township Luzerne County	PAG02004015017	Minichi, Inc. 453 Ziegler Street Dupont, PA 18641 King's College Thomas Butchko 133 North River Street Wilkes-Barre, PA 18702	Susquehanna River (WWF, MF)	Luzerne Conservation District 570-674-7991
Pittston Township and Jenkins Township Luzerne County	PAG02004015005	Pennsylvania Department of Transportation Susan Hazleton, ADE Engineering District 4-0 55 Keystone Industrial Park Dunmore, PA 18512	Susquehanna River (CWF, MF)	Luzerne Conservation District 570-674-7991
City of Bethlehem Northampton County	PAG02004815017	Redevelopment Authority of the City of Bethlehem 10 East Church Street Bethlehem, PA 18018	Lehigh River (WWF, MF)	Northampton County Conservation District 610-746-1971
Washington Township Schuylkill County	PAG02005415008	Brian Musser 280 Deck Drive Myerstown, PA 17067	UNT to Lower Little Swatara Creek (CWF, MF)	Schuylkill County Conservation District 570-622-3742

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

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Troy Borough	PAG2000815014	James L Miller MBC Development, LP 950 East main St Schuylkill Haven, PA 17972-0472	Sugar Creek, TSF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd, Ste E Towanda, PA 18848 (570) 265-5539, X 6
Clinton Township	PAG02004115014	John Lynch Sr Montgomery Water & Sewer Auth 35 South Main St Montgomery, PA 17752	Black Hole Creek, TSF, MF	Lycoming County Conservation District 542 County Farm Rd, Ste 202 Montoursville, PA 17754 (570) 433-3003
Hepburn Township	PAG02004115016	Joseph Hamm Hepburn Township 2702 Pleasant Valley Rd Cogan Station, PA 17728	UNT to Mill Creek, WWF, MF	Lycoming County Conservation District 542 County Farm Rd, Ste 202 Montoursville, PA 17754 (570) 433-3003

<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>
East Buffalo Twp	PAG02006015014	Lewisburg Housing, LP 1610 Industrial Blvd Suite 400 Lewisburg, PA 17837	Limestone Run, WWF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg, PA 17837 (570) 524-3860
Summit Township Erie County	PAG02002515022	TESCO 8106 Hawthorne Drive Erie, PA 16509	UNT Walnut Creek CWF; MF	Erie County Conservation District 814-825-6403
Harborcreek Township Erie County	PAG02002515033	Harborcreek School District 6375 Buffalo Road Harborcreek, PA 16421	Seven Mile Creek CWF; MF	Erie County Conservation District 814-825-6403
City of Hermitage Mercer County	PAG02004315016	City of Hermitage 800 North Hemitage Road Hermitage, PA 16148	Hogback Run WWF	Mercer County Conservation District 724-662-2242

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>
Moore Township Northampton County	PAR802252	First Student, Inc. 600 Vine Street, Suite 1400 Cincinnati, OH 45202	Unnamed Tributary to Hokendauqua Creek—2-C CWF/MF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Center Township Indiana County	PAR206113	Joy Global Underground Mining LLC—Homer City 610 Lucerne Road Homer City, PA 15748-9245	UNT to Two Lick Creek—19-D CWF	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

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>
Springville Township Susquehanna County	PAG102334	Williams Field Service Co. LLC Park Place Corp Center Two 2000 Commerce Drive Pittsburgh, PA 15275	Meshoppen Creek and Unnamed Tributary to Monroe Creek—4-G and 4-F	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Gilpin Township Armstrong County	PAG106189	Columbia Midstream Group LLC 5151 San Felipe Street Suite 2400 Houston, TX 77056-3632	Unnamed Tributary to Elder Run—18-B	DEP South West Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

General Permit Type—PAG-12

Facility Location
Municipality &
County

Permit No.

Applicant Name &
Address

Receiving
Water/Use

Contact Office &
Phone No.

Upper Mahantango Township
Schuylkill County

PAG122209

Dennis Mattern
197 Mattern Hill Road
Dornsife, PA 17823

Unnamed Tributary
of Mahantango
Creek—6-C

DEP North East
Regional Office
Clean Water Program
2 Public Square,
Wilkes-Barre, PA
18701-1915
570.826.2511

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 AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 3546400, Operation Permit, Public Water Supply.

Applicant **Eagle Springs, Inc.**
88 West Donaldson Street
Tremont, PA 17981

Municipality Tremont Township

County **Schuylkill**

Type of Facility PWS

Consulting Engineer N/A

Permit to Operate Issued December 31, 2015

Permit No. 3546414, Operation Permit, Public Water Supply.

Applicant **Stoney Mountain Springs**
111 Kalmia Road
Tower City, PA 17980

Municipality Porter Township

County **Schuylkill**

Type of Facility PWS

Consulting Engineer Edward E. Davis, P.E.
MBC Development, LP
950 East Main Street
Schuylkill Haven, PA 17972

Permit to Operate Issued December 31, 2015

Permit No. 3480046, Operations Permit, Public Water Supply.

Applicant **City of Bethlehem**
10 East Church St.
Bethlehem, PA 18018-6005

[Borough or Township] Salisbury Township

County **Lehigh**

Type of Facility PWS

Consulting Engineer Mr. Steven G. Lowry, PE
Steven G. Lowry & Associates
3708 Leyland Dr.
Mechanicsburg, PA 17050

Permit to Operate Issued 12/11/2015

Permit No. 3130945, Operations Permit, Public Water Supply.

Applicant **The Tuthill Corporation
d/b/a Blue Mountain Ski Area**
P. O. Box 216
1660 Blue Mountain Road
Palmerton, PA 18071

[Borough or Township] Lower Towamensing Township

County **Carbon**

Type of Facility PWS

Consulting Engineer Harry E. Garman, P.E.
Barry Isett & Associates
85 South Route 100
Allentown, PA 18106

Permit to Operate Issued 12/10/2015

Permit No. 2408001, Operations Permit, Public Water Supply.

Applicant **Hazleton City Authority**
400 East Arthur Gardner
Parkway
Hazleton, PA 18201-7359

[Borough or Township] City of Hazleton

County **Luzerne**

Type of Facility PWS

Consulting Engineer John Synoski, PE
Hazleton City Authority
400 East Arthur Gardner
Parkway
Hazleton, PA 18201-7359

Permit to Operate 12/14/2015
Issued

Permit No. 3396420E1, Operations Permit, Public Water Supply.

Applicant **Nestle Waters North America, Inc.**
405 Nestle Way
Breinigsville, PA 18031

[Borough or Township] Upper Macungie Township

County **Lehigh**

Type of Facility PWS

Consulting Engineer James D. Ekedahl, PE
Woodard & Curran, Inc.
41 Hutchins Dr.
Portland, ME 04102

Permit to Operate 12/31/2015
Issued

Permit No. 2408001, Operations Permit, Public Water Supply.

Applicant **Hazleton City Authority**
400 East Arthur Gardner
Parkway
Hazleton, PA 18201-7359

[Borough or Township] Hazle Township

County **Luzerne**

Type of Facility PWS

Consulting Engineer John Synoski, PE
Hazleton City Authority
400 East Arthur Gardner
Parkway
Hazleton, PA 18201-7359

Permit to Operate 12/01/2015
Issued

Permit No. 4515510MA, Public Water Supply.

Applicant **Brodhead Creek Regional Authority**
410 Mill Creek Rd.
East Stroudsburg, PA 18301

[Borough or Township] Stroud Township

County **Monroe**

Type of Facility PWS

Consulting Engineer Harry Bingaman, PE
Glace Associates, Inc.
3705 Trindle Rd.
Camp Hill, PA 17011

Permit to Construct January 4, 2016
Issued

Permit. 5815501, Public Water Supply.

Applicant **PA American Water**
(Thompson Well 1)
800 W. Hershey Park Drive
Hershey, PA 17033

[Township or Borough] Thompson Borough
Susquehanna County

Responsible Official Mr. David Kaufman
Vice President-Engineering

Type of Facility Public Water Supply

Consulting Engineer Mr. Daniel Rickard, PE
PA American Water Company
2699 Stafford Avenue
Scranton, PA 18505

Construction Permit December 21, 2015
Issued

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

Permit No. 1814501—Partial Operation 2—Public Water Supply.

Applicant **Suburban Lock Haven Water Authority**

Township/Borough Bald Eagle Township and Mill Hall Borough

County **Clinton**

Responsible Official Mr. Jack Peters
Suburban Lock Haven Water Authority
7893 Nittany Valley Drive
Mill Hall, PA 17751

Type of Facility Public Water Supply

Consulting Engineer David Swisher, P.E.
HRG, Inc.
474 Windmere Drive, Suite 100
State College, PA 16801

Permit Issued January 21, 2016

Description of Action Authorizes operation of only the sections of distribution and transmission lines in Bald Eagle Township and Mill Hall Borough that were recently replaced and the new 54,000 gallon finished water storage tank.

Permit No. 4715501MA—Operation—Public Water Supply.

Applicant **Danville Municipal Authority**

Township/Borough Danville Borough

County **Montour**

Responsible Official Richard Johns, Chairman
Danville Municipal Authority
12 W. Market Street
P. O. Box 179
Danville, PA 17821-0179

Type of Facility Public Water Supply

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

Permit Issued January 22, 2016

Description of Action Operation of two 1.5 million gallon steel water storage tanks following repairs to and repainting of both tanks and addition of a new electric tank mixer to each tank.

Permit No. 1713505MA—Operation—Public Water Supply.

Applicant **Pike Township Municipal Authority**

Township/Borough Pike Township

County **Clearfield**

Responsible Official F. Michael Smeal, Manager
Pike Township Municipal Authority
P. O. Box 27
Curwensville, PA 16833

Type of Facility Public Water Supply

Consulting Engineer John P. Mazich, P.E.
Uni-Tec Consulting Engineers
2007 Cato Avenue
State College, PA 16801

Permit Issued January 25, 2016

Description of Action Operation of Naulton Road Pump Station No. 1.

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

Permit No. 3215510, Public Water Supply.

Applicant **Indiana County Municipal Services Municipal**
602 Kolter Drive
Indiana, PA 15701

[Borough or Township] Green Township

County **Indiana**

Type of Facility Water system

Consulting Engineer Gibson-Thomas Engineering Co., Inc.
1004 Ligonier Street
PO Box 853
Latrobe, PA 15650

Permit to Construct Issued January 15, 2015

Permit No. 0215521, Public Water Supply.

Applicant **Wilksburg-Penn Joint Water Authority**
2200 Robinson Boulevard
Pittsburgh, PA 15221

[Borough or Township] Penn Hills Township

County **Allegheny**

Type of Facility Water system

Consulting Engineer Chester Engineers
501 McKean Avenue
Third Floor
Charleroi, PA 15022

Permit to Construct Issued January 15, 2015

Operations Permit issued to: **Latrobe Municipal Authority**, 104 Gueirrier Road, Latrobe, PA 15650, (**PWSID #5650060**) Derry Township, **Westmoreland County** on January 15, 2016 for the operation of facilities approved under Construction Permit #6515509.

Permit No. 0215522MA, Minor Amendment. Public Water Supply.

Applicant **Wilksburg-Penn Joint Water Authority**
2200 Robinson Boulevard
Pittsburgh, PA 15221

[Borough or Township] Penn Hills Township

County **Allegheny**

Type of Facility Bulk load facility

Consulting Engineer Chester Engineers
501 McKean Avenue
Third Floor
Charleroi, PA 15022

Permit to Operate Issued January 15, 2015

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

Permit No. 1015504, Public Water Supply

Applicant **Pennsylvania American Water Company**

Township or Borough Butler Township

County **Butler**

Responsible Official David R. Kaufman

Type of Facility Public Water Supply

Consulting Engineer Jay Lucas, P.E.
Pennsylvania American Water Co.
300 Galley Road
McMurray, PA 15317

Application Received Date July 31, 2015

Description of Action Replace pumps and increase capacity to 1.37 MGD.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Harborcreek Township	5601 Buffalo Road Harborcreek, PA 16421	Erie County

Plan Description: The approved plan provides initially for two sanitary sewer overflow elimination projects. Construction of a gravity sewer line from Nagle Road along Iroquois Avenue and East Lake Road to the City of

Erie connection at Franklin Avenue is proposed. This will convey up to 5 MGD from the 5 Mile Pump Station service area south of Route 20. A second project consists of the construction of a new 6 Mile Pump Station with 0.75 million gallon of equalization storage capacity. Upon completion of these two projects, an evaluation of the need for upgrades to the 5 Mile Pump Station will be completed. Following the sanitary sewer overflow elimination projects, Harborcreek Township will initiate five sewer extensions. 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.

NOTICE OF PROPOSED INTERIM RESPONSE UNDER THE HAZARDOUS SITES CLEANUP ACT

Former Erie Rail Yard Site

Susquehanna Depot Borough, Susquehanna County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act, 35 P. S. § 6020.101 et seq. (HSCA), is proposing an interim response action at the Former Erie Rail Yard Site (Site). This response will be undertaken pursuant to Sections 505(b) and (c) of HSCA, 35 P. S. § 6020.505(b) and (c). The Site is located in Susquehanna Depot Borough, Susquehanna County, Pennsylvania.

The Site was used as a rail yard for over 125 years, from the 1840's through the 1960's as a major rail hub between Chicago and New York City. During the peak of operations, it covered about 40 acres, contained dozens of buildings and employed over 2,000 workers. Activities at the Site included engine and railcar repair, engine refueling, rail line service and repair, painting, foundry operations, and manufactured gas and oil production and processing. These processes used heavy metals as well as petroleum-based products and other contaminants of concern.

Rail demand declined between 1967 and 1972 due to the growth of air and truck transportation. The Erie Rail Yard, along with five other major U. S. railroads, went bankrupt. Eventually most of the buildings at the Site were razed or destroyed by fires. The Site now includes several commercial businesses, municipal government buildings, a municipal wastewater treatment plant, a railroad right-of-way, and a wooded area northwest of the railroad tracks.

The Department's investigation of the Site has determined that several heavy metals, including lead, antimony, and arsenic, are present in soils on Site in excess of applicable standards. Direct contact with the soils on Site, via dermal contact and/or direct ingestion, is the primary concern for the Site.

The Department considered four alternatives to address the threats at the Site: 1) no action; 2) environmental covenants and institutional controls; 3) soil excavation; and 4) surface barrier.

The Department has chosen the following actions because they are in compliance with applicable or relevant and appropriate requirements (ARARs) and are cost effective:

- Limited soil excavation upstream of the Veterans Memorial Bridge, in areas where soil samples showed the highest contamination;

- Installation and maintenance of a surface barrier of clean fill in contaminated areas; and

- Implementation of environmental covenants on several properties to restrict future land uses and remove the potential for harm to the implemented remedy.

This notice is being provided pursuant to Section 506(b) of HSCA. The Administrative Record, which contains the information that forms the basis and documents the selection of this response, is available for public review and comment at the Department's Northeast Regional Office, 2 Public Square, Wilkes-Barre, and at the Susquehanna Depot Borough Municipal Building, 83 Erie Boulevard, Susquehanna Depot. It is available for review at the Regional Office Monday through Friday from 8 a.m. to 4 p.m. and at the Borough Office Monday through Thursday from 8 a.m. to 4 p.m.

The Administrative Record will be open for comment through May 5, 2016. Persons may submit written comments into the Record during this time only, by sending them to Susan French, Project Officer, at the Department's Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701, or by delivering them to that office in person.

In addition, persons may present oral comments on the response action, for inclusion in the Administrative Record, at a public hearing scheduled for March 15, 2016, at 10:00 a.m. at the Susquehanna Depot Borough Municipal Building. Persons wishing to present testimony at the hearing should register with Susan French before March 10, 2016, by telephone at (570) 826-2064, or in writing to Susan French at the Department's Northeast Regional Office. If no person registers to present oral comments by the date specified above, the hearing will not be held.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings, should contact Susan French or 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

Class 1 Transport, US Route 11N, Point Township, **Northumberland County**. Northridge Group, Inc., P. O. Box 231, Northumberland, PA 17857, on behalf of Class 1 Transport, P. O. Box 175, McVeytown, PA 17051 submitted a Final Report concerning remediation of site soils contaminated with diesel fuel constituents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Former Knight-Celotex Facility, 1400 Susquehanna Avenue, Sunbury City, **Northumberland County**. Apex Companies, LLC, 20 Valley Stream Parkway, Suite 270, Malvern, PA 19355 on behalf of Northumberland County Commissioners, 399 South Fifth Street, Sunbury, PA 17801, submitted a Cleanup Plan concerning remediation at a historical manufacturing facility area contaminated with benzo(a)pyrene, benzo(b)fluoranthene, arsenic, cadmium and lead. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Robert M. Holdren, US Route 11S, Point Township, **Northumberland County**. Northridge Group, Inc., P. O. Box 231, Northumberland, PA 17857, on behalf of Robert Holdren, 18 West 8th Avenue, Shamokin Dam, PA 17876 submitted a Final Report concerning remediation of site soils contaminated with Motor Oil. The report is intended to document remediation of the site to meet the non-residential, Statewide Health Standard.

National Fuel Gas—Ellisburg Compressor Station, 188 Rose Lake Road, Allegany Township, **Potter County**. ER&R, 4250 Rt. 6N, Edinboro, PA 16412 on behalf of National Fuel Gas, 1100 State Street, Erie, PA 16512 submitted a Final Report concerning remediation of site soils contaminated with lubricating oil and PCBs. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Steen Residence, 1760 Moores School Road, Kelly Township, **Union County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Ronda Steen, 1760 Moores School Road, Lewisburg, PA 17837 submitted a Final Report concerning remediation of site soil and groundwater contaminated with heating oil. 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

Aliquippa Tin Mill Site (former), former LTV Tin Mill site, 300 Woodlawn Road, City of Aliquippa, **Beaver County**. RT Environmental Services, Inc., 591 East Maiden Street, Washington, PA 15301 on behalf of Aliquippa Tin Mill, L.P., 100 Bet-Tech Drive, Aliquippa, PA 15001 has submitted a Final Report concerning the remediation of site soils contaminated with metals and polycyclic aromatic hydrocarbons (PAHs). The Final Report is intended to document remediation of the site to meet the non-residential Statewide Health Standard. Notice of the Final Report was published in the *Beaver County Times* on December 3, 2015.

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

Bob Johnson Quarry, Herrickville Road, Herrick Township, **Bradford County**. Leidus Engineering, LLC, 6310 Allentown Blvd., Suite 110, Harrisburg, PA 17112, on behalf of Southwestern Energy, 917 State Route 92, North, Tunkhannock, PA 18657 submitted a Final Report concerning the remediation of site soils contaminated with Chlorine. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on December 21, 2015.

Class 1 Transport, US Route 11N, Point Township, **Northumberland County**. Northridge Group, Inc., P. O. Box 231, Northumberland, PA 17857, on behalf of Class 1 Transport, P. O. Box 175, McVeytown, PA 17051 submitted a Final Report concerning the remediation of site soils contaminated with diesel fuel constituents. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on January 14, 2016.

Former Knight—Celotex Facility, 1400 Susquehanna Avenue, Sunbury City, **Northumberland County**. Apex Companies, LLC, 20 Valley Stream Parkway, Suite 270, Malvern, PA 19355, on behalf of Northumberland County Commissioners, 399 South Fifth Street, Sunbury, PA 17801, submitted a Cleanup Plan concerning the remediation at a historical manufacturing facility area contaminated with benzo(a)pyrene, benzo(b)fluoranthene, arsenic, cadmium and lead. The Plan was approved by the Department on December 16, 2015.

National Fuel Gas—Ellisburg Compressor Station, 188 Rose Lake Road, Allegheny Township, Potter County. ER&R, 4250 Rt. 6N, Edinboro, PA 16412, on behalf of NFG-Risk Management Department, 1100 State Street, Erie, PA 16512 submitted a Final Report concerning the remediation of site soils contaminated with lubricating oil and PCBs. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on January 15, 2016.

Robert M. Holdren, US Route 11S, Point Township, **Northumberland County**. Northridge Group, Inc., P. O. Box 231, Northumberland, PA 17857, on behalf of Robert Holdren, 18 West 8th Avenue, Shamokin, PA 17876 submitted a Final Report concerning the remediation of site soils contaminated with Motor Oil. The Final Report demonstrated attainment of the non-residential Statewide Health Standard, and was approved by the Department on January 11, 2016.

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

KMI Kane Facility, 700 Elk Avenue, Kane Borough, **McKean County**. Cardno ATC, 103 North Meadows Drive, Suite 211, Wexford, PA 15090, on behalf of Kane Area Industrial Development, 54 Fraley Street, Kane, PA 16735, submitted a Baseline Environmental Report concerning the remediation of site soil contaminated with Lead, Cadmium and site groundwater contaminated with

Trichloroethene, Vinyl Chloride, and Lead. The Final Report demonstrated attainment of the Special Industrial Area standard and was approved by the Department on January 21, 2016.

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

XTO Energy—Clark McLaughlin #4 Well Site, Banks Township, **Indiana County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Twp., PA 16066 on behalf of XTO Energy, Inc., 395 Airport Road, Indiana, PA 15701 submitted a Remedial Investigation/Final Report concerning site soils contaminated with chloride, aluminum, barium, boron, lithium, manganese, strontium, vanadium, zinc, & selenium from a release of brine. The Remedial Investigation/Final report demonstrated attainment of the Site-Specific standard for chlorides and residential Statewide Health standard for all other constituents sampled and was approved by the Department on January 27, 2016.

XTO Energy—Laurel Ridge State Park #1 Well Site, Route 271, Fairfield Township, **Westmoreland County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Twp., PA 16066 on behalf of XTO Energy, Inc., 395 Airport Road, Indiana, PA 15701 submitted a Remedial Investigation/Final Report concerning site soils contaminated with aluminum, barium, boron, iron, lithium, manganese, strontium, vanadium, zinc, selenium and chloride from a release of brine. The Remedial Investigation/Final report demonstrated attainment of Site Specific standard for chlorides and a residential Statewide Health standard for all other constituents sampled for in soils and was approved by the Department on January 27, 2016.

Hanna/Barrett Properties, 401 Lincoln Highway & 1156 5th Avenue, Borough of East McKeesport, **Allegheny County**. KU Resources, 22 South Linden Street, Duquesne, PA 15110 on behalf of Turtle Creek Valley of Governments, 2700 Monroeville, PA 15146 submitted a Risk Assessment/Cleanup Plan (RA/CP) concerning site soils contaminated with arsenic, benzo(a)pyrene, benzene, antimony, and lead; soil gas containing ethylbenzene and xylenes; and groundwater containing benzene. The RA/CP was approved by the Department on January 12, 2016.

Station Square East, intersection of East Carson Street and Smithfield Street (parcel #'s 4-D60, 4-D45 & 3-A-100), City of Pittsburgh, **Allegheny County**. Langan Engineering and Environmental Services, Inc., 601 Technology Drive, Suite 200, Canonsburg, PA 15317 on behalf of TC NE Metro Development, Inc., 600 Grant Street, US Steep Tower, Suite 4800, Pittsburgh, PA 15219 submitted Baseline Environmental Report concerning the remediation of site soils and groundwater contaminated with volatile organic and semi-volatile organic compounds (VOCs & SVOCs) and metals. The Baseline Environmental Report was approved by the Department on January 21, 2016.

HAZARDOUS WASTE ACTION

Proposed action on the renewal of a variance from the classification as a solid waste under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and 40 CFR 260.33, incorporated by reference at 25 Pa. Code Chapter 260a.

Persons wishing to comment on the proposed action are invited to submit a statement to the Regional Office indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determination regarding this application. Responses should include the name, address and telephone number of the writer; and concise statement to inform the Regional Office of the exact basis of any comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 30-day comment period and/or public hearing, the Department of Environmental Protection will make a final determination regarding the proposed action. Notice of determination will be published in the *Pennsylvania Bulletin* at which time the determination may be appealed to the Environmental Hearing Board.

Intent to Renew Variance

Regional Office: Regional Manager, Waste Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

American Iron Oxide Company (AMROX). Continued operation of an acid regeneration and iron oxide production facility located in Allenport Borough, **Washington County** under a variance from classification as a solid waste. Intent to renew a variance from the classification as a solid waste for the spent pickle liquor used by AMROX for acid regeneration and iron oxide production notification by the Regional Office on January 30, 2016.

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.

Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915

PAD0000453084. Bethlehem Apparatus Company, Inc., 890 Front Street, Hellertown, PA 18055. A permit modification to include the addition of red mercury sulfide treatment process for mercury retirement for offsite disposal at this Hazardous Waste facility located in the City of Bethlehem, **Northampton County**. The application was approved by the Regional Office on January 22, 2016.

Persons interested in reviewing the permit may contact Roger Bellas, Regional Waste Management Program Manager, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

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

PAD000429589. Waste Management Disposal Services of Pennsylvania Inc., 1000 New Ford Road, Morrisville PA 19067. This permit application is for a 10-year permit renewal of the RCRA Post-Closure Permit for Old GROWS Landfill, a closed hazardous waste landfill located in Falls Township, **Bucks County**. The post-closure permit was issued by the Southeast Regional Office on January 26, 2016.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Determination of Applicability Issued Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

General Permit No. WMGR110SC001B. Nolt Services, LLC, 728 Rettew Mill Road, Lititz, PA 17543-9163.

The Southcentral Regional Office, Waste Management Program has issued a determination of applicability (DOA) under Residual Waste General Permit No. WMGR110 to Nolt Services, LLC for the beneficial use of: (a) residential septage, (b) food processing residuals and (c) restaurant grease trap waste, hereinafter referred to as “blended waste” materials, as a soil conditioner or a fertilizer for agricultural purposes. The blended waste shall be treated to non-exceptional quality biosolid values. This permit is for use at the Lititz Run Farm located at: 57 Clay Road, Lititz, PA 17543-9163 in Warwick Township, **Lancaster County**. The DOA was issued on January 21, 2016.

Persons interested in obtaining more information about this determination of applicability may contact John Oren, P.E., Permitting Section Chief, Southcentral Regional Office, Waste Management Program at 717-705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

MUNICIPAL WASTE GENERAL PERMITS

Permit(s) Issued Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit Application No. WMGM054. WeCare Organics Northeast, LLC, 9293 Bonta Bridge Road, Jordan, NY 13080.

General permit WMGM054 authorizes the sale, distribution, or otherwise giving away, in a bag or other container, a treated and finished exceptional quality biosolids-derived material at a facility, hereinafter referred to as “distribution site”, for beneficial uses by land application as specified below. A separate municipal waste processing permit shall be obtained from the Department to produce exceptional quality biosolids-derived material.

1. As a soil additive or soil substitute;
2. As an agricultural liming material;
3. As a horticultural amendment;
4. As a fertilizer for utilization in normal farming operations or land applied on disturbed lands to facilitate re-vegetation for land reclamation purposes; or
5. As an ingredient or a component of the value-added topsoil material produced off-site provided that all requirements below are met.

- a. There is market or disposition for the material;
- b. The value-added material shall be transferred in good faith as a commodity in trade for use in lieu of a commercially available product; and
- c. The processing (i.e., blending, combining) of value-added topsoil material is authorized under a separate municipal waste processing permit issued by the Department unless:
- The amount of exceptional quality biosolids-derived material received for the production of value-added topsoil does not exceed 1,000 cubic yards;
 - The finished value-added material produced and stored by the processing operation does not exceed 7,500 cubic yards; and
 - The pre- and post-processing of value-added topsoil material is not accumulated speculatively.

The general permit was issued by Central Office on January 27, 2016.

Persons interested in reviewing a general permit should be directed to C. D. Vu at 717-787-7381, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

AIR QUALITY

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

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

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

GP2-23-0232: Sunoco Partners Market & Term LP (100 Green Street, Marcus Hook, PA 19061) On January 21, 2016 to restart an external floating-roof storage tank in Marcus Hook Borough, **Delaware County**.

GP3-46-0128: Pottstown Trap Rock (P. O. Box 196, 2052 Lucon Road) On January 21, 2016 for operation of a portable nonmetallic mineral processor in Lower Pottsgrove Township, **Montgomery County**.

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

Contact: Dave Balog, New Source Review Chief—Telephone: 814-332-6940

GP4-10-306B: Universal Manufacturing Corporation (550 West New Castle Street, Zelienople, PA 16063) on January 6, 2016, for the authority to construct and/or operate a natural gas fuel fired burn off oven, Model PRC-52, Rated 0.50 MMBtu/hr (BAQ-GPA/GP4) located at their facility in Zelienople Borough, **Butler County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

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

15-0081: Johnson Matthey Inc. (1401 King Rd., West Chester, PA 19380) On January 21, 2016 for the modification of an existing wet scrubber control device to operate at a 99% removal efficiency for hydrochloric acid (HCl) and nitric acid (HNO₃) or at an established maximum outlet concentration at their precious metals processing facility in West Whiteland Township, **Chester County**. As a result of potential emissions of NO_x and VOC, the facility is a State-Only facility. The Plan Approval will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

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

09-0223: Morton Salt (123 N. Wacker Drive, Chicago, IL 60606) On January 21, 2015 for the installation of a vibrating fluidized bed salt processor and associated high-efficiency multi-cyclone, as well as additional salt processing equipment in Falls Township, **Bucks County**.

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

Contact: Edward Orris, P.E., Environmental Engineer Manager—Telephone: 412-442-4161

30-00194: EQM Gathering Opco, LLC (625 Liberty Avenue, Suite 1700 EQT Plaza, Pittsburgh, PA 15222) plan approval extension effective on January 14, 2016, with expiration date of June 28, 2016, for continued temporary operation of sources and controls at the Calisto Compressor Station located in Morris Township, **Greene County**.

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

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

Contact: Dave Balog, New Source Review Chief—Telephone: 814-332-6940

10-00028: Armstrong Cement & Supply Corporation (100 Clearfield Road, Cabot, PA 16023-9531) on January 21, 2016, the Department issued an administra-

tive amendment to the Title V Operating Permit for the facility located in Winfield Township, **Butler County**. The administrative amendment incorporates the conditions of Plan Approval 10-028J and includes the revisions of 40 CFR Part 63 Subpart LLL (NESHAPs for the Portland Cement Manufacturing) and 40 CFR Part 60 Subpart F (Standards of Performance for Portland Cement Plants) since the previous Modification (issued November 13, 2015).

16-00132: Clarion Boards, Inc./Clarion Plant (P. O. Box 340, 143 Fiberboard Road, Shippenville, PA 16254-0340) on January 19, 2016, the Department re-issued a Title V Operating Permit to operate a Reconstituted Wood Products manufacturing facility, located in Paint Township, **Clarion County**. This is a major facility due to its potential to emit NO_x and VOC emissions.

This facility continues to be subject to the existing requirements of 40 CFR 63—Subpart DDDD, National Emission Standards for Hazardous Air Pollutants: Plywood and Composite Wood Products.

The Emergency Fire Water Pump and Emergency Power Generator at this facility is now subject to the requirements of 40 CFR 63—Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

This re-issuance also incorporated the requirements from Plan Approval Number PA16-132K. These plan approval requirements will become effective once the required source testing and subsequent review have been accomplished.

The potential emissions from this facility are as follows. (All values are in tons/year.) PM = 85.57, PM₁₀/PM_{2.5} = 85.57, SO_x = 9.40, NO_x = 124.00, VOC = 122.00, CO = 24.00, CO_{2e} = 101,262.00, and Total HAPs = 15.00.

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

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

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

Marko Coating LLC dba Armoloy Company of Philadelphia, (1105 Miller Avenue, Croydon, PA 19021) on January 21, 2016 for the renewal of the operation that comprises of two hard chromium electroplating tanks and associated parts cleaning equipment located in Bristol Township, **Bucks County**.

46-00286: CSL Behring, (1020 1st Avenue, King of Prussia, PA 19406-1310) on January 21, 2016 for the operation of a biopharmaceutical company that manufactures plasma-derived and bio therapeutic products located in Upper Merion Township, **Montgomery County**.

46-00287: Wallquest, Inc. (741 First Avenue, King of Prussia, PA 19406), on January 21, 2016 for the operation of an existing 6-color rotogravure press and three (3)

existing proof presses at an existing commercial wallpaper production facility located in Upper Merion Township, **Montgomery County**.

15-00068: Spring City Electrical Mfg. Co. (One South Main St., P. O. Box 19, Spring City, PA 19475) On January 21, 2016 for the renewal of the operation of an iron foundry and an aluminum casting manufacturing facility in Spring City Borough, **Chester County**.

15-00058: Martin Limestone, Inc., (199 Quarry Road, Honey Brook, PA 19344) on January 21, 2016 for the operation of a limestone crushing plant, located in Honey Brook Township, **Chester County**.

15-00094: Metallurgical Products Co., (810 Lincoln Ave., West Chester, PA 19381) on January 21, 2016 for the renewal of the operation of two Inductotherm furnaces, a phosphorizing station and a 100 kW emergency generator located in West Goshen Township, **Chester County**.

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

Contact: Tom Joseph, Permitting Chief—Telephone: 412-442-5226

26-00545: Brownsville Marine Products, LLC (1800 Paul Thomas Blvd., Brownsville, PA, 15417) on January 12, 2016, the Department issued a State Only Operating Permit for operations at the barge manufacture and repair facility located in Brownsville Borough, **Fayette County**.

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

Contact: Matt Williams, Facilities Permitting Chief at Telephone: 814-332-6940

10-00340: Eagle Printing Company (PO Box 271, Butler, PA 16003) on January 21, 2016, the Department issued the renewal of a State Only operating permit for the newsprint facility located in the City of Butler, **Butler County**. The major source at the facility is a printing press. The facility is a Synthetic Minor. The potential emissions from the facility are as follows: VOCs, 46.4 tpy; CO, 1.9 tpy; NO_x, 2.3 tpy; SO₂, < 1 tpy; PM, < 1 tpy; any single HAP < 1 tpy; and all combined HAPs < 1 tpy. The permit contains emission restrictions, record-keeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

20-00263: The TAPCO Tube Company (10748 South Water Street, Meadville, PA 16335) on January 20, 2016, the Department issued the renewal of a State Only operating permit for steel tube manufacturing facility located in West Mead Township, **Crawford County**. The sources at the facility include a dip coating operation, a powder coating operation, 2 clear coating lines, 30 natural gas fueled space heaters for building heat, 2 scarfing & remetalization operations, and 3 parts washers. The facility is a Synthetic Minor. The potential emissions from the facility are as follows: VOCs, 49.9 tpy; CO, < 1 tpy; NO_x, < 1 tpy; SO₂, < 1 tpy; PM, < 1 tpy; any single HAP 9.9 tpy; and all combined HAPs 24.9 tpy. The 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 19401

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

09-00178: KVK Tech, Inc. (110 Terry Drive, Newtown, PA 18940) On January 21, 2016 submitted to the Department of Environmental Protection (DEP) for an Administrative Amendment to transfer ownership of Synthetic Minor Operating Permit 09-00178 from Lockheed Martin Space System to KVK Tech, Inc. in Newtown Township, **Bucks County**. An administrative amendment of Synthetic Minor Operating Permit was issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450.

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

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

<i>Date</i>	<i>Source</i>	<i>PM₁₀ (tons)</i>	<i>SO_x (tons)</i>	<i>NO_x (tons)</i>	<i>VOC (tons)</i>	<i>CO (tons)</i>
11/18/2015	Ethylene Oxide Sterilizer	0	0	0	0.08	0
Total Reported Increases		0	0	0	0.08	0
Allowable		0.6 ton/source 3 tons/facility	1.6 ton/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act and 25 Pa. Code §§ 127.431 and 127.461.

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

Contact: Dave Balog, New Source Review Chief—Telephone: 814-332-6940

24-00136: National Fuel Gas Supply Corporation (6636 Main Street, Williamsville, NY 14221-5855) on January 20, 2016, for the Sackett Station located in Highland Township, **Elk County**. This State Operating Permit was revoked because the sources were permanently deactivated on November 2, 2015.

33-00157: National Fuel Gas Supply Corporation (6636 Main Street, Williamsville, NY 14221-5855) on January 20, 2016, for the Eldred Station located in Eldred Township, **Jefferson County**. This State Operating Permit was revoked because the sources were permanently decommissioned November 2, 2015.

19-00025: Ingredient, Inc. (920 7th Ave., Berwick, PA 18603), issued a revised state only operating permit on January 21, 2016, for a change of ownership of the Berwick Plant from Penford Carolina, LLC to Ingredient, Inc. This facility is located in Berwick Borough, **Columbia County**. This revised operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

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

Contact: Dave Balog, New Source Review Chief or Matt Williams, Facilities Permitting Chief—Telephone: 814-332-6340

25-00045: St. Vincent Health Center (232 W. 25th St., Erie, PA 16544) for its facility located in the City of Erie, **Erie County**. The de minimis increases are a result of the addition of an ethylene oxide sterilizer. The Department has started a list of de minimis increases as prescribed in 25 Pa. Code § 127.449(i).

Since the June 13, 2012 State Only Operating Permit issuance date, St. Vincent has notified the Department of the following de minimis emission increases:

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

56851303 and NPDES No. PA0215350. RoxCOAL, Inc., (PO Box 149, Friedens, PA 15541). To renew the NPDES permit for the Barbara No. 1 & No. 2 Mines in Stonycreek and Brothersvalley Townships, **Somerset County**. No additional discharges. The application was considered administratively complete on May 22, 2012. Application received January 31, 2012. NPDES Permit issued January 20, 2016.

30841317 and NPDES No. PA0213527. Consol Pennsylvania Coal Company LLC, (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit and NPDES permit for the Enlow Fork Mine in Richhill Township, **Greene County** and East Finley Township, **Washington County** to add surface acres for the F27 Bleeder Site and new NPDES discharge point 036. The point source discharge will not degrade the existing water quality of unnamed tributary to Buffalo Creek. Surface Acres Proposed 21.9. Receiving Stream: Unnamed Tributary to Buffalo Creek, classified for the following use: HQ-WWF. The application was considered administratively complete on May 28, 2015. Application received February 27, 2015. Permit issued January 20, 2016.

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

Permit No. 3279103 and NPDES No. PA0079791. CONSOL Mining Co., LLC, CNX Center, 1000 Consol Energy Dr., Canonsburg, PA 15317, permit renewal for the continued operation and restoration of a bituminous surface mine in Young Township, **Indiana County**, affecting 19.0 acres. Receiving stream: unnamed tributary to Big Run classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 31, 2015. Permit issued: January 16, 2016.

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

17050101 and NPDES PA0256153. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803). Permit renewal for reclamation only of a bituminous surface and auger mine located in Penn and Pike Townships, **Clearfield County** affecting 267.9 acres. Receiving stream(s): Kratzer Run, Bilger Run and Anderson Creek classified for the following use(s): CWF and MF. There are no potable water supply intakes within 10 miles downstream. Application received: May 15, 2015. Permit issued: January 21, 2016.

14080101 and NPDES PA 0256773. Warren C. Hartman Contracting (5315 Bigler Road, Clearfield, PA 16830). Permit renewal for continued operation and restoration of a bituminous surface mine located in Snow Shoe and Burnside Townships, **Centre County** affecting 325.0 acres. Receiving stream(s): Unnamed Tributaries to Little Sandy Creek and Unnamed Tributaries to Contrary Run classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: December 15, 2014. Permit issued: January 21, 2016.

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

Permit No. 49151301. Clinton M. Wynn Mining, (419 Shingara Lane, Sunbury, PA 17801), commencement, operation and restoration of an anthracite underground mine operation in Zerbe and West Cameron Townships,

Northumberland County affecting 3.5 acres, receiving streams: Zerbe Run and unnamed tributaries of Shamokin Creek. Application received: February 26, 2016. Permit issued: January 22, 2016.

Permit No. 54030102C3. Timber Coal Co., Inc., (PO Box 188, Sacramento, PA 17968), correction to update the post-mining land use of an existing anthracite surface mine and coal refuse disposal operation in Heginns and Porter Townships, **Schuylkill County** affecting 316.7 acres, receiving stream: East Branch Rausch Creek. Application received: October 29, 2015. Correction issued: January 22, 2016.

Permit No. 49120101C. Blue Ridge Mining, LP, (123 Iris Road, Shamokin, PA 17872), boundary correction of an existing anthracite surface mine operation in Coal Township, **Northumberland County** affecting 48.3 acres, receiving stream: Carbon Run. Application received: April 30, 2014. Correction issued: January 25, 2016.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Issued

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

Permit No. 03154001. Precision Geophysical, Inc. (2695 State Route 83 South, Millersburg, OH 44654). Blasting activity permit to conduct seismic activity exploration for the Hogback 2D located in Pine, Madison, Boggs, and Mahoning Townships, **Armstrong County** with an exploration date of December 31, 2016. Blasting permit issued: January 19, 2016.

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

Permit No. 36164101. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Green Park Development in Rapho Township, **Lancaster County** with an expiration date of December 31, 2016. Permit issued: January 15, 2016.

Permit No. 36164102. Maine Drilling & Blasting Inc., (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Bishop Woods in West Donegal Township, **Lancaster County** with an expiration date of January 12, 2017. Permit issued: January 15, 2016.

Permit No. 38154133. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Mervin Horning in Millcreek Township, **Lebanon County** with an expiration date of April 30, 2016. Permit issued: January 15, 2016.

Permit No. 40164102. Maurer & Scott Sales, Inc., (122 Thomas Street, Coopersburg, PA 18036), construction blasting for South Cross Valley Expressway PennDot ECMS 9234 in Hanover Township, **Luzerne County** with an expiration date of December 31, 2017. Permit issued: January 15, 2016.

Permit No. 38164101. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543-9795), construction blasting for Strathford Meadows in South Lebanon Town-

ship, **Lebanon County** with an expiration date of January 18, 2017. Permit issued: January 20, 2016.

Permit No. 66164101. Hayduk Enterprise, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Philip Brown parking lot expansion in Lemon Township, **Wyoming County** with an expiration date of December 31, 2016. Permit issued: January 20, 2016.

Permit No. 36164103. Maine Drilling & Blasting, Inc., (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Riverview Estates in West Lampeter Township, **Lancaster County** with an expiration date of January 14, 2017. Permit issued: January 21, 2016.

Permit No. 36164104. Maine Drilling & Blasting, Inc., (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Bishop Woods in West Donegal Township, **Lancaster County** with an expiration date of January 15, 2017. Permit issued: January 21, 2016.

Permit No. 36164105. Maine Drilling & Blasting, Inc., (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Brooklawn in Manheim Township, **Lancaster County** with an expiration date of January 15, 2017. Permit issued: January 21, 2016.

Permit No. 52154104. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for Hemlock Farms in Dingman, Blooming Grove and Porter Townships, **Pike County** with an expiration date of January 16, 2019. Permit issued: January 22, 2016.

Permit No. 52164101. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for Mast Hope Rapids in Lackawaxen Township, **Pike County** with an expiration date of January 16, 2019. Permit issued: January 22, 2016.

Permit No. 64164102. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for Indian Head Camp in Buckingham and Manchester Townships, **Wayne County** with an expiration date of January 7, 2017. Permit issued: January 22, 2016.

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 AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this

notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E39-539. Borough of Macungie, 21 Locust Street, Macungie, PA 18062. Borough of Macungie, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a stormwater outfall in the floodway of an Unnamed Tributary to Swabia Creek (HQ-CWF, MF) consisting of an 18-inch diameter HDPE pipe, endwall, and riprap apron.

The project is located on the north side of Cotton Street, 400 feet west of its intersection with South Chestnut Street (Allentown West, PA Quadrangle Latitude: 40°30'40.6"; Longitude: -75°33'08.6"). Subbasin: 2C.

E48-432. Buzzi Unicem USA, Inc., 501 Hercules Drive, Stockertown, PA 18083. Upper Nazareth Township, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a stream restoration project along 300 feet of Schoeneck Creek (WWF, MF) for the purpose of reducing the risk of sinkholes. The cross section consists of a geosynthetic clay liner, 12 inches of soil and aggregate mix, existing streambed material choked with riprap, and rock armoring along each bank. The project also includes the repair of two sinkhole areas within the floodway of Schoeneck Creek (WWF, MF) previously authorized under Emergency Permit No. EP4815401.

The project is located on the south side of the Buzzi Unicem USA Quarry, southeast of the intersection of State Route 191 and Friedenstahl Avenue (Nazareth, PA Quadrangle Latitude: 40°44'44.02"; Longitude: -75°17'02.18"). Subbasin: 1F.

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

E65-968, Mon Valley Sewage Authority, 20 South Washington Street, Donora, PA 15033, City of Monessen, **Westmoreland County**, ACOE Pittsburgh District.

Has been given consent to:

Place and maintain fill within the floodplain of the Monongahela River (WWF) for the purposes of constructing a combined sewer treatment facility. The project is located north of the intersection of East Donner Avenue and Parente Boulevard (Monongahela, PA U.S.G.S. Topographic Quadrangle; N:6.5 inches; W:0.0 inches; Latitude: 40° 9' 38"; Longitude: -79° 52' 30"; Sub-basin 19C), in City of Monessen, Westmoreland County.

Northwest Region: Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, 16335.

E10-490, North Boundary Partners, L.P., 11279 Perry Highway, Suite 509, Wexford, PA 15090 in Cranberry Township, **Butler County**, ACOE Pittsburgh District.

To permanently fill 0.76 acre of wetland and enclose a total of 687 feet of three unnamed tributaries to Brush Creek for the development of a grocery store and two smaller commercial/retail buildings along with associated parking, roadways, utilities, and stormwater management facilities at the intersection of State Route 19 and North Boundary Road (Mars, PA Quadrangle: N 40°, 43', 18.6"; W 80°, 06', 22.2"). Project includes creation of 1.58 acre of replacement wetland (Mars, PA Quadrangle: N 40°, 42', 18.4"; W 80°, 07', 28") and restoration and stabilization of approximately 930 feet of Brush Creek (Baden, PA Quadrangle: N 40°, 42', 37.7"; W 80°, 07', 52.4") within Graham Park in Cranberry Township, Butler County.

E10-496, PA DCNR Moraine State Park, 225 Pleasant Valley Road, Portersville, PA 16051 in Muddy Creek & Worth Townships, **Butler County**.

To construct and maintain a pedestrian bridge having a total span length of 57 feet supported by concrete abutments providing a clear span of approximately 50 feet and an average under clearance of 5.09 feet across Muddy Creek on North County Trail approximately 920 feet downstream of Moraine State Park Dam (D10-068) within Moraine State Park (Portersville, PA Quadrangle N: 40°, 57', 49.658"; W: -80°, 7', 24.618").

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

E5829-101: Springville Township, Williams Field Services Company, LLC; Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275; Springville Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 16 inch diameter steel natural gas gathering pipeline and temporary timber bridge crossing impacting 50 lineal feet of Meshoppen Creek (CWF-MF) (Springville, PA Quadrangle; Latitude: 41° 38' 48", Longitude: -75° 54' 20"),

2) a 16 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 1,411 square feet (0.03 acre) of a PEM wetland (Springville, PA Quadrangle; Latitude: 41° 38' 47", Longitude: -75° 54' 18"),

3) a 16 inch diameter steel natural gas gathering pipeline and temporary timber bridge crossing impacting 54 lineal feet of an unnamed tributary to Meshoppen

Creek (CWF-MF) (Springville, PA Quadrangle; Latitude: 41° 38' 47", Longitude: -75° 54' 18"),

4) a temporary timber mat crossing impacting 138 square feet (0.01 acre) of a PFO wetland (Springville, PA Quadrangle; Latitude: 41° 38' 46", Longitude: -75° 54' 15"),

5) a 16 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 2,926 square feet (0.07 acre) of a PFO wetland (Springville, PA Quadrangle; Latitude: 41° 38' 46", Longitude: -75° 54' 15"),

6) a 16 inch diameter steel natural gas gathering pipeline and temporary timber bridge crossing impacting 81 lineal feet of an unnamed tributary to Meshoppen Creek (CWF-MF) (Springville, PA Quadrangle; Latitude: 41° 38' 46", Longitude: -75° 54' 08"),

7) a 16 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 24 square feet (0.01 acre) of a PFO wetland (Springville, PA Quadrangle; Latitude: 41° 38' 46", Longitude: -75° 54' 08"),

8) a 16 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 1,110 square feet (0.03 acre) of a PFO wetland (Springville, PA Quadrangle; Latitude: 41° 38' 46", Longitude: -75° 54' 07"),

9) a 16 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 6,216 square feet (0.14 acre) of a PSS wetland (Springville, PA Quadrangle; Latitude: 41° 38' 53", Longitude: -75° 53' 37"),

10) a 16 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 1,788 square feet (0.04 acre) of a PSS wetland (Springville, PA Quadrangle; Latitude: 41° 38' 53", Longitude: -75° 53' 34"),

11) a 16 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 2,210 square feet (0.05 acre) of a PEM wetland (Springville, PA Quadrangle; Latitude: 41° 38' 54", Longitude: -75° 53' 32"),

12) a 16 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 4,308 square feet (0.10 acre) of a PEM wetland (Springville, PA Quadrangle; Latitude: 41° 39' 02", Longitude: -75° 53' 12").

The project consists of constructing approximately 1.6 mile of 16" steel natural gas gathering line located in Springville Township, Susquehanna County, which connects Cabot's Bishop Well Pad to the Williams' Pijanowski Pipeline. The project will result in 185 lineal feet of temporary stream impacts, 8,004 square feet (0.18 acre) of temporary wetland impacts, and 7,153 square feet (0.16 acre) of permanent wetland impacts all for the purpose of providing safe reliable conveyance of Marcellus Shale natural gas to market.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street,

PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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

ESCGP-2 #ESG14-053-0004—Griffen Oil Lease
Applicant Vista Operating, Inc.
Address 61 McMurray Road, Suite 300
City Pittsburgh State PA Zip Code 15241
County Forest Township(s) Harmony
Receiving Stream(s) and Classification(s) Pithole Creek & UNTs to Pithole Creek

ESCGP-2 #ESG15-019-0040—Stivanson Well Pad
Applicant XTO Energy, Inc.
Contact Melissa Breitenbach
Address 190 Thorn Hill Road
City Warrendale State PA Zip Code 15086
County Butler Township(s) Donegal
Receiving Stream(s) and Classification(s) UNT to Buffalo Run HQ-CWF

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

ESCGP-2 # ESX29-115-15-0054
Applicant Name SWN Production Co LLC
Contact Person Jeff Whitehair
Address 10000 Energy Drive
City, State, Zip Spring, TX 77389
County Susquehanna
Township(s) Great Bend
Receiving Stream(s) and Classification(s) Susquehanna River (WWF-MF) and UNT (CWF-MF)

ESCGP-2 # ESG29-117-15-0032
Applicant Name Kevin Williams
Contact Person HEP Tioga Gathering LLC
Address 512 Towne Plaza, Ste 120, Rte 6
City, State, Zip Tunkhannock, PA 18657
County Tioga
Township(s) Liberty & Morris
Receiving Stream(s) and Classification(s) Long Run (EV), Custard Run (EV), Little Fall Run (EV), Zimmerman Creek (EV), Blacks Creek (CWF)

ESCGP-2 # ESX10-081-0040(01)
Applicant Name XTO Energy Inc
Contact Person Stacey Vehovic
Address 395 Airport Rd
City, State, Zip Indiana, PA 15701
County Lycoming
Township(s) Franklin

Receiving Stream(s) and Classification(s) UNT to German Run (CWF), UNT to Little Muncy Ck (CWF)
Secondary—German Run (CWF), Little Muncy Ck (CWF)

ESCGP-2 # ESG29-117-15-0035
Applicant Name SWEPI LP
Contact Person Jason Shoemaker
Address 2100 Georgetown Dr, Suite 400
City, State, Zip Sewickley, PA 15143
County Tioga
Township(s) Charleston & Covington
Receiving Stream(s) and Classification(s) North Elk Run (CWF), Elk Run (CWF)

ESCGP-2 # ESX10-015-0031(01)
Applicant Name Chesapeake Appalachia LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Bradford
Township(s) Wyalusing
Receiving Stream(s) and Classification(s) Patton Ck (WWF, MF), Wyalusing Ck (WWF, MF)
Secondary—Susquehanna River

ESCGP-2 # ESX10-015-0069(01)
Applicant Name Chesapeake Appalachia LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Bradford
Township(s) Leroy
Receiving Stream(s) and Classification(s) UNT to Towanda Ck (CWF, MF)
Secondary—Towanda Ck

ESCGP-2 # ESX10-015-0032(02)
Applicant Name Chesapeake Appalachia LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Bradford
Township(s) Terry
Receiving Stream(s) and Classification(s) UNT to Susquehanna River (WWF, MF)
Secondary—Susquehanna River

ESCGP-2 # ESG29-115-15-0037
Applicant Name Cabot Oil & Gas Corp
Contact Person Kenneth Marcum
Address 2000 Park Lane, Suite 300
City, State, Zip Pittsburgh, PA 15275-1121
County Susquehanna
Township(s) Dimock
Receiving Stream(s) and Classification(s) UNT to Burdick Ck (CWF-MF), Stevens Ck (CWF, MF)

ESCGP-2 # ESX10-015-0127(01)
Applicant Name Chesapeake Appalachia LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Bradford
Township(s) Smithfield
Receiving Stream(s) and Classification(s) UNT to Browns Ck (WWF, MF)
Secondary—Browns Ck

Southwest Region: Oil & Gas Program Mgr., 400 Waterfront Dr., Pittsburgh, PA

ESCGP-2 No: ESG15-059-0047
Applicant Name: EQT Production—Land PA
Contact Person Todd Klaner

Address: 2400 Zenith Ridge Rd Suite 200
 City: Canonsburg State: PA Zip Code: 15317
 County: Greene Township: Center
 Receiving Stream(s) and Classifications: Browns Creek;
 HQ; Other High Quality Warm Water Fishes

ESCGP-2 No.: ESX10-125-0023 Major Revision
 Applicant Name: EQT Production Company
 Contact Person: Todd Klaner
 Address: 2400 Zenith Ridge Road Suite 200
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Nottingham
 Receiving Stream(s) and Classifications: UNT to Mingo
 Creek (HQ-TSF)/Mingo Creek; HQ; Other TSF

ESCGP-2 No.: ESX10-125-0003
 Applicant Name: EQT Production Company
 Contact Person: Todd Klaner
 Address: 2400 Zenith Ridge Road Suite 200
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Union
 Receiving Stream(s) and Classifications: UNT to Peters
 Creek (WWF)/Peters Creek; Other TSF

ESCGP-2 No.: ESX15-125-0043
 Applicant Name: EQT Production Company
 Contact Person: Todd Klaner
 Address: 2400 Zenith Ridge Road Suite 200
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Union
 Receiving Stream(s) and Classifications: Monongahela
 River/Monongahela River; Other Warm Water Fishes

ESCGP-2 No.: ESG14-125-0054
 Applicant Name: Rice Drilling B LLC
 Contact Person: Joseph C Mallow
 Address: 171 Hillpointe Drive Suite 301
 City: Canonsburg State: PA Zip Code: 15317
 County Washington Township(s): Nottingham
 Receiving Stream(s) and Classifications: UNTs to Mingo
 Creek/Mingo Creek; HQ

ESCGP-2 No.: ESG15-051-0011
 Applicant Name: T & F Exploration LP
 Contact Person: William A Straslicka
 Address: 1700 North Highland Road Suite 402
 City: Upper St. Clair State: PA Zip Code: 15241
 County: Fayette Township(s): Wharton
 Receiving Stream(s) and Classifications: UNT 38496 to
 Beaver Creek (HQ-CWF); HQ; Other Cold Water Fishes

ESCGP-2 No.: ESX10-125-0070 Major Revision
 Applicant Name: Rice Drilling B LLC
 Contact Person: Joseph Mallow
 Address: 400 Woodcliff Drive
 City: Canonsburg State: PA Zip Code 15317
 County: Washington Township(s): Amwell
 Receiving Stream(s) and Classifications: UNT to Bane
 Creek (TSF)/Tenmile Creek; Other TSF

SPECIAL NOTICES

CLEAN-UP AND REDEVELOPMENT OF A SITE UNDER THE HAZARDOUS SITES CLEAN-UP ACT OF OCTOBER 18, 1988

Proposed Consent Order and Agreement Greenville-Reynolds Industrial Development Site Greenville, Mercer County

Under section 1113 of the Pennsylvania Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305)

(HSCA), notice is hereby provided that the Pennsylvania Department of Environmental Protection (Department) has agreed to a Consent Order and Agreement (Agreement) with Marcegaglia USA (Marcegaglia) and Greenville Reynolds Development Corporation (GRDC), concerning the areas impacted by the release of hazardous substances from the Former Damascus Tube Facility (Property and Offsite Ditches) which is a subset of the larger Greenville-Reynolds Industrial Development HSCA Site (Site) in Greenville, Mercer County. The Property and Offsite Ditches are areas where hazardous substances, wastes, and other materials from the Former Damascus Tube Facility have been released or threaten to be released.

In the past, wastes and other materials containing hazardous substances were dumped, spilled, or otherwise disposed at the Site including the Property and Offsite Ditches, and these hazardous substances contaminated the soils, sediments and groundwater beneath the Site. The Department and others have investigated the Site and to date have found that sediment, groundwater, and soils at the Site including the Property and Offsite Ditches are contaminated with “hazardous substances” as defined in Section 103 of HSCA, 35 P. S. § 6020.103, including, among others: lead, polychlorinated biphenyls (PCBs), zinc, nickel, manganese, and trichloroethylene (TCE). The presence of these hazardous substances at the Site constitutes a “release” and a “threat of release” of a hazardous substance, as defined in Section 103 of HSCA, 35 P. S. § 6020.103.

The Agreement concerns Marcegaglia’s settlement for the Site, the cleanup of the Property and Offsite Ditches by GRDC, and Marcegaglia respectively, and the redevelopment of the Property within the Site by GRDC for public benefit. Specifically, Marcegaglia will transfer the Property to GRDC at a discounted price and pay \$50,158.87 to the Hazardous Sites Cleanup fund as settlement for the Site based on costs incurred by the Department on the Property and Offsite Ditches. Marcegaglia will also conduct a response action to address contamination in the Offsite Ditches. GRDC will complete the remediation at the Property and redevelop the Property for industrial use. The specific terms of this settlement are set forth in the Agreement among the Department, Marcegaglia, and GRDC.

The Department will receive and consider comments relating to the Agreement for sixty (60) days from the date of this Public Notice. The Department has the right to withdraw its consent to the Agreement if the comments concerning the Agreement disclose facts or considerations which indicate that the Agreement is inappropriate, improper, or not in the public interest. After the public comment period, the Department’s settlement with Marcegaglia and GRDC shall be effective upon the date that the Department notifies Marcegaglia and GRDC, in writing, that this Agreement is final and effective in its present form and that the Department has filed a response to significant written comments to the Agreement or that no such comments were received.

The Agreement is available for inspection and copying at the Department’s office at 230 Chestnut Street, Meadville, Pennsylvania. Comments may be submitted, in writing, to Mr. Charles Tordella, Acting Environmental Group Manager. Mr. Tordella can be reached in the Department’s Northwest Regional Office, located at 230 Chestnut Street, Meadville, PA 16335, telephone: (814) 332-6071. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 645-5984.

Plan Revision Approval under the Municipal Waste Planning, Recycling and Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101

Northwest Region: Todd Carlson, Waste Management Program Manager, 230 Chestnut Street, Meadville, PA 16335.

The Department of Environmental Protection (Department) approved the Lawrence County Municipal Waste Plan Revision on January 22, 2016.

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

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

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

The plan revision is a public document and may be viewed at the Department Regional Office previously noted.

Questions concerning this approval should be directed to Larry Holley, Chief, Waste Planning Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472 or to Regina Schweinsberg, Regional Planning and Recycling Coordinator, Bureau of Land Recycling and Waste Management at the Northwest Regional Office.

[Pa.B. Doc. No. 16-197. Filed for public inspection February 5, 2016, 9:00 a.m.]

Availability of the Non-Regulatory Agenda

In accordance with the Department of Environmental Protection's (Department) Policy for Development and Publication of Technical Guidance, the Department provides notice of the availability of the Non-Regulatory Agenda (Agenda). The Department will publish notice of availability of the Agenda twice a year by February 1st and July 1st.

The Agenda serves as a guide and resource to the regulated community, the public, Department staff and members of the Department's Advisory Committees re-

garding the focus of the Department's policy development for the coming year. The types of documents listed in the Agenda include policies and technical guidance documents that provide directives, guidance or other relevant compliance-related information.

The Agenda is available on the Department's eLibrary web site at <http://www.eLibrary.dep.state.pa.us/dsweb/View/Collection-11958> (select "Non-Regulatory Agenda").

Questions regarding the Agenda should be directed to Abbey Cadden, Technical Guidance Coordinator, Department of Environmental Protection, Policy Office, 400 Market Street, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 705-3769 or ra-epthepolicyoffice@pa.gov.

Questions regarding the specific documents listed on the Agenda should be directed to the respective contact person listed on the Agenda.

JOHN QUIGLEY,
Secretary

[Pa.B. Doc. No. 16-198. Filed for public inspection February 5, 2016, 9:00 a.m.]

Mining and Reclamation Advisory Board Meeting

The Mining and Reclamation Advisory Board (Board) will meet on Tuesday, February 23, 2016, at 10 a.m. in the 2nd Floor Training Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Prior to the full Board meeting, the Regulation, Legislation and Technical Committee of the Board will meet at 9 a.m. in the 2nd Floor Training Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the meeting can be directed to Daniel E. Snowden, DEd, Bureau of Mining Programs, (717) 783-8846 or dsn Snowden@pa.gov. The agenda and meeting materials will be available on the Department of Environmental Protection's (Department) web site at www.dep.pa.gov (select "Public Participation," then "Advisory Committees," then "Mining Advisory Committees," then "Mining and Reclamation Advisory Board (MRAB)").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Daniel E. Snowden, DEd at (717) 783-8846 through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

JOHN QUIGLEY,
Secretary

[Pa.B. Doc. No. 16-199. Filed for public inspection February 5, 2016, 9:00 a.m.]

**DEPARTMENT OF
GENERAL SERVICES**

Exempt Machinery and Equipment Steel Products

The following is an updated list of exempt machinery and equipment steel products authorized under section 4(b) of the Steel Products Procurement Act (73 P. S. § 1884(b)). There is a 30-day comment period beginning on the date of this publication during which the public

may submit comments in writing as to the domestic availability of a steel product on the list to the Deputy Secretary for Public Works, Department of General Services, 18th and Herr Streets, Harrisburg, PA 17125, ra-steel@pa.gov. The comments must be supported with a mill certification indicating that the steel was melted in the United States or an executed Steel Origin Certification form (found on the Department of General Services' web site at www.dgs.state.pa.us) indicating the disputed product is produced domestically. See 4 Pa. Code Chapter 67a (relating to steel products procurement—statement of policy). Any “(new)” after a listing indicates a steel product that was not produced in the United States in sufficient quantities to meet the requirements of the contract during 2015.

Exempt Machinery and Equipment Steel Products

Air Conditioning Units
 Air Duct Housing with Sample Tubes
 Air Handling Units
 Anchor Bolt
 Audio RA Station
 Annunciator Panel
 AV Rack Kit
 Back Box
 Backflow Preventer
 Battery Cabinet
 Blank Filler Plate for Fiber
 Blank Metal Door
 Blank Plate for Outer Door
 Bottom Dead Front Panel
 Bridge for Cameras
 Butterfly Valves
 Cabinet
 Cardcage
 Cast Steel Gate Valve (new)
 CCTV Power Supply
 Ceiling Flange
 Central Control Unit
 Centrifugal Pumps
 Channel Video
 Circulating Pump
 Closers
 Color Monitor
 Combination Round Head Steel Zinc-Plated Toggle Bolts
 Conduit Fittings
 Control Module Plate
 Control Panel
 Control Valve
 Data Converter Unit
 Deck Inserts
 Deck and Rub Rail Fasteners
 Digital Communicators
 Digital Record
 Door Protection
 Door Trim/Handles
 Drinking Fountain
 Drop-In Anchors
 Dry Tape Transformer
 Drywall Screws
 Dual Interface Module
 Duct Detector with Relay
 Duct Housing
 Ductless Split System
 DVR Rack
 Electric Traction Elevators
 Electric Water Cooler
 Elevator Controller
 Elevator Hoistway
 Encl. for Annunciator

Exit Devices
 Exp Cage
 Fence System Nuts and Bolts
 Fire Alarm NAC Extender
 Fire Alarm Peripherals
 Fixed Door Station
 Flexible Drops
 Full Blank Plate
 Galvanized Carriage Bolts
 Garage Door Tracking
 Gas Piping Butt Weld Tees (new)
 Generator
 Globe Valve (Steam) (new)
 Hand Dryer
 Hanger Mounting Plates
 Hangermates
 Hangers Supports
 Horn/Strobe
 Inclined Platform Wheelchair Lifts
 Inner and Outer Door
 Inner Door Blank Plate
 Interface Module
 Lag Bolts
 Large Remote Cab
 Lighting Fixtures, Interior/Recessed
 Lock Cylinders
 Locknuts
 Locksets
 Low Temp. Detection Thermostats
 Lubrication Unit
 Machine Screws
 Main Control Board
 Metal Lockers
 Manual Pull Station
 Med. Enclosure
 Middle Dead Front
 Mini-Interface Module
 Monitor Mount
 Monitor Wall Brk
 Mounting Plate
 Network Fiber Switch
 Overhead Door
 Overhead Stops
 Patient Wandering Alarm
 Pipe Clamps
 Pivots
 Power Supply
 Pull Station Box
 RA Annunciator Pnl
 Rack Mount Card Cage
 Rack Mount Kit
 Radiant Panels
 Reader Interface
 Relay Module
 Remote Chiller
 Round Head Machine Screw
 Safety Relief Valve
 Sampling Tube
 Security Panel
 Security Unit
 Security/CCTV Camera Housing
 Self Turn/Self Tapping Screw
 Shower/Eye Washers
 Signal Extender Module
 Single Blank
 Smoke Detector Wire
 Speaker
 Speaker/Strobe
 Split HVAC System
 Split Ring Hangers

Split Rings
 Split System Air Conditioning
 SSD-C Remote Display with Control
 SSD-C-REM Rem Display
 Stainless Flat Bars
 Stainless Steel Cable
 Strobe
 Submersible Pump
 Sump Pump
 Surface Mount Speaker
 Surface Station Box
 Surge Arrester
 Surge Protector
 T8 Light Troffer
 Tamper Proof Screws and Nuts
 Threaded Rod Hanger
 Tie Wire 21 Gauge
 Tie Wire Anchor
 Toggle Wing
 Transformer
 Turbine Pumps
 Uninterruptible Power Supply
 VRV Fan Coils/Cond. Units
 Wall Mounted Fountain
 Water Coolers
 Water Fountain Mounting Frame
 Water Heater
 Wing Toggle

CURTIS M. TOPPER,
Secretary

[Pa.B. Doc. No. 16-200. Filed for public inspection February 5, 2016, 9:00 a.m.]

John J. Kane Regional Center—McKeesport
 100 Ninth Street
 McKeesport, PA 15132
 FAC ID # 364702

John J. Kane Regional Center—Scott Township
 300 Kane Boulevard
 Pittsburgh, PA 15243
 FAC ID # 364902

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

Persons who wish to comment on these exception requests 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 requests for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 16-201. Filed for public inspection February 5, 2016, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Hampton House
 1548 Sans Souci Parkway
 Wilkes-Barre, PA 18706
 FAC ID # 080302

ManorCare Health Services—Camp Hill
 1700 Market Street
 Camp Hill, PA 17011
 FAC ID # 382102

ManorCare Health Services—Kingston
 200 Second Avenue
 Kingston, PA 18704
 FAC ID # 900102

ManorCare Health Services—Kingston Court
 2400 Kingston Court
 York, PA 17402
 FAC ID # 026302

ManorCare Health Services—Pittsburgh
 550 South Negley Avenue
 Pittsburgh, PA 15232
 FAC ID # 140102

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 201.22(e) and (j) (relating to prevention, control and surveillance of tuberculosis (TB)):

DEPARTMENT OF HUMAN SERVICES

Disproportionate Share and Supplemental Hospital Payments

The Department of Human Services (Department) is announcing its intent to allocate funding for inpatient disproportionate share hospital (DSH) payments to qualifying inpatient acute care general, psychiatric and rehabilitation hospitals and qualifying psychiatric and rehabilitation units of acute care general hospitals, outpatient supplemental payments to qualifying inpatient acute care general hospitals and direct medical education payments to qualifying inpatient acute care general hospitals for Fiscal Year (FY) 2015-2016. The Department is not otherwise changing its approved State Plan provisions addressing the qualifying criteria or payment methodology for these payments.

All payment limitations are applicable, including those limitations that the Commonwealth may not exceed its aggregate annual DSH allotment, and that no hospital may receive DSH payments in excess of its hospital-specific limit.

Fiscal Impact

The FY 2015-2016 impact as a result of the funding allocation for these payments is \$262.341 million (\$125.897 million in State general funds) upon approval by the Centers for Medicare and Medicaid Services.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, Attention, 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 of the notice.

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).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-990. (1) General Fund; (2) Implementing Year 2015-16 is \$125,897,000; (3) 1st Succeeding Year 2016-17 through 5th Succeeding Year 2020-21 are \$0; (4) 2014-15 Program—\$541,792,000; 2013-14 Program—\$428,041,000; 2012-13 Program—\$718,947,000; (7) Medical Assistance—Fee-for-Service; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 16-202. Filed for public inspection February 5, 2016, 9:00 a.m.]

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

Per Diem Rates at Pennsylvania State Veterans' Homes

The Department of Military and Veterans Affairs (Department) has established the following per diem rates for the costs of care for residents at Pennsylvania's six State Veterans' Homes. These rates are based on costs of care for the period July 1, 2014, to June 30, 2015. The Department has implemented and will continue to implement cost-savings measures for the State Veterans' Homes, which are reflected in these per diem rates.

These per diem rates are effective January 1, 2016, until further notice.

Hollidaysburg Veterans' Home, Hollidaysburg:

Nursing Care	\$387
Personal Care (Domiciliary)	\$199

Pennsylvania Soldiers' and Sailors' Home, Erie:

Nursing Care	\$390
Personal Care (Domiciliary)	\$172

Southeastern Veterans' Center, Spring City:

Nursing Care	\$386
Personal Care (Domiciliary)	\$199

Gino J. Merli Veterans' Center, Scranton:

Nursing Care	\$360
Personal Care (Domiciliary)	N/A

Southwestern Veterans' Center, Pittsburgh:

Nursing Care	\$381
Personal Care (Domiciliary)	N/A

Delaware Valley Veterans' Home, Philadelphia:

Nursing Care	\$370
Personal Care (Domiciliary)	\$182

ANTHONY J. CARRELLI,
Brigadier General, PAANG,
Acting Adjutant General

[Pa.B. Doc. No. 16-203. Filed for public inspection February 5, 2016, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Specifications for Onboard Diagnostics; Inspection and Maintenance Equipment

The Department of Transportation (Department) is announcing its intention to provide updated emissions equipment specifications to be used for onboard diagnostic testing in the Commonwealth's enhanced vehicle emissions inspection program.

The Department anticipates a spring 2016 release date of the updated specifications to all equipment manufacturers. Upon release, the equipment manufacturers will be given a timeline to:

- Develop and submit to the Emissions Program Manager the updated equipment with the updated Pennsylvania Analyzer System software loaded.
- Include user documentation for certification.
- Provide any other information necessary or requested by the Department to receive software or hardware certification from the Emissions Program Manager.

There are approximately 8,000 stations currently performing emissions tests that will need to be upgraded.

Equipment manufacturers may not deliver or upgrade any equipment or software to any certified emissions test stations without written confirmation of hardware/software certification from the Department.

Questions concerning these specifications should be directed to Kay Kishbaugh, Division Manager, Vehicle Inspection Division, Riverfront Office Center, 1101 South Front Street, 4th Floor, Harrisburg, PA 17104.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 16-204. Filed for public inspection February 5, 2016, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, October 8, 2015, and announced the following:

Regulation Deemed Approved Pursuant To Section 5(g) of The Regulatory Review Act—Effective January 20, 2016

Insurance Department #11-253: Requirements for Qualified and Certified Reinsurers (amends 31 Pa. Code, Chapter 161)

Philadelphia Parking Authority #126-12: Safety Camera Requirements (amends 52 Pa. Code § 1017.74)

Action Taken—Regulations Approved:

State Board of Osteopathic Medicine #16A-5328: Genetic Counselors (amends 49 Pa. Code §§ 25.215 and 25.231 and adds Subchapter O)

Approval Order

Public Meeting Held
January 21, 2016

Commissioners Voting: John F. Mizner, Esq., Chairperson; George D. Bedwick, Vice Chairperson; W. Russell Faber; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*State Board of Osteopathic Medicine—
Genetic Counselors
Regulation No. 16A-5328 (#3043)*

On December 12, 2013, the Independent Regulatory Review Commission (Commission) received this proposed

regulation from the State Board of Osteopathic Medicine (Board). This rulemaking amends 49 Pa. Code §§ 25.215 and 25.231 and adds Subchapter O. The proposed regulation was published in the December 28, 2013 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on December 18, 2015.

This regulation implements Act 126 of 2011 which established licensure and regulation of genetic counselors.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. §§ 271.16 and 271.10c) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

GEORGE D. BEDWICK,
Vice Chairperson

[Pa.B. Doc. No. 16-205. Filed for public inspection February 5, 2016, 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 publishes the most recent Eligible Surplus Lines Insurer List. This list replaces in its entirety the Eligible Surplus Lines Insurer List published at 45 Pa.B. 622 (January 31, 2015).

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.

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
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
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

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
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	20860 N TATUM BOULEVARD SUITE 400 PHOENIX, AZ 85050
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
52712	ATAIN INSURANCE COMPANY	2301 E.LAMAR BOULEVARD 5TH FLOOR ARLINGTON, TX 76006

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
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
115461	BANKERS SPECIALTY INSURANCE COMPANY	3636 SOUTH I-10 SERVICE ROAD, STE. 204 METAIRIE, LA 70001
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
116246	BLUE HILL SPECIALTY INSURANCE COMPANY INC.	104 SOUTH MICHIGAN AVENUE, STE. 600 CHICAGO, IL 60603
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
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

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10534	COLUMBIA CASUALTY COMPANY	333 S. WABASH, 43S CHICAGO, IL 60604
86914	CONIFER INSURANCE COMPANY	550 W. MERRILL STREET, SUITE 200 BIRMINGHAM, MI 48009
115462	COVERYS SPECIALTY INSURANCE COMPANY	67 EAST PARK PLACE, SUITE 703 MORRISTOWN, NJ 07960
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

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
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
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) SE	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

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
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
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

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
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
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	1314 DOUGLAS STREET SUITE 1400 OMAHA, NE 68102-1944
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

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<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
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
10582	PELEUS INSURANCE COMPANY	8720 STONY POINT PARKWAY SUITE 300 RICHMOND, VA 23235
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
117812	PROFESSIONAL SECURITY INSURANCE COMPANY	C/O S. DAVID CHILDERS KUTAK ROCK, LLP 8601 N. SCOTTSDALE ROAD SUITE 300 SCOTTSDALE, AZ 85253-2742
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
117810	RADNOR SPECIALTY INSURANCE COMPANY	10330 REGENCY PARKWAY DRIVE SUITE 100 OMAHA, NE 68114
44715	RENAISSANCERE SPECIALTY RISKS LIMITED	RENAISSANCE HOUSE 12 CROW LANE PEMBROKE, Bermuda HM19

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
70898	REPUBLIC-VANGUARD INSURANCE COMPANY	2390 E. CAMELBACK ROAD PHOENIX, AZ 85016
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 GAINNEY 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
98475	STARSTONE INSURANCE LIMITED	5TH FLOOR 88 LEADENHALL STREET LONDON, United Kingdom EC3A 3BP
40659	STARSTONE SPECIALTY INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801-1120
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

<i>Key#</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
114459	TOPA INSURANCE COMPANY	1800 AVENUE OF THE STARS SUITE 1200 LOS ANGELES, CA 90067-4213
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
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
117811	WATFORD SPECIALTY INSURANCE COMPANY	445 SOUTH STREET, SUITE 15824 P. O. BOX 1988 MORRISTOWN, NJ 07962-1988
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

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-206. Filed for public inspection February 5, 2016, 9:00 a.m.]

The Prudential Insurance Company of America (PRUD-130397950); Rate Increase Filing for Several LTC Forms

The Prudential Insurance Company of America is requesting approval to increase the premium an aggregate 17.6% on 2,495 policyholders with the following individual LTC policy form numbers: GRP 98720, GRP 98721 and GRP 98722.

Unless formal administrative action is taken prior to April 21, 2016, 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. To view these filing notices, hover the cursor over "Consumers" in the blue bar at the top of the webpage then select "Product Notices" from the drop down menu.

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*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-207. Filed for public inspection February 5, 2016, 9:00 a.m.]

The Prudential Insurance Company of America (PRUD-130397957); Rate Increase Filing for Several LTC Forms

The Prudential Insurance Company of America is requesting approval to increase the premium an aggregate 13.4% on 387 policyholders with the following individual LTC policy form numbers: GRP 112687 and GRP 112685.

Unless formal administrative action is taken prior to April 21, 2016, 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. To view these filing notices, hover the cursor over "Consumers" in the blue bar at the top of the webpage then select "Product Notices" from the drop down menu.

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*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-208. Filed for public inspection February 5, 2016, 9:00 a.m.]

The Prudential Insurance Company of America (PRUD-130398021); Rate Increase Filing for Several LTC Forms

The Prudential Insurance Company of America is requesting approval to increase the premium an aggregate 16.3% on 1,530 policyholders with the following individual LTC policy form numbers: GRP 113172, GRP 113172 ED 05/2009, GRP 113570 and GRP 113570 ED 05/2009.

Unless formal administrative action is taken prior to April 21, 2016, 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. To view these filing notices, hover the cursor over "Consumers" in the blue bar at the top of the webpage then select "Product Notices" from the drop down menu.

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*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-209. Filed for public inspection February 5, 2016, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insured has requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insured's automobile insurance policy. The hearing will be held in accordance with the requirements of Act 68; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held in the Insurance Department's regional office in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Rosalind M. Graddy; File No. 15-119-191975; American States Insurance Company; Doc. No. P16-01-003; February 24, 2016, 9:30 a.m.

Parties may appear with or without counsel and offer relevant testimony and other relevant evidence, or both. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is

available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-210. Filed for public inspection February 5, 2016, 9:00 a.m.]

Surplus Lines Agents and Interested Parties; Export List of Insurance Coverages

In May 2015, the Insurance Commissioner (Commissioner) determined that certain insurance coverages were generally unavailable in the authorized market and declared those coverages as exportable. A list of exportable coverages was published at 45 Pa.B. 2563 (May 23, 2015). Accordingly, for those insurance coverages that are included on the export list, a diligent search among insurers admitted to do business in this Commonwealth is not required before placement of the coverages in the surplus lines market.

The Commissioner declared that the export list would remain in effect until revised or superseded by a subsequent list.

At this time, the Commissioner is soliciting comments regarding the current export list. Persons may request in writing that a coverage be added or removed from the list.

Persons wishing to comment on the Commissioner's current export list are invited to submit a written statement within 30 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Office of Corporate and Financial Regulation, Insurance Department, 1345 Strawberry Square, Harrisburg, PA, 17120, fax (717) 787-8557, cbybee@pa.gov. After consideration of all comments received, the Commissioner will publish a notice in the *Pennsylvania Bulletin* providing a 15-day opportunity to comment on any proposed changes before formal publication of the revised list.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-211. Filed for public inspection February 5, 2016, 9:00 a.m.]

Title Insurance Rating Bureau of Pennsylvania, Inc.; Increase in Base Rates and Proposed Rates for New Endorsements; Rate Filing

On January 15, 2016, the Insurance Department (Department) received from the Title Insurance Rating Bureau of Pennsylvania, Inc. (Rating Bureau) a filing for rate level changes for title insurance.

The Rating Bureau requests an overall 12.5% increase, to be effective April 1, 2016. The filing also proposes rates for eight new endorsements.

Unless formal administrative action is taken prior to February 14, 2016, the subject filing may be deemed effective by operation of law.

A copy of the filing is available on the Department's web site at www.insurance.pa.gov. Under the header "Companies," select "Industry Activity," then select "PA Bulletin Notices" found in the "Product and Rate Activity" section.

Interested parties are invited to submit written comments, suggestions or objections to Bojan Zorkic, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, bzorkic@pa.gov within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-212. Filed for public inspection February 5, 2016, 9:00 a.m.]

JOINT COMMITTEE ON DOCUMENTS

Notice of Comments Issued

Section 11(a) of the Regulatory Review Act (71 P.S. § 745.11(a)) directs the Joint Committee on Documents (Committee) to perform the functions of the Independent Regulatory Review Commission (Commission) for review of the Commission's proposed rulemaking published at 45 Pa.B. 6818 (November 28, 2015) (Fiscal Note No. 70-9).

Under section 5(b) of the Regulatory Review Act (71 P.S. § 745.5(b)) there was a 30-day public comment period which ended on December 28, 2015. Under section 5(g) of the Regulatory Review Act, the Joint Committee issued the following comments on January 27, 2016. These comments are based on criteria in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

These comments must be considered by the Commission when preparing the final-form rulemaking, which must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

Public Commentators

1. Section 301.1. Definitions.—Clarity.

Completed regulatory analysis form

A public commentator suggested adding a definition for "completed regulatory analysis form" to § 301.1 (relating to definitions). If the Commission decides to add this definition, the Committee suggests refining the term "sufficient detail" in the definition. The term "sufficient detail" is subjective and ambiguous.

Preamble

A public commentator suggested that additional language be included in this definition regarding the right to request additional information. The Committee disagrees with the comment.

2. Section 305.1. Delivery of a proposed regulation.—Clarity.*Subsection (b)(1)*

A public commentator offered proposed text regarding a completed regulatory analysis form. The Committee disagrees with the suggestion as the regulatory analysis form is a statutory requirement.

Proposed subsection (b)(5)

The preamble to a proposed rulemaking provides instructions for submitting public comments. A public commentator stated that the proposed paragraph “implies that this information should be set forth in a separate document.” It is suggested that this requirement should be included in the definition of “preamble” in § 301.1. The Committee agrees.

3. Section 305.3. Commission comments.

A public commentator suggested adding requirements for an advance notice of proposed rulemaking. The Committee disagrees with the suggestion as the proposed change expands upon the Commission’s statutory authority.

4. Section 307.2. Delivery of a final-form regulation.—Clarity.

A public commentator offered proposed text to subsection (c)(1) regarding a completed regulatory analysis form. The Committee does not have an opinion on the suggestion.

Comments of the Committee**1. Section 301.1. Definitions.—Clarity.***Preamble*

The required information in a preamble varies based on the type of rulemaking, that is, proposed, final-form or final-omitted. The Committee suggests adding subparagraphs to this definition to specifically address the required components of the preamble to each type of rulemaking. The proposed text in § 307.2(c)(5) (relating to delivery of a final-form regulation) could be moved to this suggested structure.

The proposed definition refers to a preamble as “A document that provides . . .” implying that the preamble is separate from the rulemaking. The Committee suggests revising this to “The portion of a rulemaking document . . .” to avoid confusion.

Transmittal sheet

The proposed amendment to this definition clarifies that the Attorney General signs the transmittal sheet for proposed and final-omitted rulemakings. The Committee suggests adding “. . . and the LRB (for proposed regulations)” as the Legislative Reference Bureau only signs the transmittal sheet for proposed rulemakings. (Emphasis added.)

2. Section 305.1. Delivery of a proposed regulation.—Clarity.*Proposed subsection (b)(6)*

As currently written, this paragraph does not clearly state that the proposed amendments are to be submitted. The Committee suggests adding “. . . text of the proposed regulation” to be consistent with §§ 307.2(c)(7) and 307.3(b)(4) (relating to delivery of a final-form regulation; and delivery of a final-omitted regulation). (Emphasis added.)

3. Section 307.2. Delivery of a final-form regulation.—Clarity.*Subsection (c)(4)*

The Committee suggests moving the “response to comments” requirement to the definition of “preamble” in § 301.1. This would require an agency to address comments in a final-form rulemaking, either in detail or by notice of a comment and response document.

VINCENT C. DeLIBERATO, Jr.,
Chairperson

[Pa.B. Doc. No. 16-213. Filed for public inspection February 5, 2016, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. 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 22, 2016. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for approval to *begin operating as common carriers for transportation of persons as described under the application.*

A-2015-2512522. Freed Man Autonomous Vehicles, LLC (49 Sample Bridge Road, Mechanicsburg, PA 17050) a limited liability company of the Commonwealth of Pennsylvania—for the right to begin to transport, by motor vehicle, persons in the experimental service of shared-ride network for passenger trips between points in Pennsylvania.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-214. Filed for public inspection February 5, 2016, 9:00 a.m.]

Service of Notice of Motor Carrier Formal Complaints

Formal Complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due February 22, 2016, and must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Tyler Morman, t/a DTW Courier Service; Docket No. C-2015-2473439

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement Prosecutory Staff hereby represents as follows:

1. That Tyler Morman, t/a DTW Courier Service, Respondent, maintains its principal place of business at 161 Pillar Drive, Coraopolis, Pennsylvania, 15108.

2. That Respondent was issued a certificate of public convenience by this Commission authorizing transportation of property on March 24, 2015 at Application Docket No. A-2015-2470065.

3. That on June 12, 2015, PUC Enforcement Officer Roy J. Barlett attempted to contact Respondent by telephone to schedule a safety fitness review (SFR) and received a message that the number was not valid. A contact letter was sent on August 10, 2015 by certified mail, return receipt requested, informing the carrier to contact the PUC Pittsburgh District Office within ten days of receipt of the letter. Respondent has failed to contact PUC.

4. That Respondent, by failing to obey and comply with a Commission Secretarial letter directing respondent to submit its company to a safety fitness review, violated 66 Pa.C.S. § 501(c) and, for failure to maintain adequate, efficient and safe service and facilities, violated 66 Pa.C.S. § 1501.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke the certificate of public convenience issued to Tyler Morman, t/a DTW Courier Service at A-2015-2470065.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are

made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 12/16/2015

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or may be sent by overnight delivery to:

400 North Street, 2nd Floor
Harrisburg, PA 17120

Additionally, please serve a copy on:

Michael L. Swindler, Deputy Chief Prosecutor
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, e-mailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty. The penalty could include a fine, the suspension or revocation of your certificate of public convenience or other remedy.

C. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty.

D. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

E. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Ryan Moving & Storage, Inc. of Pittsburgh; Docket No. C-2015-2517367

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and

Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Ryan Moving & Storage, Inc. of Pittsburgh, (respondent) is under suspension effective November 19, 2015 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 185 Colonial Manor Road, Irwin, PA 15642.

3. That respondent was issued a Certificate of Public Convenience by this Commission on June 05, 1957, at A-00084252.

4. That respondent has failed to maintain evidence of Liability insurance and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00084252 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 12/16/2015

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise

all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility
Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Nicholas Moving & Storage, Inc.; Docket No. C-2015-2517398

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Nicholas Moving & Storage, Inc., (respondent) is under suspension effective November 19, 2015 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 1980 North Main Street, Butler, PA 16001.
3. That respondent was issued a Certificate of Public Convenience by this Commission on January 22, 2003, at A-00118885.
4. That respondent has failed to maintain evidence of Liability insurance and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00118885 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 12/16/2015

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility
Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. J London Trucking, Inc., t/a J R Trucking;
 Docket No. C-2015-2517953**

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to J London Trucking, Inc., t/a J R Trucking, (respondent) is under suspension effective November 20, 2015 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 3673 Irishtown Road, Grampian, PA 16838.
3. That respondent was issued a Certificate of Public Convenience by this Commission on July 07, 2008, at A-899974.
4. That respondent has failed to maintain evidence of Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66

Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-899974 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
 David W. Loucks, Chief
 Motor Carrier Enforcement
 Bureau of Investigation and Enforcement
 P. O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 12/16/2015

David W. Loucks, Chief
 Motor Carrier Enforcement
 Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility
Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-215. Filed for public inspection February 5, 2016, 9:00 a.m.]

STATE BOARD OF NURSING

**Bureau of Professional and Occupational Affairs v.
Peter H. Watts, RN; File No. 13-51-01088; Doc.
No. 0472-51-13**

On September 14, 2015, Peter H. Watts, RN, Pennsylvania license no. RN336175L, last known of Birmingham, AL, was indefinitely suspended until at least his Arizona license to practice professional nursing is reinstated to unrestricted status, based on findings he received disciplinary action by the proper licensing authority of another state.

Individuals may obtain a copy of the adjudication by writing to Judith Pachter Schulder, Board Counsel, State Board of Nursing, P. O. Box 69523, Harrisburg, PA 17106-9523.

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. 16-216. Filed for public inspection February 5, 2016, 9:00 a.m.]

THADDEUS STEVENS COLLEGE OF TECHNOLOGY

Request for Proposals

Thaddeus Stevens College of Technology (College) will be issuing a Request for Proposals (RFP 15-2313) for qualified marketing, advertising and communications firms. The following are the primary objectives: augment the College's current marketing department and strategies; facilitate and compliment the College's ability to attract, recruit, enroll and retain qualified students; and increase awareness of the College and its programs among potential students and their family throughout this Commonwealth.

The RFP can be obtained from Carrie Harmon, Thaddeus Stevens College, 750 East King Street, Lancaster, PA 17602, (717) 299-7787, harmon@stevenscollege.edu.

DR. WILLIAM E. GRISCOM,
President

[Pa.B. Doc. No. 16-217. Filed for public inspection February 5, 2016, 9:00 a.m.]

