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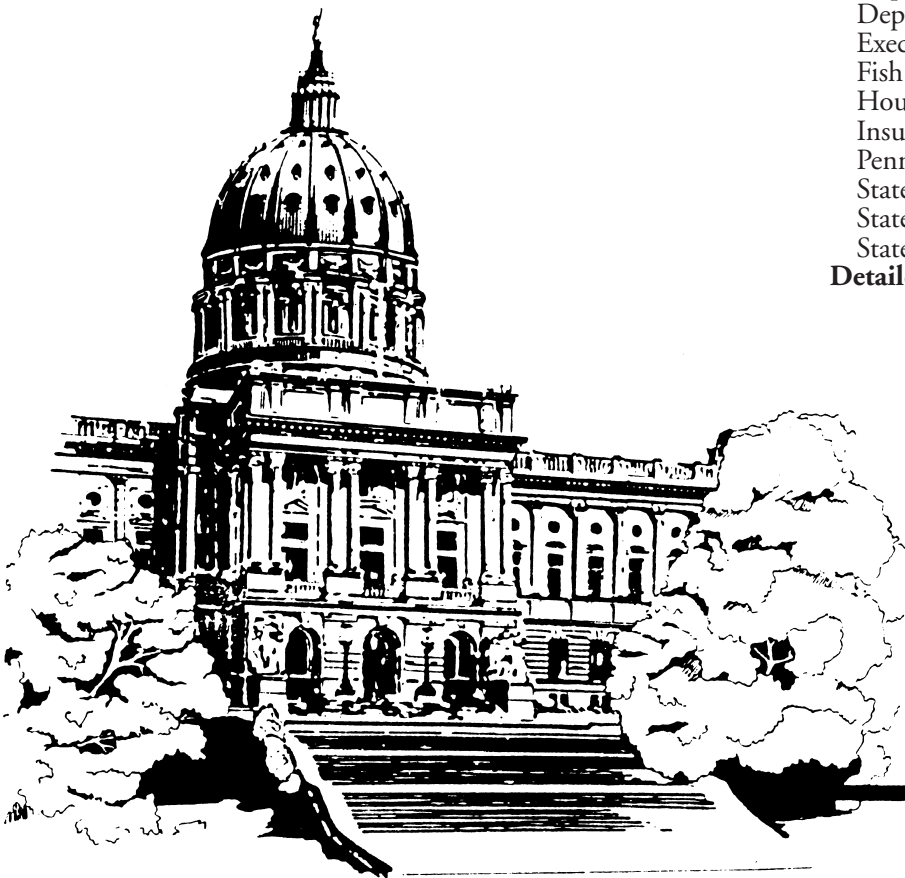
# PENNSYLVANIA BULLETIN

Volume 47  
Saturday, February 11, 2017 • Harrisburg, PA  
Number 6  
Pages 813—924

## Agencies in this issue

The Courts  
Capitol Preservation Committee  
Department of Banking and Securities  
Department of Education  
Department of Environmental Protection  
Department of Health  
Department of Human Services  
Department of State  
Executive Board  
Fish and Boat Commission  
Housing Finance Agency  
Insurance Department  
Pennsylvania Public Utility Commission  
State Board of Cosmetology  
State Board of Nursing  
State Horse Racing Commission

**Detailed list of contents appears inside.**



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

**No. 507, February 2017**

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# 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](http://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](http://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](http://www.pabulletin.com).

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

### Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised. A fiscal note provides the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the 5 succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the 5 succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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## List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2017.

<b>4 Pa. Code (Administration)</b>	<b>210 Pa. Code (Appellate Procedure)</b>
<b>Statements of Policy</b>	<b>Proposed Rules</b>
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<b>25 Pa. Code (Environmental Protection)</b>	<b>231 Pa. Code (Rules of Civil Procedure)</b>
<b>Adopted Rules</b>	<b>Adopted Rules</b>
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	666, 667, 669, 825, 828, 829, 830



# THE COURTS

## Title 237—JUVENILE RULES

### PART I. RULES

[ 237 PA. CODE CH. 4 ]

#### Order Amending Rule 407 of the Rules of Juvenile Court Procedure; No. 723 Supreme Court Rules Doc.

##### Order

##### *Per Curiam*

And Now, this 23rd day of January, 2017, upon the recommendation of the Juvenile Court Procedural Rules Committee, the proposal having been published for public comment at 46 Pa.B. 1782 (April 9, 2016):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 407 of the Pennsylvania Rules of Juvenile Court Procedure is amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective on April 1, 2017.

##### Annex A

#### TITLE 237. JUVENILE RULES

### PART I. RULES

#### Subpart A. DELINQUENCY MATTERS

#### CHAPTER 4. ADJUDICATORY HEARING

##### Rule 407. Admissions.

A. *Admissions.* At any time after a petition is filed, the juvenile may tender an admission to some or all of the delinquent acts charged.

1) *Requirements.*

a) Before the court can accept an admission, the court shall determine that the admission is knowingly, intelligently, and voluntarily made.

b) As a part of this determination, the court shall ensure:

i) an attorney has reviewed and completed the admission colloquy with the juvenile pursuant to paragraph (C); and

ii) there is a factual basis for the admission.

c) At the hearing, the court shall conduct an independent inquiry with the juvenile to determine:

i) whether the juvenile understands the nature of the allegations to which he or she is admitting and understands what it means to admit;

ii) whether the juvenile understands that he or she has the right to a hearing before the judge and understands what occurs at a hearing;

iii) whether the juvenile is aware of the dispositions that could be imposed and the consequences of an adjudication of delinquency that can result from an admission;

iv) whether the juvenile has any questions about the admission; and

v) whether there are any other concerns apparent to the court after such inquiry that should be answered.

2) *Agreements.* If the parties agree upon the terms of an admission, the tender shall be presented to the court.

3) *Court [ action ] Action.* If the court accepts the tender, the court shall enter an order incorporating any agreement. If the court does not accept the tender, the case shall proceed as if no tender had been made.

4) *Limitations on [ withdrawals ] Withdrawals.* An admission may be withdrawn prior to the court entering the dispositional order. After the court has entered the dispositional order, an admission can be withdrawn only upon a demonstration of manifest injustice.

B. *Incriminating [ statements ] Statements.* An incriminating statement made by a juvenile in the discussions or conferences incident to an admission that is not ultimately accepted by the court or otherwise permitted to be withdrawn by the court shall not be used against the juvenile over objection in any criminal proceeding or hearing under the Juvenile Act, 42 Pa.C.S. § 6301 *et seq.*

C. *Written [ admission colloquy ] Admission Colloquy.* If a juvenile is making an admission, the colloquy shall be:

1) in writing;

2) reviewed and completed with the juvenile by an attorney;

3) submitted to and reviewed by the court; and

4) substantially in the following form:

#### ADMISSION COLLOQUY FORM

In re	:	_____ JD _____
(Juvenile)	:	
	:	Delinquent Act(s): _____
	:	_____
	:	_____
	:	_____

Answer all of the questions on this form. If you do not understand any question, leave it blank and ask your lawyer or the judge.

I admit that I did the following things (attorney shall list the delinquent acts, grading of acts, and counts):

---



---



---



---

*General Information:*

- 1) What is your full name? \_\_\_\_\_
- 2) Do you have any other name or nickname? \_\_\_\_\_  
If yes, state: \_\_\_\_\_
- 3) How old are you today? \_\_\_\_\_
- 4) What grade are you in? \_\_\_\_\_
- 5) Can you read, write, and understand English? \_\_\_\_\_ **(if yes, go to #6)**
- a) If you cannot read, has someone read this form to you? \_\_\_\_\_  
If so, who? \_\_\_\_\_ (print name)

\_\_\_\_\_  
(signature of reader verifies that the form has been read to the juvenile)

- b) If you do not read English, have you been given a translator or a lawyer who speaks your language? \_\_\_\_\_
- c) Did your translator or lawyer read this form to you and explain it? \_\_\_\_\_  
If so, who? \_\_\_\_\_ (print name)

\_\_\_\_\_  
(signature of reader verifies that the form has been read to the juvenile)

*Knowing and Voluntary Admission:*

- 6) Are you now a patient in a mental hospital [ **or institution** ]? \_\_\_\_\_
- a) If yes, where? \_\_\_\_\_
- b) Are you being treated for a mental illness [ **(which is an illness that causes you to see a doctor for different behavior)** ]? \_\_\_\_\_
- c) If yes, what are you being treated for? \_\_\_\_\_
- 7) Have you taken any drugs or alcohol yesterday or today that do not make you think clearly? \_\_\_\_\_  
If yes, specify type of drugs and/or alcohol: \_\_\_\_\_
- 8) Has anyone threatened or forced you to sign this form? \_\_\_\_\_  
If yes, explain: \_\_\_\_\_
- 9) Have you been promised anything for this admission? \_\_\_\_\_  
If yes, explain: \_\_\_\_\_

*Understanding the Admission:*

- 10) Has your lawyer told you what you did was against the law [ **(delinquent act)** ]? \_\_\_\_\_
- 11) By admitting what you did, do you understand that you are giving up:
- a) the right to be presumed innocent, which means the judge does not think you broke the law until the D.A. (District Attorney) proves beyond a reasonable doubt that you broke the law (a reasonable doubt is a belief that it is very possible you did not break the law); \_\_\_\_\_
- b) the right to a hearing by a fair judge [ , **which means the judge will listen to what everyone has to say and look at all the evidence before deciding** ] ; \_\_\_\_\_
- c) the right to remain silent and your silence cannot be held against you [ , **which means you will not be punished for not speaking** ] ; \_\_\_\_\_
- d) the right to [ **be heard, which means you may** ] tell the judge your side of the story [ **if you want** ] ; \_\_\_\_\_
- e) the right to [ **face and cross-examine witnesses, which means you can ask all** ] ask witnesses questions;  
\_\_\_\_\_
- f) the right to present witnesses or evidence to help tell your side of the story, but you do not have to do anything;  
\_\_\_\_\_
- g) the right to [ **challenge evidence against you, which means you** ] tell the judge you disagree with something;  
\_\_\_\_\_
- h) the right to [ **make objections and ask for rulings, which means the judge decides** ] ask the judge to **decide** if he or she should hear certain [ **evidence** ] things; and \_\_\_\_\_
- i) the right to have [ **another court, which is an appellate court, a higher court** ] review this judge's decision.  
\_\_\_\_\_

12) Do you understand if the judge accepts your admission and believes you need help [ (“**treatment, rehabilitation, and supervision**”), **the judge may find you delinquent, which means that you broke the law and need** ] (**finds you delinquent**), **the judge may make you get help?** \_\_\_\_\_

*Possible Consequences of Adjudication of Delinquency:*

13) Do you understand that if you are found delinquent, the judge may make you pay money and place you outside of your home or on probation until you turn 21 years old? \_\_\_\_\_

14) Are you aware that if you are admitting to \_\_\_\_\_

\_\_\_\_\_ that your driving license will be suspended now or in the future (which means you will not be able to drive)?

(lawyer shall write acts on this line, cross off, or write n/a).

15) Do you understand that this case can be used against you in the future? For example, if you break the law again, you may get a longer sentence in jail. \_\_\_\_\_

16) Do you understand that if you are found delinquent, other people may find out about it? You may also have to tell people, including colleges, military recruiters, or employers? \_\_\_\_\_

17) Do you understand that if you are not a U.S. citizen, it may cause problems, which could include being forced to leave the U.S.? \_\_\_\_\_

*Admission Agreements:*

18) Are you aware that the judge does not have to accept any agreement between you and the [ **D.A.** ] **District Attorney?** \_\_\_\_\_ (write n/a if no agreement)

**19) If you change your mind about admitting to the charges before the judge decides your disposition or consequences, then you can ask the judge to let you take back your admission.**

*Appeals:*

[ **19** ] **20)** If you are found delinquent after this admission, you can have a higher court review your case for **only** three reasons:

a) [ **Your admission was not knowingly, intelligently, and voluntarily made, which means you did not understand this admission or were forced to admit;** ] **You did not understand this admission or you were forced to admit;** \_\_\_\_\_

b) The court [ **did not have jurisdiction, which means it** ] was not the proper court to take your admission; or

c) The judge’s [ **disposition of the charge(s), which means what the judge is going to do with you (like a sentence in adult court),** ] **disposition or consequence** is more than the biggest punishment an adult would get for the same crime. \_\_\_\_\_

If you do not admit, do you understand you have other rights? \_\_\_\_\_

*Lawyer’s Representation and Opportunity to Speak with Guardian*

[ **20** ] **21)** Are you okay with what your lawyer did for you and how he or she explained everything? \_\_\_\_\_

[ **21** ] **22)** Did you talk with your parent or guardian about admitting **to** the charge(s)? \_\_\_\_\_

I promise that I have read [ **this** ] **the** whole form or someone has read [ **this** ] **the** form to me. I understand it. I am telling the truth. I am saying that I have done the things on page 1. I believe that this admission is best for me. The signature below and initials on each page of this form are mine.

\_\_\_\_\_  
JUVENILE

\_\_\_\_\_  
DATE

I, \_\_\_\_\_, lawyer for the juvenile, have reviewed this form with my client. My client has told me and I believe that he or she understands this form.

\_\_\_\_\_  
LAWYER FOR JUVENILE

\_\_\_\_\_  
DATE

**D. Admission to an Act of Sexual Violence.** If a juvenile is making an admission to an act of sexual violence, see 42 Pa.C.S. § 6358, which may render the juvenile eligible for civil commitment for involuntary treatment upon attaining 20 years of age, then the admission colloquy form set forth in paragraph (C) shall be amended to include substantially the following form:

**ADDENDUM TO ADMISSION COLLOQUY FORM**

In re : \_\_\_\_\_ JD \_\_\_\_\_  
 (Juvenile) :  
 : Delinquent Act(s): \_\_\_\_\_  
 : \_\_\_\_\_  
 : \_\_\_\_\_  
 :

**ELIGIBILITY FOR CIVIL COMMITMENT FOR INVOLUNTARY TREATMENT**

**CIVIL COMMITMENT CASES**

I did at least one of the crimes (in the box below); AND

If the judge says that I am a delinquent; AND

If I am in placement when I turn age 20,

I can go to a different placement against my will.

See 42 Pa.C.S. § 6401 *et seq.*

Check all that are true:

<input type="checkbox"/> Rape, 18 Pa.C.S. § 3121	<input type="checkbox"/> Sexual Assault, 18 Pa.C.S. § 3124.1
<input type="checkbox"/> Involuntary Deviate Sexual Intercourse, 18 Pa.C.S. § 3123	<input type="checkbox"/> Indecent Assault, 18 Pa.C.S. § 3126
<input type="checkbox"/> Aggravated Indecent Assault, 18 Pa.C.S. § 3125	<input type="checkbox"/> Incest, 18 Pa.C.S. § 4302

1) If I am in placement when I am age 20, SOAB (State Sexual Offenders Assessment Board) will look at information about me to see if I have mental problems that make it hard for me to stop doing sexual crimes. \_\_\_\_\_ initials

See 42 Pa.C.S. § 6358.

2) If SOAB thinks that I need treatment, the judge will have a hearing. \_\_\_\_\_ initials

See 42 Pa.C.S. § 6358.

3) If the judge agrees I need treatment, I will have a second hearing. \_\_\_\_\_ initials

See 42 Pa.C.S. § 6358.

4) At the hearing, the judge will decide if I have mental problems that make it likely that I will do sexual crimes again. If the judge says yes, I will go to a different placement for at least one year. \_\_\_\_\_ initials

See 42 Pa.C.S. §§ 6403 & 6404.

5) The judge will look at my case each year. I will stay in that placement for as long as the judge decides that I have mental problems that make it likely that I will do sexual crimes again. \_\_\_\_\_ initials

See 42 Pa.C.S. § 6404.

6) If the judge says I can leave placement, I must continue to get treatment when told for my mental problems. The judge will look at my case after one year. \_\_\_\_\_ initials

See 42 Pa.C.S. §§ 6404.1 & 6404.2.

7) If the judge says I can stop getting treatment after one year, I still must talk to a counselor every month. \_\_\_\_\_ initials

See 42 Pa.C.S. §§ 6404.1 & 6404.2.

8) If I do not obey these rules or the counselor says I cannot stop my bad actions, I will be sent back to placement. \_\_\_\_\_ initials

See 42 Pa.C.S. § 6404.2.

**Lawyer's Representation and Opportunity to Speak with Guardian**

9) Did you talk with your lawyer before you decided to tell the judge you did the crimes (delinquent acts)  Yes  No

10) Are you okay with what your lawyer did for you?  Yes  No

11) Did your lawyer answer all your questions?  Yes  No

12) Did you talk with your parent or guardian about saying you did the crimes?  Yes  No

If you answered no, would you like to talk with them now?  Yes  No

I have read this form or someone has read this form to me.

I understand the form and what I have to do. The signature below and initials on each page of this form are mine.

---

JUVENILE

---

DATE

I, \_\_\_\_\_, lawyer for the juvenile, have reviewed this form with my client. My client has informed me and I believe that he or she understands the rights, consequences, and dispositions outlined in this form. I have completed the foregoing sections with my client. I have explained them. I have no issues with my client admitting to the delinquent acts.

---

LAWYER FOR JUVENILE

---

DATE

### Comment

Under paragraph (A)(1), the court is to determine if the admission is knowingly, intelligently, and voluntarily made by asking questions to ascertain the juvenile's ability to comprehend the written colloquy and to make an admission.

The written colloquy serves as an aid for the court in making its determination that the admission is knowingly, intelligently, and voluntarily made and it does not supplant the court's responsibility to conduct a sufficient inquiry to support its determination pursuant to paragraph (A)(1).

Nothing in this rule prohibits the judge from reviewing the entire written colloquy with the juvenile on the record or asking more questions than required under paragraph (A)(1)(c).

The admission colloquy is similar to a guilty plea colloquy in criminal court; however, the juvenile court judge has special responsibilities under the Juvenile Act in providing a balanced attention to the protection of the community, the imposition of accountability for delinquent acts committed, and the development of competencies to enable juveniles to become responsible and productive members of the community. *See* 42 Pa.C.S. § 6301.

If the court finds an admission is not knowingly, intelligently, and voluntarily made, the case is to proceed to a hearing pursuant to Rule 406. The decision whether an admission is knowingly, intelligently, and voluntarily made is not appealable to another common pleas judge; therefore, the admission may not be presented to another judge once this determination has been made.

Under paragraph (A)(3), if the disposition agreed upon by the parties is unavailable or the court does not agree with the terms of the tender, the case is to proceed as if no tender had been made.

The court is not to accept a plea of *nolo contendere*. *See In re B.P.Y.*, 712 A.2d 769 (Pa. Super. [ Ct. ] 1998).

If the court does not accept an agreement or finds an admission not to be knowingly, intelligently, and voluntarily made, a motion for recusal of the judge may be appropriate for the adjudicatory hearing.

Pursuant to paragraph (C), an attorney is to review the written admission colloquy with the juvenile prior to entering the courtroom. The practice in some judicial districts permitting the juvenile probation officer to review this colloquy with the juvenile is inconsistent with this rule.

---

**Pursuant to paragraph (D), the written admission colloquy in paragraph (C) is to be amended when the juvenile is admitting to an act that would render the juvenile eligible for court-ordered involuntary treatment upon attaining 20 years of age. *See* 42 Pa.C.S. §§ 6358, 6403. The court is to conduct a colloquy as to the potential consequences of an admission of this type using the form in paragraph (D).**

The colloquy [ **uses** ] **forms use** several age-appropriate terms for the juvenile to understand; however, certain legal terms are contained in the form. It is expected that attorneys will explain [ **this form** ] **these forms** until their clients understand.

[ **Pursuant to paragraph (C)(4), the admission colloquy is** ] **The forms used for admissions are to be substantially in [ this form ] the forms found at paragraphs (C)(4) and (D).** The questions set forth are the minimal standard. A judicial district may choose to add requirements to [ **its** ] **these admission [ colloquy ] colloquies**. Any addition to the required [ **colloquy** ] **colloquies** is considered a local rule and the procedures of Rule 121 are to be followed if a judicial district chooses to make additions. *See* Rule 121.

[ **Nothing in this rule precludes the court from entering a consent decree after the acceptance of an admission.** ]

The admission [ **colloquy** ] **colloquies** can be downloaded from the Supreme Court's webpage at <http://www.pacourts.us/T/BoardsCommittees/JuvenileCourtProcedural/>. The [ **admission form is** ] **forms are** also available in Spanish.

The Pennsylvania Juvenile Collateral Consequences checklist is also available on the Supreme Court's webpage.

**Nothing in this rule precludes the court from entering a consent decree after the acceptance of an admission.**

**Official Note:** Rule 407 adopted April 1, 2005, effective October 1, 2005. Amended January 18, 2012, effective April 1, 2012. **Amended January 23, 2017, effective April 3, 2017.**

*Committee Explanatory Reports:*

Final Report explaining the provisions of Rule 407 published with the Court's Order at 35 Pa.B. 2214 (April 16, 2005).

Final Report explaining the amendments to Rule 407 published with the Courts' Order at 42 Pa.B. 664 (February 4, 2012).

**Final Report explaining the amendments to Rule 407 published with the Courts' Order at 47 Pa.B. 825 (February 11, 2017).**

**FINAL REPORT<sup>1</sup>  
Amendment of Pa.R.J.C.P. 407**

On January 23, 2017, the Court amended Juvenile Court Procedural Rule 407 to further simplify the admission form and to require an addendum when the juvenile is admitting to an act of sexual violence.

*Admission Form*

As proposed, the Committee recognized the challenge of creating a more "child-friendly" form while retaining the form's purpose as a vehicle to convey important information to juveniles. To that end, the amendments were intended to be modest and to simplify the form, increase readability, and incorporate more age-appropriate language. Based upon comments received, some of the language proposed to be eliminated has been retained, other language has been further refined, and a new Question 19 added to the form advising the juvenile of their right to withdraw their admission in certain circumstances.

*Act of Sexual Violence*

A new paragraph (D) has been added to Rule 407 to require colloquy of the juvenile when admitting to an act of sexual violence. See 42 Pa.C.S. § 6358(a) (enumerating offenses). The purpose of this colloquy is to ensure that the juvenile is aware that he or she may be subject to court-ordered involuntary treatment upon attaining 20 years of age pursuant to 42 Pa.C.S. § 6403. The new paragraph requires an addendum to the admission form to include the form set forth in paragraph (D).

[Pa.B. Doc. No. 17-226. Filed for public inspection February 10, 2017, 9:00 a.m.]

**Title 255—LOCAL  
COURT RULES**

**DAUPHIN COUNTY**

**Promulgation of Local Rules; No. 1793 S 1989**

**Order**

And Now, this 26th day of January 2017, Dauphin County Local Rules 1910.11.1, 1915.15(c), 1920.1, and 1920.43 are amended as follows:

**Rule 1910.11.1.**

The **Educational Parenting Seminar Attendance Order** shall be substantially in the following form:

Plaintiff : IN THE COURT OF COMMON PLEAS  
: DAUPHIN COUNTY, PENNSYLVANIA  
:  
: PACSES CASE NUMBER:  
:  
Defendant : DOCKET NO.

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

**EDUCATIONAL PARENTING SEMINAR  
ATTENDANCE ORDER**

All parties are ORDERED to attend a four hour educational parenting seminar (Seminar) and file the Certificate of Attendance you will receive at the Seminar at the Domestic Relations Office prior to your hearing before the Court.

The Plaintiff shall attend on \_\_\_\_\_ at \_\_\_\_\_M [ o'clock ] and the Defendant shall attend on \_\_\_\_\_ at \_\_\_\_\_M [ o'clock ]. Any requests for rescheduling must be directed to the [ Provider and will be granted only upon cause shown ] provider of the Seminar and you will be required to attend the next available Seminar. (See attached [ Provider brochure ] information sheet for additional information).

You MUST attend and complete the Seminar prior to your Hearing before the Court.

**[ Failure to attend and complete the Seminar may be considered as Contempt of Court punishable by fine and other appropriate sanctions including up to six (6) months incarceration. ]**

**FAILURE TO APPEAR AT THE SEMINAR AS SCHEDULED OR FAILURE TO REGISTER AND COMPLETE THE PROGRAM WILL BE BROUGHT TO THE ATTENTION OF THE COURT AND MAY RESULT IN THE FINDING OF CONTEMPT OF COURT PUNISHABLE BY FINE AND OTHER APPROPRIATE SANCTIONS.**

Rule 1915.15(c). **Educational Parenting Seminar Attendance and Custody Conference Scheduling Order—Custody Complaint, Custody Count in Divorce Complaint or Petition for Modification or Petition for Contempt.**

In addition to the information required by Pa.R.C.P. 1915.15(a) or 1915.15(b), each Custody Complaint, Petition for Modification, Petition for Contempt, or custody count in a Divorce action relating to child custody shall include [ a ] **an Educational Parenting Seminar Attendance and Custody Conference Scheduling Order** in substantially the following form:

Plaintiff : IN THE COURT OF COMMON PLEAS  
: DAUPHIN COUNTY, PENNSYLVANIA  
:  
: CIVIL ACTION  
: CUSTODY  
:  
Defendant : NO.

**EDUCATIONAL PARENTING SEMINAR  
[ ATTENDANCE ] AND CUSTODY CONFERENCE  
SCHEDULING ORDER**

AND NOW, upon consideration of the attached Complaint, Petition for Modification or Petition for Contempt of a Custody Order, it is hereby ordered that the parties and their respective counsel appear before Custody Conference Officer \_\_\_\_\_ on \_\_\_\_\_, 20 \_\_\_\_\_ at \_\_\_\_\_M, Dauphin County Courthouse, 3rd Floor, 101 Market Street, Suite 300, Harrisburg, Pennsylvania for a Custody Conference.

At such Conference, an effort will be made to conciliate and resolve the issues in dispute; or if this cannot be accomplished, to define and narrow the issues to be heard

by the Court and to recommend an interim order pending pretrial/trial. Failure to appear may also result in an interim order being entered.

Children should not attend the conference unless requested by the Custody Conference Officer.

All parties are ORDERED to attend a four hour educational parenting seminar (Seminar) and file with the Prothonotary and bring with you to the Custody Conference your Seminar Certificate of Attendance you will receive at the Seminar. The Plaintiff is scheduled to attend on \_\_\_\_\_ at \_\_\_\_\_ M and the Defendant is scheduled to attend on \_\_\_\_\_ at \_\_\_\_\_ M. Any requests for rescheduling must be directed to the [ Seminar Provider and will be granted only upon cause shown ] provider of the Seminar and you will be required to attend the next available Seminar. (See attached information sheet regarding the Seminar).

**[ ATTEND THE SEMINAR MAY BE CONSIDERED AS CONTEMPT OF COURT PUNISHABLE BY FINE, OTHER APPROPRIATE SANCTIONS INCLUDING UP TO SIX (6) MONTHS INCARCERATION. ] FAILURE TO APPEAR AT THE SEMINAR AS SCHEDULED OR FAILURE TO REGISTER AND COMPLETE THE PROGRAM WILL BE BROUGHT TO THE ATTENTION OF THE COURT AND MAY RESULT IN THE FINDING OF CONTEMPT OF COURT PUNISHABLE BY FINE AND OTHER APPROPRIATE SANCTIONS.**

**IF YOU FAIL TO APPEAR AT THE CUSTODY CONFERENCE AS PROVIDED BY THIS ORDER, WITHOUT PROPER CAUSE SHOWN, AND THE CUSTODY CONFERENCE OFFICER IS SATISFIED THAT PROPER NOTICE OF THE ORDER SCHEDULING THE CONFERENCE HAS BEEN SERVED ON OR PROVIDED TO THAT PARTY, THE CUSTODY CONFERENCE OFFICER SHALL REFER THE MATTER TO THE COURT FOR A CONTEMPT HEARING WHICH CAN RESULT IN THE IMPOSITION OF SANCTIONS INCLUDING FINES, ATTORNEY FEES AND COSTS.**

You must complete and file with the Prothonotary a Criminal or Abuse History Verification regarding you and anyone living in your household on or before \_\_\_\_\_. The Criminal or Abuse History Verification is attached. This form is also available at [www.dauphincounty.org/government/Court-Departments/Self-Help-Center](http://www.dauphincounty.org/government/Court-Departments/Self-Help-Center).

You must mail a copy of your Criminal or Abuse History Verification to all other parties by \_\_\_\_\_.

No party may make a change in the residence of any child which significantly impairs the ability of the other party to exercise custodial rights without first complying with all of the applicable provisions of 23 Pa.C.S. § 5337 and Pa.R.C.P. No. 1915.17 regarding relocation.

If any party to this custody action is incarcerated at any stage of the proceedings, the custody conference officer or assigned judge will make reasonable efforts to arrange for the incarcerated party to participate by telephone or video conference. If you, as an incarcerated party, do not think such arrangements have been made, please contact the court administrator's office at [ (717) 780-6630 ] (717) 780-6624 or by mail at 3rd floor, Dauphin County Courthouse, 101 Market Street, Harrisburg, PA 17101.

**If any party needs an interpreter at either the custody conference or trial, please contact the**

**Court Administrator's office at (717) 780-6608 as soon as possible. It takes a minimum of five days to schedule an interpreter and failure to make a timely request could delay the proceedings.**

FOR THE COURT:

Date \_\_\_\_\_ By \_\_\_\_\_  
Custody Conference Officer

**YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE.**

**[ GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.**

**IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE. IF NEEDED, YOU SHOULD CALL TODAY TO MAKE AN APPOINTMENT PRIOR TO YOUR CUSTODY CONFERENCE.**

**DAUPHIN COUNTY LAWYER REFERRAL SERVICE  
213 North Front Street  
Harrisburg, PA 17101  
(717) 232-7536 ]**

**IF YOU DO NOT HAVE A LAWYER AND WANT A LAWYER TO REPRESENT YOU, IMMEDIATELY CONTACT MIDPENN LEGAL SERVICES AT (717) 232-0581 TO OBTAIN LEGAL REPRESENTATION OR REFERRAL TO THE DAUPHIN COUNTY BAR ASSOCIATION LAWYER REFERRAL.**

#### AMERICANS WITH DISABILITIES ACT OF 1990

The Court of Common Pleas of Dauphin County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the court, please contact the Court Administrator's Office at [ (717) 780-6630 ] (717) 780-6608. All arrangements must be made at least 72 hours prior to any hearing or conference.

#### Rule 1920.1. Form of Complaint.

(1) In addition to the information required by Pa.R.C.P. 1920.12, each Divorce or Annulment Complaint shall contain one of the following averments:

A. Plaintiff avers that there are no children of the parties under the age of 18.

B. Plaintiff avers that there are children of the parties under the age of 18 and their names and ages are as follows:

(2) A Divorce or Annulment Complaint or Counterclaim which includes a count for custody shall contain the attachments set forth in Local Rule 1915.3 and follow all other Custody action procedures.

(3) A Divorce or Annulment Complaint which does not include a count for custody, where the parties are parents of children under the age of eighteen (18), shall include the following **Educational Parenting Seminar Scheduling Order**.

Plaintiff : IN THE COURT OF COMMON PLEAS  
 : DAUPHIN COUNTY, PENNSYLVANIA  
 :  
 : CIVIL ACTION  
 :  
 Defendant : NO.

EDUCATIONAL PARENTING SEMINAR  
 SCHEDULING ORDER

All parties are ORDERED to attend a four hour educational parenting seminar (Seminar) and file with the Prothonotary the Certificate of Attendance you will receive at the Seminar. The Plaintiff is scheduled to attend on \_\_\_\_\_ at \_\_\_\_M [ o'clock ] and the Defendant is scheduled to attend on \_\_\_\_\_ at \_\_\_\_M [ o'clock ]. Any requests for rescheduling must be directed to the [ **Provider and will be granted only upon cause shown** ] provider of the Seminar and you will be required to attend the next available Seminar. (See attached [ **Provider brochure** ] information sheet for additional information).

**FAILURE TO APPEAR AT THE SEMINAR AS SCHEDULED OR FAILURE TO REGISTER AND COMPLETE THE PROGRAM WILL BE BROUGHT TO THE ATTENTION OF THE COURT AND MAY RESULT IN A FINDING OF CONTEMPT OF COURT PUNISHABLE BY FINE AND OTHER APPROPRIATE SANCTIONS. [ INCLUDING UP TO SIX (6) MONTHS INCARCERATION. ]**

If you fail to attend this seminar, no divorce decree will be granted where there are children under the age of 18 until both parties attend the Seminar.

Rule 1920.43. Pre-Hearing Divorce Matters, Special Relief, Advance Distribution, Discovery [ **Issues** ], Post-Divorce Issues (Other than Exceptions to Master's Report).

(a) [ **All** ] Petitions for Special Relief and motions raising pre-trial and post-divorce issues other than Exceptions to Master's Report in divorce cases [ **shall** ] **may at the court's discretion** be assigned to the Divorce Master.

(b) Any Pre-Hearing or Post-Divorce Petition or Motion in a divorce matter shall comply with Dauphin County Rule 205.2(a)(3)(b) and shall include the following:

(1) A certification by the filing party that (s)he disclosed the full text of the Petition or Motion and the Proposed Order to all parties by facsimile or electronic communication and that concurrence to both the Petition or Motion and Proposed Order has been given or denied by each party in accordance with Dauphin County Local Rule 208.2(d).

(2) If concurrence to both the Petition or Motion and the Proposed Order is denied by any party or any party has not responded in a timely manner, the Petition or Motion shall be deemed to be contested and the moving party shall attach:

- (a) A Rule to Show Cause in accordance with Pa.R.C.P. 206.5;
- (b) A Proposed Order;
- (c) A Certificate of Service;

(d) A Self Represented Party Entry of Appearance if unrepresented by legal counsel.

(3) If all parties concur, the Petition or Motion shall be deemed to be uncontested and the filing party shall attach the proposed agreed Order.

(c) If the Petition or Motion is deemed to be contested, a Rule to Show Cause shall be issued by a Family Court Judge.

(1) When a response to the Rule to Show Cause is filed, **the Court may direct the Divorce Master to address the issues in dispute. In that event**, the moving party shall file an original and a copy of a Motion for Appointment of Master with the Prothonotary together with the \$75.00 administrative fee in accordance with Dauphin County Rule 1920.51.

(2) The Prothonotary shall promptly forward the Motion for Appointment of Master to the Court Administrator's Office. A Family Court Judge will appoint the Divorce Master to hear the Pre-Hearing matter.

(3) The Divorce Master will schedule a Pre-Hearing Conference.

(4) If an agreement is reached at the Pre-Hearing Conference, the Divorce Master shall file a Memorandum memorializing the agreement with the Prothonotary and shall forward the agreed Order to a Family Court Judge for review.

(5) If an agreement is not reached at the Pre-Hearing Conference, the Divorce Master shall schedule a hearing.

(6) Following the hearing, The Divorce Master shall file with the Prothonotary a Report and Recommendation and Proposed Order regarding the Pre-Hearing matter within ten (10) days from the date of the hearing. A copy of the Report and Recommendation and Proposed Order shall be mailed to all parties.

(7) The Prothonotary shall promptly forward the Report and Recommendation and Proposed Order to the Court Administrator's Office for assignment to a Family Court Judge to issue an Order.

(8) Within ten (10) days from the date of the Court Order, for good cause shown, e.g. immediate irreparable harm or other extraordinary circumstances, a party may petition the Court to reconsider the Order.

**(d) At any point after the Divorce Complaint has been filed, a party may request the appointment of the master to address discovery by filing an original and a copy of a Motion for Appointment of Master with the Prothonotary together with the \$75.00 administrative fee in accordance with Dauphin County Local Rule 1920.51.**

These amendments shall be effective thirty (30) days from date of publication.

By the Court

RICHARD A. LEWIS,  
 President Judge

[Pa.B. Doc. No. 17-227. Filed for public inspection February 10, 2017, 9:00 a.m.]



**FAYETTE COUNTY****Local Rule of Civil Procedure 210.1; No. 172 of 2017, G.D.****Order**

And Now, this 25th day of January, 2017, pursuant to Pennsylvania Rule of Judicial Administration 103(c), it is hereby ordered that Fayette County Local Rule of Civil Procedure 210.1 is rescinded, effective 30 days after publication in the *Pennsylvania Bulletin*.

The Prothonotary is directed as follows:

(1) One copy of this order shall be filed with the Administrative Office of Pennsylvania Courts.

(2) Two copies and CD-ROM of this order shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

(3) One copy shall be sent to the Fayette County Law Library and the Editor of the *Fayette Legal Journal*.

The Administrative Office of Fayette County Courts is directed as follows:

(1) Publish a copy of this order on the website of Administrative Office of Fayette County Courts.

(2) Amend the complete set of Fayette County Local Rules no later than 30 days following the publication in the *Pennsylvania Bulletin*.

By the Court

JOHN F. WAGNER, Jr.,  
President Judge

[Pa.B. Doc. No. 17-228. Filed for public inspection February 10, 2017, 9:00 a.m.]

**LANCASTER COUNTY****Amendment of Rule 570A and Abolishment of Rules 570B and 570C of Local Rules of Criminal Procedure; CPJ. No. 7, Page 1357; No. 7 AD 2017****Administrative Order**

And Now, this 24th day of January 2017, it is hereby

Ordered, to be effective 30 days after publication in the *PA Bulletin*, the Lancaster County Court of Common Pleas adopts the following local rules governing amendment of Rule 570A and abolishment of Rules 570B and 570C for the 2nd Judicial District.

The Lancaster County District Court Administrator is Ordered to do the following:

1. File one (1) copy to the Administrative Office of Pennsylvania Courts via email to adminrules@pacourts.us.

2. File two (2) paper copies and one (1) electronic copy in a Microsoft Word format only to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. Publish these Rules on the Lancaster County Court website at www.court.co.lancaster.pa.us.

4. Incorporation of the local rule into the set of local rules on www.court.co.lancaster.pa.us within thirty (30) days after the publication of the local rule in the *Pennsylvania Bulletin*.

5. File one (1) copy of the local rule in the appropriate filing office for public inspection and copying.

By the Court

DENNIS E. REINAKER,  
President Judge

**L.C.R.Crim.P. No. 570A. Status Conference.****A. Scheduling of Status Conference**

1. Within 45 days of the arraignment conducted in accordance with Local Rule 571, each case in which an Information has been issued and which has not already been disposed of by, nolle prosequi, or other final action, shall be assigned to a judge and scheduled for a status conference.

2. The District Court Administrator shall provide notice of the status conference to counsel no later than seven days before the conference and shall provide notice to pro se defendants pursuant to Pa.R.Crim.P. 114.

3. The appearance of the assigned attorney for the Commonwealth and the defense attorney or the pro se defendant shall be mandatory. The status conference shall take place in open court, unless agreed by the defendant to be in chambers.

4. No status conference may be continued or rescheduled absent compelling reasons and with the approval of the judge to whom the case has been assigned.

**B. Information Provided at Status Conference**

1. The general purpose of the status conference is to determine the likely disposition of the assigned case prior to the Pretrial conference conducted in accordance with Local Rule 570B. Accordingly, at the time of the status conference the parties shall be prepared to provide, at a minimum, the following information: (1) whether the case is scheduled, or will be scheduled, for a guilty plea or Accelerated Rehabilitative Disposition; (2) whether all discovery has been provided in accordance with the Pennsylvania Rules of Criminal Procedure; (3) whether all Pretrial motions have been timely filed; and (4) any additional information necessary for the court to complete the Status Conference Order.

2. A pro se defendant who does not intend to remain pro se throughout the pendency of the case shall advise the court at the status conference of the status of the defendant's efforts to secure legal representation.

**C. Failure to Appear for Status Conference**

1. If a pro se defendant fails to appear for a duly scheduled and noticed status conference, the court may, in its discretion, issue a bench warrant and forfeit bail.

2. If an attorney for the Commonwealth or defense attorney fails to appear for a duly scheduled and noticed status conference, the court may take such disciplinary action as it deems appropriate, including, but not limited to, disciplinary action under the Rules of Professional Conduct or instituting proceedings for contempt.

**D. Order Following Status Conference**

1. At the conclusion of the status conference the court shall enter a Status Conference Order reflecting the disposition of the case as represented by the parties (e.g., guilty plea, nolo contendere plea, ARD or nolle prosequi), or if the matter shall be scheduled for a subsequent Status Conference, or if the matter is to be listed for trial, or if a bench warrant has been issued and bail has been forfeit.

2. The completed Status Conference Order shall be filed with the Clerk of Courts at the conclusion of the status conference.

*E. Listing Matter for Trial*

1. Any case to be listed for trial shall be scheduled for the Friday immediately preceding the anticipated trial week.

2. A Call of the Criminal Trial List shall occur for cases remaining on the trial list as of the Friday immediately preceding the trial week. The purpose of this call of the list shall be to establish a trial priority for the following week as well as to dispose of any outstanding cases by way of guilty plea, nolo contendere plea, ARD or nolle prosequi.

3. Any case not resolved by the date of its initial Call of the Criminal Trial List shall thereafter remain exclusively with the assigned judge for disposition.

4. The appearance of the assigned attorney for the Commonwealth, the defense attorney, and the defendant, whether pro se or represented by counsel shall be mandatory unless excused by the assigned judge. The Call of the Criminal Trial List shall take place in open court, unless agreed by the defendant to be in chambers.

Revised 9-19-16 Effective 3-13-17

**L.C.R.Crim.P. No. 570B.**

[This rule has been rescinded in its entirety.]

Revised 9-19-16 Effective 3-13-17

**L.C.R.Crim.P. No. 570C.**

[This rule has been rescinded in its entirety.]

Revised 9-19-16 Effective 3-13-17

[Pa.B. Doc. No. 17-229. Filed for public inspection February 10, 2017, 9:00 a.m.]

**SOMERSET COUNTY**

**Consolidated Rules of Court; Administrative Order  
No. 1 of 2017; No. 4 Misc. 2017**

**Adopting Order**

*Now*, this 24th day of January, 2017, it is hereby *Ordered*:

1. Somerset County Rules Of Judicial Administration 4001, 4010, 4020, 4030, 4040, 4041, 4050, 4060, 4070, 4080, and 5000.30 are *Renumbered*, 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) copy of this Order and the following Local Rules of Judicial Administration with the Administrative Office of Pennsylvania Courts via email to rulescommittees@pacourts.us;

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

C. Publish the Local Rules of Judicial Administration on the Somerset County website;

D. Within thirty (30) days after publication of the Local Rules of Judicial Administration in the *Pennsylvania*

*Bulletin*, incorporate the Rules into the complete set of Local Rules published on the Somerset County website;

E. File one (1) copy of the Local Rules of Judicial Administration in the Office of the Prothonotary of Somerset County, which copy shall be continuously available for inspection in said Office.

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

**Renumbering of Rules of Judicial Administration  
4001, 4010, 4020, 4030, 4040, 4041, 4050, 4060, 4070,  
4080 and 5000.30; Administrative Order 1-2017;  
No. 4 Misc. 2017**

**Administrative Order**

*And Now*, this 23rd day of January, 2017, it is ordered that the Somerset Rules of Judicial Administration set forth as follows are *Renumbered* as follows:

<i>Current Number</i>	<i>New Number</i>
4001	3501
4010	3510
4020	3520
4030	3530
4040	3540
4041	3541
4050	3550
4060	3560
4070	3570
4080	3580
5000.30	4090

All headings and/or titles that are associated with the previously renumbered Rules shall remain unchanged.

*By the Court*

D. GREGORY GEARY,  
*President Judge*

[Pa.B. Doc. No. 17-230. Filed for public inspection February 10, 2017, 9:00 a.m.]

**SOMERSET COUNTY**

**Consolidated Rules of Court; Administrative Order  
No. 2 of 2017; No. 4 Misc. 2017**

**Adopting Order**

*Now*, this 24th day of January, 2017, it is hereby *Ordered*:

1. Somerset County Rules Of Judicial Administration 5000.4, 5000.5, 5000.6, 5000.7, 5000.8, 5000.12, 5000.14, 5000.20, 5000.21, 5000.22 and 5000.23 are *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) copy of this Order and the following Local Rules of Judicial Administration with the Administrative Office of Pennsylvania Courts via email to rulescommittees@pacourts.us;

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

C. Publish the Local Rules of Judicial Administration on the Somerset County website;

D. Within thirty (30) days after publication of the Local Rules of Judicial Administration in the *Pennsylvania Bulletin*, incorporate the Rules into the complete set of Local Rules published on the Somerset County website;

E. File one (1) copy of the Local Rules of Judicial Administration in the Office of the Prothonotary of Somerset County, which copy shall be continuously available for inspection in said Office.

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

**Rescission of Rules of Judicial Administration 5000.4, 5000.5, 5000.6, 5000.7, 5000.8, 5000.12, 5000.14, 5000.20, 5000.21, 5000.22 and 5000.23; Administrative Order 2-2017; No. 4 Misc. 2017**

**Administrative Order**

*And Now*, this 23rd day of January, 2017, it is ordered that the Somerset Rules of Judicial Administration 5000.4, 5000.5, 5000.6, 5000.7, 5000.8, 5000.12, 5000.14, 5000.20, 5000.21, 5000.22 and 5000.23 are *Rescinded*.

*By the Court*

D. GREGORY GEARY,  
*President Judge*

[Pa.B. Doc. No. 17-231. Filed for public inspection February 10, 2017, 9:00 a.m.]

**SOMERSET COUNTY**

**Consolidated Rules of Court; Administrative Order No. 3 of 2017; No. 4 Misc. 2017**

**Adopting Order**

*Now*, this 24th day of January, 2017, it is hereby *Ordered*:

1. Somerset County Rules Of Judicial Administration 101, 4007 and 4008 governing court reporting and transcripts are *Adopted*, 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) copy of this Order and the following Local Rules of Judicial Administration with the Administrative Office of Pennsylvania Courts via email to [rulescommittees@pacourts.us](mailto:rulescommittees@pacourts.us);

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

C. Publish the Local Rules of Judicial Administration on the Somerset County website;

D. Within thirty (30) days after publication of the Local Rules of Judicial Administration in the *Pennsylvania Bulletin*, incorporate the Rules into the complete set of Local Rules published on the Somerset County website;

E. File one (1) copy of the Local Rules of Judicial Administration in the Office of the Prothonotary of Somerset County, which copy shall be continuously available for inspection in said Office.

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

**Local Rules of Judicial Administration 101, 4007 and 4008; Administrative Order 3-2017; No. 4 Misc. 2017**

**Administrative Order**

*And Now*, this 23rd day of January, 2017, *It is Hereby Ordered* that the Court of Common Pleas of Somerset County, Pennsylvania adopts the following Local Rules of Judicial Administration governing court reporting and transcripts.

*By the Court*

D. GREGORY GEARY,  
*President Judge*

**Rule 101. Title and Citation of Rules.**

These rules shall be known as the Somerset County Local Rules of Judicial Administration and may be cited as "Som.C.L.R.J.A."

**Rule 4007. Requests for Transcripts.**

(A) All requests for transcripts shall be submitted on the standardized state form "Request for Transcript or Copy," which includes the current rates charged. The form can be obtained from the District Court Administrator, any court filing office, or downloaded at [www.co.somerset.pa.us](http://www.co.somerset.pa.us).

(B) The requesting party shall deliver the original request to the District Court Administrator, and serve copies of the formal request to:

1. the judge presiding over the matter;
2. the lead court reporter; and
3. opposing counsel, but if not represented, the opposing party.

(C) Requests for daily, expedited, same day or rough draft transcripts shall be filed with the District Court Administrator at least 10 days prior to the proceeding. Copies of the written request shall be delivered as required in subsection (B). In the event of an emergency, a party may request by oral motion a daily, expedited, same day or rough draft transcript.

(D) When a private litigant requests a transcript:

1. the litigant requesting the transcript shall make a deposit payment of 75% of the estimated transcript cost, which amount shall be nonrefundable.

2. upon notification from the District Court Administrator that the deposit has been received, the court reporter(s) shall begin preparation of the transcript.

3. upon completion of the transcript, the court reporter(s) shall notify the lead court reporter of the completion, shall indicate the balance due, and shall deliver a copy of the transcript to the judge presiding over the matter for judge's review and approval.

4. upon receipt of final payment, the approved original transcript shall be filed in the appropriate office, and any copies ordered shall be delivered to the parties.

5. all payments shall be by check or money order, made payable to "Somerset County", and delivered to the District Court Administrator. Cash will not be accepted.

(E) When a litigant requests a transcript, but cannot pay for the transcript because of alleged economic hardship, the court shall determine economic hardship pursuant to the procedure set forth in Rule 4008(B). In cases of economic hardship, where the matter is under appeal or a transcript is necessary to advance the litigation, the costs of procuring the transcript shall be waived or otherwise adjusted by the court. In cases of economic hardship where there is no appeal pending or there exists no obvious need for the transcript to advance the litigation, the requesting party must demonstrate reasonable need before the court shall waive or adjust the cost of obtaining the transcript.

(F) When a transcript is requested for which the court or county is responsible for the cost, the court reporter shall prepare the transcript at the direction of the judge presiding over the matter, who will determine the priority of the request.

**Rule 4008. Transcript Costs Payable by a Requesting Party Other Than the Commonwealth or a Subdivision Thereof.**

(A) *Costs*

(1) The costs payable by a requesting party, other than the Commonwealth or a subdivision thereof, for a transcript in an electronic format shall be:

- (a) for an ordinary transcript, \$2.50 per page;
- (b) for an expedited transcript, \$3.50 per page, if the court reporter is able to accommodate the request;
- (c) for a daily transcript, \$4.50 per page, if the court reporter is able to accommodate the request;
- (d) for same day delivery, \$6.50 per page, if the court reporter is able to accommodate the request;
- (e) for rough draft, \$1.00 per page, if the court reporter is able to accommodate the request;
- (f) for realtime feed, \$1.00 per page, if the court reporter is able to accommodate the request; and
- (g) for complex litigation, a surcharge of \$2.00 per page.

(2) When the transcript is prepared in bound paper format, the costs shall be in accordance with paragraph (1) relating to electronic format plus a surcharge of \$0.25 per page.

(B) *Economic hardship—minimum standards*

(1) Transcript costs for ordinary transcripts in matters under appeal or where the transcript is necessary to advance the litigation shall be waived for a litigant who has been permitted by the court to proceed in forma pauperis or whose income is less than 125% of the poverty line as defined by the U.S. Department of Health and Human Services (HHS) poverty guidelines for the current year.

(2) Transcript costs for ordinary transcripts in matters under appeal or where the transcript is necessary to advance the litigation shall be reduced by one-half for a litigant whose income is less than 200 percent of the poverty line as defined by the HHS poverty guidelines for the current year.

(3) Transcript costs for ordinary transcripts in matters that are not subject to an appeal, where the transcript is not necessary to advance the litigation, may be waived at

the court's discretion for parties who qualify for economic hardship under subdivision (B)(1) or (B)(2) and upon good cause shown.

(4) The application to waive all or a portion of costs for ordinary transcripts shall be supported by an affidavit substantially in the form required by Rule 240(h) of the Pennsylvania Rules of Civil Procedure. Such application should be prepared in the form of a Petition to Waive All or a Portion of the Transcript Costs and submitted with the request for transcript.

(C) *Assignment and allocation of transcripts costs*

(1) *Assignment of costs.* The requesting party, or party required by general rule to file a transcript, shall be responsible for the cost of the transcript. Costs shall not be assessed against any party for transcripts prepared at the initiation of the court.

(2) *Allocation of costs.* When more than one party requests the transcript, or are required by general rule to file the transcript, the cost shall be divided equally among the parties.

(D) *Copies of transcript*

A request for a copy of any transcript previously ordered, transcribed and filed of record shall be provided according to the following schedule:

- (1) \$0.75 per page bound, paper format; and,
- (2) \$0.50 per page electronic copy.

(E) *Additional Costs*

A trial judge may impose a reasonable surcharge in cases such as mass tort, medical malpractice or other unusually complex litigation, where there is a need for court reporters to significantly expand their dictionary. Such surcharges are at the discretion of the trial judge.

Said Local Rules of Judicial Administration shall be effective in the 16th Judicial District of the Commonwealth of Pennsylvania thirty (30) days after publication in the *Pennsylvania Bulletin* and upon publication on the Somerset County website.

[Pa.B. Doc. No. 17-232. Filed for public inspection February 10, 2017, 9:00 a.m.]

## DISCIPLINARY BOARD OF THE SUPREME COURT

### Notice of Suspension

Notice is hereby given that Tyler James Larsen having been suspended from the practice of law in the State of Utah by Opinion dated June 16, 2016; the Supreme Court of Pennsylvania issued an Order dated January 23, 2017 suspending Tyler James Larsen from the practice of law in this Commonwealth for a period of six months, effective November 4, 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*.

MARCEE D. SLOAN,  
*Board Prothonotary*  
*The Disciplinary Board of the*  
*Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 17-233. Filed for public inspection February 10, 2017, 9:00 a.m.]

# STATEMENTS OF POLICY

## Title 4—ADMINISTRATION

### PART II. EXECUTIVE BOARD

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

#### Reorganization of the Department of Human Services

The Executive Board approved a reorganization of the Department of Human Services effective January 25, 2017.

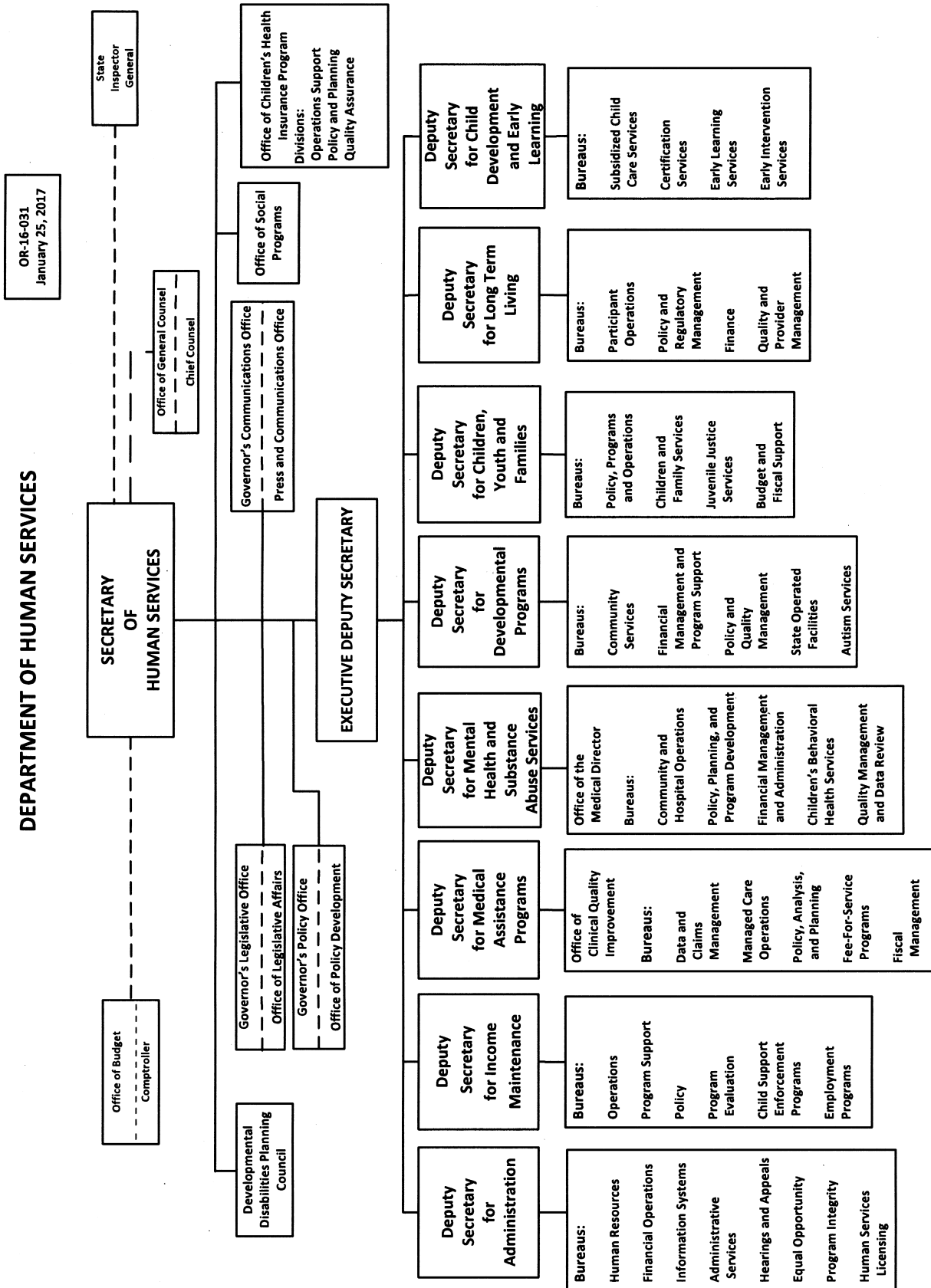
The organization chart at 47 Pa.B. 833 (February 11, 2017) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

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

[Pa.B. Doc. No. 17-234. Filed for public inspection February 10, 2017, 9:00 a.m.]

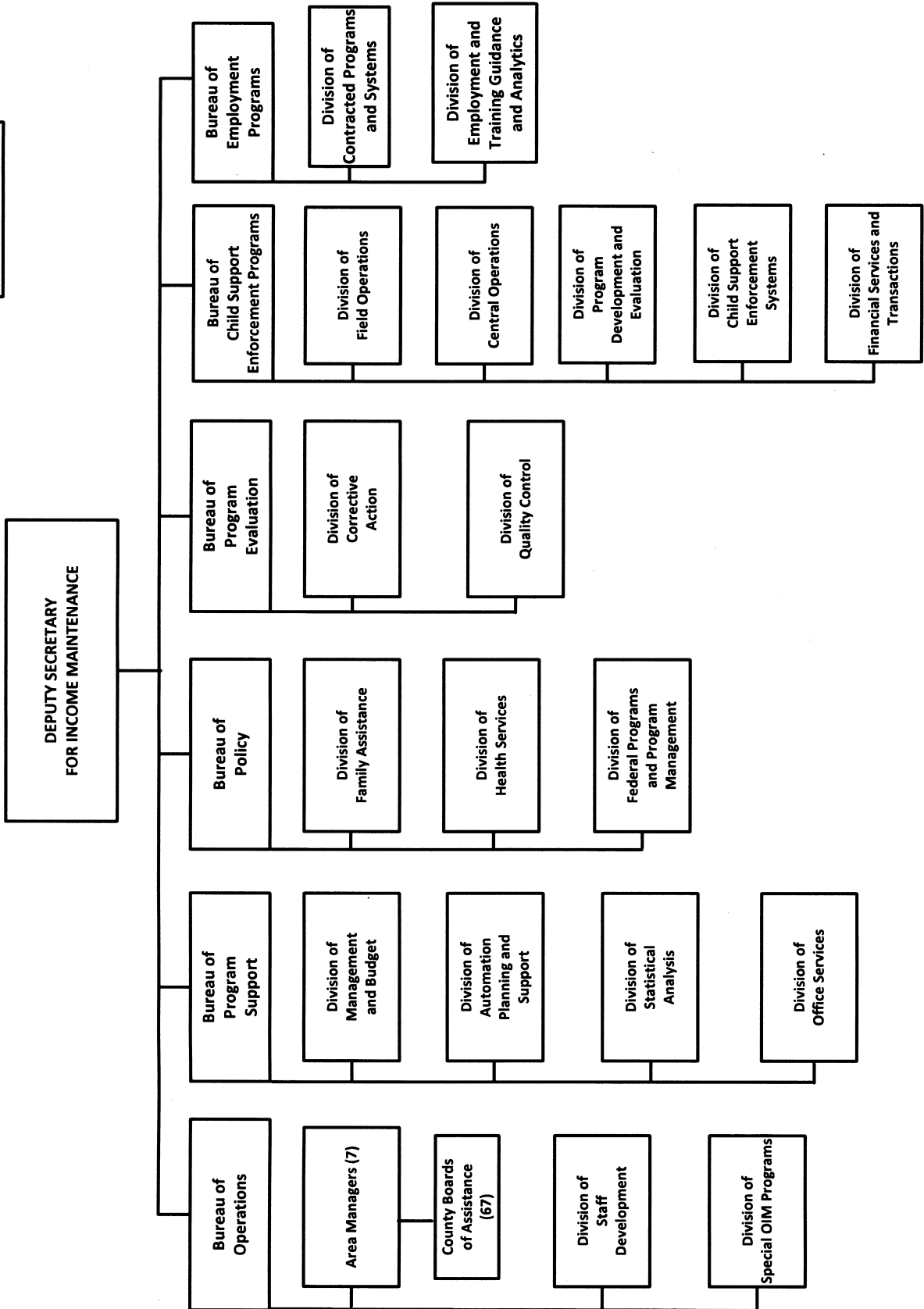
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DEPARTMENT OF HUMAN SERVICES



DEPARTMENT OF HUMAN SERVICES  
DEPUTY SECRETARY FOR INCOME MAINTENANCE

OR-16-031  
January 25, 2017



# NOTICES

## CAPITOL PRESERVATION COMMITTEE

### Request for Proposals

**CPC 16.161: Restoration of the Law Library, Furniture.** A general description includes: fabrication delivery and installation of new custom wood furniture including chairs, reference tables and brochure display case; repair and refinishing of selected existing furniture items including historic display cases; existing club chairs; provision of new metal media cabinetry; new metal bookcases and miscellaneous furniture accessories; placement and set-up of all furniture and accessory items; and protection of existing finishes.

A \$100 deposit is required for issuance of project documents. The issue date of the request for proposal will be on March 1, 2017. A mandatory preproposal conference and walk through will be held on March 8, 2017, at 10 a.m. in Room 630, Main Capitol Building, Harrisburg, PA. The proposal receipt date is March 31, 2017, at 2 p.m. Project documents may be obtained in Room 630, Main Capitol Building, Harrisburg, PA or by contacting Tara Pyle, (717) 783-6484.

DAVID L. CRAIG,  
*Executive Director*

[Pa.B. Doc. No. 17-235. Filed for public inspection February 10, 2017, 9:00 a.m.]

### Request for Proposals

**CPC 15.156: South Capitol Park Hardscape and Landscape Maintenance.** A general description includes: maintenance cleaning and installation of joint sealant for granite steps; demolition and repaving of asphalt paver sidewalk, cobblestone gutter and storm drain; raising storm drain grates; repointing cobblestone gutters, lawn restoration; and plantings.

A \$100 deposit is required for issuance of project documents. The issue date of the request for proposal will be on March 1, 2017. A mandatory preproposal conference and site walk through will be held on March 8, 2017, at 1:30 p.m. in Room 630, Main Capitol Building, Harrisburg, PA. The proposal receipt date is March 31, 2017, at 2 p.m. Project documents may be obtained in Room 630, Main Capitol Building, Harrisburg, PA or by contacting Tara Pyle at (717) 783-6484.

DAVID L. CRAIG,  
*Executive Director*

[Pa.B. Doc. No. 17-236. Filed for public inspection February 10, 2017, 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 31, 2017.

Under section 503.E of the Department of Banking and Securities Code (71 P.S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file comments in writing with the Department of Banking and Securities, 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

#### Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
1-24-2017	Fulton Financial Corporation Lancaster Lancaster County  Application for approval to acquire up to 19.99% of the preferred stock of United Bancshares, Inc., Philadelphia.	Filed

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
2-1-2017	Monument Bank Doylestown Bucks County  Application for approval to merge Monument Interim Bank, Doylestown, with and into Monument Bank, Doylestown.	Effective



## NOTICES

## Branch Applications

## De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
1-11-2017	Riverview Bank Marysville Perry County	4930 North Fifth Street Highway Temple Berks County	Opened
1-17-2017	AmeriServ Financial Bank Johnstown Cambria County	1213 Scalp Avenue Johnstown Cambria County	Opened
1-23-2017	The Muncy Bank & Trust Company Muncy Lycoming County	2 West Central Avenue Avis Clinton County	Opened
1-30-2017	Washington Financial Bank Washington Washington County	1803 Main Street Burgettstown Washington County	Opened
1-31-2017	Riverview Bank Marysville Perry County	1542 East 3rd Street Williamsport Lycoming County	Filed

## Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
1-26-2017	Citizens Bank of PA Philadelphia Philadelphia County	<i>To:</i> 3901 Washington Road McMurray Washington County  <i>From:</i> 3907 Washington Road McMurray Washington County	Approved

## Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
1-18-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	322 Ford Street Ford City Armstrong County	Closed
1-18-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	123 Chestnut Street Philadelphia Philadelphia County	Closed
1-20-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	23 North Main Street Ashley Luzerne County	Closed
1-20-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	1650 Metropolitan Street Pittsburgh Allegheny County	Closed
1-20-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	410 Simpson Drive Chester Springs Chester County	Closed

## CREDIT UNIONS

## Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
1-26-2017	Belco Community Credit Union Harrisburg Dauphin County  Application for approval to merge Cornerstone Federal Credit Union, Carlisle, with and into Belco Community Credit Union, Harrisburg.	Approved

**Branch Applications  
Branch Relocations**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
1-31-2017	Healthcare First Credit Union Johnstown Cambria County	<i>To:</i> 353 Market Street Johnstown Cambria County  <i>From:</i> 321 Main Street Johnstown Cambria County	Filed

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

ROBIN L. WIESSMANN,  
*Secretary*

[Pa.B. Doc. No. 17-237. Filed for public inspection February 10, 2017, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### **Proposed Grant Application by the Department of Education under Part B of the Individuals with Disabilities Education Act for Federal Fiscal Year 2017**

Public comment is invited regarding the Department of Education's (Department) proposed grant application under Part B of the Individuals with Disabilities Education Act (IDEA-B). The annual grant application provides assurances that the Commonwealth's policies and procedures in effect are consistent with the Federal requirements to ensure that a free appropriate public education is made available to all children with a disability from 3 to 21 years of age, including children who have been suspended or expelled from school. The current IDEA-B policies and procedures are available on the Department's web site at <http://www.education.pa.gov> (select "K-12," select "Special Education," select a link under "IDEA-B Policies and Procedures").

Section 300.165 of 34 CFR (relating to public participation) requires that the Commonwealth provide notice and opportunity for public comment to ensure reasonable opportunities for participation by local agencies, representatives of the class of individuals affected by this program, and other interested institutions, organizations and individuals in the planning for the provision of special education and related services. Each state must publish the proposed IDEA-B grant application. The proposed IDEA-B grant application for 2017 is available on the Department's web site at <http://www.education.pa.gov> (select "K-12," select "Special Education," under "IDEA-B Grant Application," select "Proposed 2017 IDEA-B Application"). Alternative formats of the documents (for example, Braille, large print, CD) can be made available to members of the public upon request. Public comment is welcomed in alternative formats such as Braille, recorded comments and telephone comments for individuals with disabilities. Individuals who are disabled and wish to submit comments by telephone should contact Beth Runkle, (717) 783-2311.

Written public comment will be accepted from February 13, 2017, to April 14, 2017. The written comments should be directed to Patrick Scanlon, Special Education Adviser, Bureau of Special Education, Department of Education, 333 Market Street, 7th Floor, Harrisburg, PA 17126-0333.

Additionally, opportunity for verbal testimony will be held by the Department's Bureau of Special Education for individuals wishing to present verbal testimony on the proposed IDEA-B application and the current State plan. One written copy of verbal testimony at the time of presentation would be appreciated. Presentations should be limited to 15 minutes.

Dates, locations and times for verbal testimony regarding the proposed grant application and current policies and procedures are as follows:

March 21, 2017	PaTTAN—East 333 Technology Drive Malvern, PA 19355 (3 p.m.—6 p.m.)
March 22, 2017	PaTTAN—Harrisburg 6340 Flank Drive Harrisburg, PA 17112 (3 p.m.—6 p.m.)
March 23, 2017	PaTTAN—Pittsburgh 3190 William Pitt Way Pittsburgh, PA 15238 (3 p.m.—6 p.m.)

To schedule an opportunity to present verbal testimony or for persons with a disability who require an accommodation to participate in the proceedings contact Beth Runkle at (717) 783-2311 no later than March 10, 2017.

Following receipt of all written and verbal comments, the Department will consider all comments and make any necessary modifications to the proposed grant application before submission of the 2017 IDEA-B grant application to the Secretary of the United States Department of Education.

PEDRO A. RIVERA,  
*Secretary*

[Pa.B. Doc. No. 17-238. Filed for public inspection February 10, 2017, 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

*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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0098060 (Sewage)	Smithwind MHP STP Lancaster Road Fombell, PA 16123	Beaver County Franklin Township	UNT of Slippery Rock Creek (17-D)	Yes

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0092525 (Sewage)	Scottdale Manor Rehab Center STP 900 Porter Avenue Scottdale, PA 15683	Westmoreland County East Huntingdon Township	Unnamed Tributary of Jacobs Creek (19-D)	Yes
PA0255238 (Sewage)	Gregory SRSTP 286 Mcclay Road Washington, PA 15301	Washington County Canton Township	Unnamed Tributary of Chartiers Creek (20-F)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PAS802214 (Storm Water)	North American Bulk Transport 611 S 28th Street P O Box 754 Milwaukee, WI 53215-1201	Northampton County Upper Nazareth Township	Unnamed Tributary to East Branch Monocacy Creek (2-C)	Yes
PAS802222 (Storm Water)	Male Road Industrial Properties LP PO Box 160 Wind Gap, PA 18091	Northampton County Plainfield Township	Unnamed Tributary to Little Bushkill Creek (1-F)	Yes
PAS402202 (Storm Water)	RPM Recycling Inc. 701 N Broadway Wind Gap, PA 18091-1114	Plainfield Township Northampton County	Unnamed Tributary to Little Bushkill Creek (1-F)	Yes
PA0062901 (Sewage)	Jessika L. Popowitz Residence 7280 Borman Road New Tripoli, PA 18066	Lehigh County Lynn Township	Unnamed Tributary to Ontelaunee Creek (03B)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0248223 (SEW)	Douglass R. Elsasser 83 Douglass Drive Cocolamus, PA 17014	Juniata County Fayette Township	Cocolamus Creek/12-B	Y
PA0028592 (SEW)	Bonneauville Borough 46 East Hanover Street Gettysburg, PA 17325	Adams County Bonneauville Borough	Chicken Run/13-D	Y
PA0022233 (SEW)	Arendtsville Municipal Authority 1 Chestnut Street PO Box 508 Arendtsville, PA 17303	Adams County Arendtsville Borough	Conewago Creek/7-F	Y
PA0081582 (SEW)	Possam Valley Municipal Authority 609 Clearview Road Aspers, PA 17304	Adams County Menallen Township	Opposum Creek/7-F	Y
PA0088722— IW	JF Martin Family Corporation 55 Lower Hillside Road PO Box 137 Stevens, PA 17578-9878	Lancaster County West Cocalico Township	Indian River/7-J	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0228443 (CAFO)	Paul Dotterer & Sons, Inc. 410 Kryder Road Mill Hall, PA 17751-8938	Clinton County Porter Township	Unnamed Tributary to Cedar Run (9-C)	No.
PA0234061 (Sewage)	Thierwechter SRSTP 813 Round Top Road Wellsboro, PA 16901-6979	Tioga County Charleston Township	Charleston Creek (9-A)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0218961 (Industrial)	Pittsburgh Water & Sewer Authority 1200 Penn Avenue 2nd Floor Pittsburgh, PA 15222	Allegheny County City of Pittsburgh	Allegheny River (18-A)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed#)	EPA Waived Y/N?
PA0104213 (Sewage)	Pleasantview Mennonite Hall 3488 County Line Road Cochranton, PA 16314	Mercer County French Creek Township	Foulk Run (16-D)	Yes
PA0222020 (Sewage)	Kuhl Road Property Association SFTF 5775 Kuhl Road Erie, PA 16510-4710	Erie County Harborcreek Township	Unnamed Tributary to Fourmile Creek (15-A)	Yes
PA0239739 (Sewage)	Karns City STP 259 Argyle Street Petrolia, PA 16050	Butler County Fairview Township	South Branch Bear Creek (17-C)	Yes
PA0094200 (Sewage)	Petrolia STP 259 Argyle Street Petrolia, PA 16050-9702	Butler County Fairview Township	South Branch Bear Creek (17-C)	Yes
PA0104558 (Sewage)	Ebberts Laundromat 580 Millcreek Road Utica, PA 16362	Crawford County Fairfield Township	Unnamed Tributary to French Creek (16-D)	Yes

## 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.*

**PA0255157**, Sewage, SIC Code 8811, **Allegheny County Park Department**, 542 Forbes Avenue, Suite 107, Pittsburgh, PA 15219. Facility Name: Deer Lakes Park. This proposed facility is located in West Deer Township, **Allegheny County**.

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

The receiving stream(s), Unnamed Tributary to Little Deer Creek, is located in State Water Plan watershed 18-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 Outfall 001 are based on a design flow of 0.002 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				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.

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

**PA0275930**, Industrial, SIC Code 1300, **Tennessee Gas Pipeline Co. LLC**, 1001 Louisiana Street, Houston, TX 77002-5089. Facility Name: Tennessee Gas—Orion Project North East. This proposed facility is located in Berlin Township, **Wayne County**.

Description of Proposed Activity: The applicant has applied for an Individual Permit to dispose of hydrostatically test wastewater from the Orion Project Pipeline.

The receiving stream(s), Unnamed Tributary to Indian Orchard Brook, is located in State Water Plan watershed 1-B and is classified for High Quality—Cold Water and Migratory Fish, 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 100 GPM.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Total Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (GPM)	Report	100	XXX	XXX	XXX	XXX
	Avg Mo	Daily Max				
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	XXX	Report
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	XXX	XXX	0.02
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	46.1
Oil and Grease	XXX	XXX	XXX	XXX	XXX	10.0
Iron, Dissolved (µg/L)	XXX	XXX	XXX	XXX	XXX	103
Iron, Total (µg/L)	XXX	XXX	XXX	XXX	XXX	161
Total Volume (gal)	Report	XXX	XXX	XXX	XXX	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 100 GPM.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Total Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (GPM)	Report	100	XXX	XXX	XXX	XXX
	Avg Mo	Daily Max				
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	XXX	Report
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	XXX	XXX	0.02
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	45.4
Oil and Grease	XXX	XXX	XXX	XXX	XXX	10.0
Iron, Dissolved (µg/L)	XXX	XXX	XXX	XXX	XXX	102
Iron, Total (µg/L)	XXX	XXX	XXX	XXX	XXX	160
Total Volume (gal)	Report	XXX	XXX	XXX	XXX	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 100 GPM.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Total Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (GPM)	Report	100	XXX	XXX	XXX	XXX
	Avg Mo	Daily Max				
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	XXX	Report
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	XXX	XXX	0.02
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	23.3
Oil and Grease	XXX	XXX	XXX	XXX	XXX	10.0
Iron, Dissolved (µg/L)	XXX	XXX	XXX	XXX	XXX	68
Iron, Total (µg/L)	XXX	XXX	XXX	XXX	XXX	127
Total Volume (gal)	Report	XXX	XXX	XXX	XXX	XXX

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

- A. Acquire Necessary Property Rights
- B. Proper Sludge Disposal
- C. ELG Reopener
- D. Dry Stream
- E. Method of Analysis
- F. No Other Wastewater
- G. Best Management Practices

H. EDMR Requirement

I. 15 day notifications before discharging

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

The EPA Waiver is in effect.

**PA0275956**, Stormwater, SIC Code 2673, **Trans Western Polymers, Inc.**, 1900 West Field Court, Lake Forrest, IL 60045. Facility Name: Trans Western Polymers. This facility is located in Rush Township, **Schuylkill County**.

Description of Proposed Activity: The application is for a new NPDES permit for an existing discharge of industrial stormwater.

The receiving stream, Unnamed Tributary to Nesquehoning Creek, is located in State Water Plan watershed 2-B and is classified for High Quality-Cold Water and Migratory Fish, 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 MGD (stormwater).

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges
- Best Management Practices (BMPs)
- Routine Inspections
- Preparedness, Prevention and Contingency (PPC) Plan
- Stormwater Monitoring Requirements

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

The EPA Waiver is in effect.

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

**PA0020885**, Sewage, SIC Code 4952, **Mechanicsburg Borough**, 36 West Allen Street, Mechanicsburg, PA 17055. Facility Name: Mechanicsburg STP. This existing facility is located in Mechanicsburg Borough, **Cumberland County**.

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

The receiving stream(s), Conodoguinet Creek, is located in State Water Plan watershed 7-B and is classified for Warm Water and Migratory Fish, 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 2.08 MGD.

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.45	XXX	1.48
CBOD <sub>5</sub>	433	693	XXX	25	40	50
		Wkly Avg			Wkly Avg	
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	520	780	XXX	30	45	60
		Wkly Avg			Wkly Avg	
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Ammonia-Nitrogen						
May 1—Oct 31	156	XXX	XXX	9.0	XXX	18
Nov 1—Apr 30	277	XXX	XXX	16	XXX	32
Total Phosphorus	34	XXX	XXX	2.0	XXX	4.0
Total Copper	XXX	Report	XXX	XXX	Report	XXX

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

Parameters	Mass (lbs)		Minimum	Concentration (mg/l)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	37,990	XXX	XXX	XXX
Net Total Phosphorus	Report	5,065	XXX	XXX	XXX

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

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

- Chesapeake Bay Nutrient Monitoring
- Whole Effluent Toxicity Testing
- Stormwater Monitoring

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

The EPA Waiver is not in effect.

**PA0024457**, Sewage, SIC Code 4952, **Halifax Area Water & Sewer Authority Dauphin**, PO Box 443, Halifax, PA 17032—443. Facility Name: Halifax STP. This existing facility is located in Halifax Borough, **Dauphin County**.

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

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 6-C 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 0.21 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0 Max	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	44	70	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	53	79	XXX	30.0	45.0	60
Fecal Coliform (CFU/100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000



Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

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

- Stormwater Prohibition, Approval Contingencies, Proper Waste/solids Management, Restriction on receipt of hauled in waste under certain conditions and Chlorine minimization requirement

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

The EPA Waiver is in effect.

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

**PA0232823**, Industrial, SIC Code 1389, **Hydro Recovery LP**, 1975 Waddle Road, State College, PA 16803-1639.

Facility Name: HSF Manufacturing Blossburg. This proposed facility will be located in Blossburg Borough, **Tioga County**.

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

The receiving streams, Johnson Creek and Boone Run, are located in State Water Plan watershed 4-A and is classified for Cold Water Fishes, Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.288 MGD:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Report	XXX	XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	Report	XXX	18.0	36.0	45
Chemical Oxygen Demand (COD)	Report	Report	XXX	Report	Report	XXX
Total Suspended Solids	Report	Report	XXX	61.3	216.0	270
Total Dissolved Solids	Report	Report	XXX	500.0	1,000.0	1,250
Oil and Grease	Report	Report	XXX	15.0	XXX	30.0
Ammonia-Nitrogen	Report	XXX	XXX	4.96	9.92	12.4
Aluminum, Total	1.27	2.54	XXX	0.53	1.06	1.325
Barium, Total	Report	Report	XXX	10.0	20.0	25
Cadmium, Total (µg/L)	1.90	3.81	XXX	0.795	1.59	1.98
Copper, Total	0.21	0.33	XXX	0.757	0.865	1.89
Iron, Dissolved	XXX	XXX	XXX	XXX	XXX	7.0
Iron, Total (µg/L)	0.74	1.48	XXX	310.0	620.0	775
Manganese, Total (µg/L)	0.81	1.63	XXX	340.0	680.0	850
Strontium, Total	Report	Report	XXX	10.0	20.0	25
Zinc, Total	Report	Report	XXX	0.420	0.497	1.05
o-Cresol	Report	Report	XXX	0.561	1.92	2.4
2,4,6-Trichlorophenol	Report	Report	XXX	0.106	0.155	0.26
Phenol	Report	Report	XXX	1.08	3.65	4.56
Acetone	Report	Report	XXX	7.97	30.2	37.75
Acetophenone	Report	Report	XXX	0.056	0.114	0.14
alpha-BHC (pCi/L)	XXX	XXX	XXX	0.041	0.082	0.102
Benzene	Report	Report	XXX	Report	Report	XXX
Benzidine (µg/L)	0.002	0.004	XXX	0.001	0.002	0.0025
beta-BHC (pCi/L)	XXX	XXX	XXX	0.143	0.286	0.357
Chloride	Report	Report	XXX	250.0	500.0	625
2-Butanone	Report	Report	XXX	1.85	4.81	6.01
N-Nitrosodiphenylamine	Report	Report	XXX	Report	Report	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
p-Cresol	Report	Report	XXX	0.205	0.698	0.87
Pyridine	Report	Report	XXX	0.182	0.370	0.455

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

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen	Report	0.0			
Net Total Phosphorus	Report	0.0			

The proposed effluent limits for Outfalls 002 & 003 are based on a design flow of 0.0 MGD:

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids						
Other Stormwater	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease						
Other Stormwater	XXX	XXX	XXX	XXX	Report	XXX

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

- Chesapeake Bay Nutrient Requirements
- WQM Application Submission
- Chemical Additives
- Requirements Applicable to Stormwater Outfalls
- Process Area Stormwater

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

The EPA Waiver is in effect.

**PA0027171**, Sewage, SIC Code 4952, **Municipal Authority of the Town of Bloomsburg**, 301 E 2nd Street, Bloomsburg, PA 17815-1963. Facility Name: Bloomsburg Municipal Authority Wastewater Treatment Plant. This existing facility is located in Town of Bloomsburg, **Columbia County**.

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

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 5-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 4.29 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</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	9.0	XXX
Dissolved Oxygen	XXX	XXX	Report	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	890	1,430	XXX	25	40	50
Total Residual Chlorine (TRC)						
(Interim)	XXX	XXX	XXX	0.78	XXX	4.0
(Final)	XXX	XXX	XXX	0.35	XXX	1.16
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	1,070	1,610	XXX	30	45	60
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Fecal Coliform (CFU/100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ammonia-Nitrogen	Report	XXX	XXX	Geo Mean Report	XXX	XXX
Antimony, Total (µg/L)	Report	Report	XXX	Report	Report	XXX
Cobalt, Total	5.36	10.73	XXX	0.15	0.30	0.37
Copper, Total (Interim)	Report	Report	XXX	Report	Report	XXX
Copper, Total (µg/L) (Final)	0.97	1.94	XXX	27.24	54.48	68.1
Acrolein (µg/L)	Report	Report	XXX	Report	Report	XXX
Acrylonitrile (µg/L)	Report	Report	XXX	Report	Report	XXX
3,4-Benzofluoranthene (µg/L)	Report	Report	XXX	Report	Report	XXX
Vinyl Chloride (µg/L)	Report	Report	XXX	Report	Report	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>	
Ammonia—N	Report	Report	XXX	Report	XXX	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Net Total Nitrogen <sup>3</sup>	Report	78,355	XXX	XXX	XXX	XXX
Net Total Phosphorus <sup>3</sup>	Report	10,447	XXX	XXX	XXX	XXX

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

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

The EPA Waiver is not in effect.

**PA0112054 A-2**, Sewage, SIC Code 4952, **Lycoming County Water & Sewer Authority**, PO Box 186, Montoursville, PA 17754-0186. Facility Name: Mifflin Manor Development STP. This existing facility is located in Mifflin Township, **Lycoming County**.

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

The receiving stream(s), Larrys Creek, is located in State Water Plan watershed 10-A and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0132 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</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
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	0.05
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25	XXX	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Maximum	
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is in effect.

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

**PA0264679**, Industrial, SIC Code 4941, **West Freedom Water Association, Inc.**, 2891 Route 368, Parker, PA 16049. Facility Name: West Freedom Water Association WTP. This proposed facility is located in Perry Township, **Clarion County**.

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

The receiving stream, an Unnamed Tributary to the Clarion River, is located in State Water Plan watershed 17-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.000455 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	6.0	XXX	9.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	Max 60.0	75
Total Dissolved Solids	Report	Report	XXX	Report	Report	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	10
Iron, Total	XXX	XXX	XXX	2.0	4.0	5
Manganese, Total	XXX	XXX	XXX	1.0	2.0	2.5

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

- Requirement to Use eDMR System
- Chapter 95 Treatment Requirements
- Chemical Additives

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

The EPA Waiver is in effect.

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

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

**WQM Permit No. 3279406 A-8**, Sewage, **Indiana Borough Indiana County**, 80 N 8th Street, Indiana, PA 15701.

This existing facility is located in Center Township, **Indiana County**.

Description of Proposed Action/Activity: Installation of new sludge dewatering facilities at the Indiana Borough Waste Water Treatment plant.

**WQM Permit No. 6316409**, Sewage, **Gregory Lawrence**, 286 Mcclay Road, Washington, PA 15301.

This proposed facility is located in Canton Township, **Washington County**.

Description of Proposed Action/Activity: Construction of a single residence sewage treatment plant consisting of a Norweco Singulair Model 960 Aerobic Unit and a Salcor 3G Ultra-Violet Disinfection Unit.

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

**WQM Permit No. 5217401**, Sewage, **Pike County Environmental Inc.**, PO Box 127, Matamoras, PA 18336.

This proposed facility is located in Westfall Township, **Pike County**.

Description of Proposed Action/Activity: Replacement/modification of an existing Aeration Lagoon's liner system, with replacement groundwater monitoring well.

**WQM Permit No. 4817401**, Sewage, **Stockertown Borough Northampton County**, 209 Main Street, Stockertown, PA 18083-4000.

This proposed facility is located in Stockertown Borough, **Northampton County**.

Description of Proposed Action/Activity: The proposed improvement is for the installation of an additional UV module to their existing UV channel.

## **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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD460006	Toll PA XIV LP 250 Gilbralter Road Horsham, PA 19044	Montgomery	Whitemarsh Township	Schuylkill River WWF
PAD460003	Dollar General Green Lane, LLC 261 Summit Boulevard Suite 110 Birmingham, AL 35243	Montgomery	Marlborough Township	Unnamed Tributary to Unami Creek HQ-TSF-MF

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

*Carbon County Conservation District, 5664 Interchange Road, Lehighon, PA 18235-5114.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD130002	Carbon County P.O. Box 129 Jim Thorpe, PA 18229	Carbon	Nesquehoning Borough	Jeans Run (HQ-CWF, MF) Nesquehoning Creek (HQ-CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390017	PPL Electric Utilities Corporation 2 North 9th St., GENN4 Allentown, PA 18101	Lehigh	City of Allentown and Salisbury Township	Trout Creek (HQ-CWF, MF) UNT to Trout Creek (HQ-CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450015	Walmart Stores, Inc. 2001 S.E. 10th St. Bentonville, AR 72716-5570	Monroe	Coolbaugh Township	Polly's Run (HQ-CWF, MF)

*Susquehanna County Conservation District, 88 Chenango Street, Montrose, PA 18801.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD580002	New Milford Dollar General 361 Summit Blvd, Suite 110 Birmingham, AL 35201	Susquehanna	New Milford Borough	Salt Lick Creek (HQ-CWF, MF)

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

<i>Permit No.</i>	<i>Applicant &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAD630008	Team Rahal of Canonsburg, Inc. 2610 Washington Road Canonsburg, PA 15317	Washington County	North Strabane Township	UNT to Little Chartiers Creek (HQ-WWF)

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


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PAG-12                      CAFOs

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**CAFO Notices of Intent Received**


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

**PAG123836, CAFO, Hemlock Lane Farm CAFO**, 121 Hemlock Lane, Williamsburg, PA 16693.

This proposed facility will be located in Catherine Township, **Blair County**.

Description of Size and Scope of Proposed Operation/Activity: 714.28 AEU/Poultry (Layer), Swine (Finishing), Horses.

The receiving streams, Roaring Run, classified for: WWF, Trib 16105 to Yellow Spring Run, classified for: WWF, Trib 16106 to Frankstown Branch Juniata River, classified for: WWF; all in watershed 11-A.

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

**PA0261726, CAFO, Lester Martin Duck Operation**, 415 East Old York Rd, Carlisle, PA 17015.

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

Description of Size and Scope of Proposed Operation/Activity: 135.28 AEU/Poultry (Duck).

The receiving streams, Yellow Breeches, a high quality (HQ) stream, classified for: HQ-CWF; all in watershed 7-E.

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

**PAG123613, CAFO, Smith Station Acres LLC**, 1871 Smith Station Rd, Carlisle, PA 17632.

This proposed facility will be located in Heidelberg Township, **York County**.

Description of Size and Scope of Proposed Operation/Activity: 702.54 AEU/Poultry (Turkey), Swine (Nursery), Goats.

The receiving streams, Porters Creek, classified for: WWF, and Trib 08221 to Oil Creek, classified for: WWF; all in watershed 7-F.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES

permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

**PAG123741, CAFO, Delmar Martin Poultry Operation**, 1375 West Route 897, Denver, PA 17517.

This proposed facility will be located in West Cocalico Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: 502.57 AEU/Swine (Grow-finish), Beef (Finishing cattle), Poultry (Light broiler).

The receiving streams, Trib 07736 to Cocalico Creek, classified for: WWF; all in watershed 7-J.

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

**PAG123645, CAFO, Sloat Crane Poultry Farm**, 118 Bentz Mill Rd, East Berlin, PA 17316.

This proposed facility will be located in Conewago Township, **York County**.

Description of Size and Scope of Proposed Operation/Activity: 573.73 AEU/Poultry (Turkey).

The receiving streams, North Branch Bermudian Creek, classified for: WWF; all in watershed 7-F.

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

**PAG123626, CAFO, Hershey Farms CAFO**, 338 Sunnysburn Rd, Elizabethtown, PA 17022.

This proposed facility will be located in Mount Joy Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: 786.51 AEU/Poultry (Broilers), Swine (Wean to Finish).

The receiving streams, UNT 07966 to Little Chickies Creek, classified for: TSF, Conewago Creek, classified for: TSF; all in watershed 7-G.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES

permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

**PAG123720**, CAFO, **Clifford Zimmerman CAFO**, 2993 Mill Road, Elizabethtown, PA 17022.

This proposed facility will be located in Conewago Township, **Dauphin County**.

Description of Size and Scope of Proposed Operation/Activity: 335.98 AEU/Poultry (Broiler).

The receiving streams, Brills Run, classified for: TSF; all in watershed 7-G.

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

**PAG123705**, CAFO, **Gress Swine Farm**, 792 Lick Hollow Rd, Harrisonville, PA 17228.

This proposed facility will be located in Licking Creek Township, **Fulton County**.

Description of Size and Scope of Proposed Operation/Activity: 732.04 AEU/Swine (Finish), Beef (Cattle, cow/calf pairs, heifers, steers, bulls).

The receiving streams, Tonoloway Creek, classified for: WWF, Licking Creek, classified for: CWF; all in watershed 13-B.

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

**PAG123714**, CAFO, **Mor-T-Do Farm CAFO**, 5292 Pleasant Ridge Rd, Needmore, PA 17238.

This proposed facility will be located in Belfast, **Fulton County**.

Description of Size and Scope of Proposed Operation/Activity: 364.96 AEU/Swine (Grow—Finish), Beef (Cattle).

The receiving streams, Foster Creek, classified for: WWF, Joes Run, classified for: CWF; all in watershed 13-B.

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

**PAG123727**, CAFO, **Kenneth Meck Farm CAFO**, 1503 Beaver Valley Rd, Willow St, PA 17584.

This proposed facility will be located in Strasburg Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: 356.87 AEU/Poultry (Pullet), Beef (Finishing Cattle).

The receiving streams, Big Beaver Creek, classified for: TSF, Little Beaver Creek, classified for: TSF, Pequea Creek, classified for: WWF; all in watershed 7-K.

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

**PAG123577**, CAFO, **Tuscarora Farms LLC**, 13938 Creek Rd, Willow Hill, PA 17571.

This proposed facility will be located in Metal Township, **Franklin County**.

Description of Size and Scope of Proposed Operation/Activity: 865.23 AEU/Swine (Wean—Finish).

The receiving streams, West Branch Conococheague Creek, classified for: CWF; all in watershed 13-C.

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

**PAG123847**, CAFO, **Wetzel Farm**, 2450 Mummasburg Rd, Gettysburg, PA 17325.

This proposed facility will be located in Franklin Township, **Adams County**.

Description of Size and Scope of Proposed Operation/Activity: 415.22 AEU/Dairy (Cattle, Calves), Goats, Poultry (Turkeys).

The receiving streams, Mummasburg Run, classified for: CWF, Marsh Creek, classified for: CWF; all in watershed 13-D.

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

**PAG123845**, CAFO, **Keith Musser Turkey Operation**, 300 Evergreen Rd, New Bloomfield, PA 17068.

This proposed facility will be located in Carroll Township, **Perry County**.

Description of Size and Scope of Proposed Operation/Activity: 443.6 AEU/Poultry (Turkeys).

The receiving streams, UNT 11028, classified for: WWF; all in watershed 7-A.

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

**PAG123844**, CAFO, **Fulton County Farm**, East Dutch Corner Rd, McConnellsburg, PA 17233.

This proposed facility will be located in Dublin Township, **Fulton County**.

Description of Size and Scope of Proposed Operation/Activity: 346.82 AEU/Poultry (Turkeys).

The receiving streams, Licking Creek, classified for: CWF; all in watershed 13-B.

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

**PAG123846**, CAFO, **Matt Martin Poultry Operation**, 1282 Lebanon Rd, Manheim, PA 17545.

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

Description of Size and Scope of Proposed Operation/Activity: 244.66 AEU/Poultry (Broilers).

The receiving streams, Rife Run, classified for: WWF; all in watershed 7-G.

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

**PAG123726**, CAFO, **Carsonville Farms**, 2716 Powell Valley Rd, Halifax, PA 17032.

This proposed facility will be located in Jackson Township, **Dauphin County**.

Description of Size and Scope of Proposed Operation/Activity: 571.98 AEU/Poultry (Pullets), Swine (Grow—Finish).

The receiving streams, UNT 16748 to North Folk Powells Creek, classified for: CWF; all in watershed 6-C.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES

permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

**PAG123617**, CAFO, **Chick Valley Farm**, 1170 Brene-man Rd, Conestoga, PA 17516.

This proposed facility will be located in Manor Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: 400.73 AEU/Poultry (Pullets).

The receiving streams, Indian Run, classified for: WWF, Witmer Run, classified for: WWF; all in watershed 7-J.

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

**PAG123620**, CAFO, **Werner Acres, LLC**, 897 North Lancaster St, Jonestown, PA 17038.

This proposed facility will be located in Swatara Township, **Lebanon County**.

Description of Size and Scope of Proposed Operation/Activity: 862.33 AEU/Poultry (Turkeys), Rabbits.

The receiving streams, Swatara Creek, classified for: WWF, Little Swatara Creek, classified for: WWF, Oil Creek, classified for: WWF, Monroe Creek, classified for: WWF; all in watershed 7-D.

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

**PAG123595**, CAFO, **Spring Pond Farm, LLC**, 92 Deck Rd, Womelsdorf, PA 19567.

This proposed facility will be located in Tulpehocken Township, **Berks County**.

Description of Size and Scope of Proposed Operation/Activity: 378.90 AEU/Poultry (Layer), Beef (Cattle).

The receiving streams, Tulpehocken Creek, classified for: CWF; all in watershed 3-C.

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



**PAG123711, CAFO, Furnace Hill Farm**, 258 Albright Rd, Newmanstown, PA 17073.

This proposed facility will be located in Heidelberg Township, **Lebanon County**.

Description of Size and Scope of Proposed Operation/Activity: 346.06 AEU/Swine (Sow, Farrow thru Wean).

The receiving streams, Mill Creek, classified for: TSF; all in watershed 3-C.

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

**PAG123646, CAFO, Bethel/Lynn Duck Farm**, 1301 Airport Rd, Bethel, PA 19507.

This proposed facility will be located in Bethel Township, **Berks County**.

Description of Size and Scope of Proposed Operation/Activity: 47.40 AEU/Poultry (Ducks).

The receiving streams, UNT to Little Swatara Creek, classified for: CWF; all in watershed 7-D.

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

**PAG123623, CAFO, Future View Farm**, 13 Radcliff Rd, Willow Street, PA 17584.

This proposed facility will be located in Pequea Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: 595.46 AEU/Swine (Finishing), Goats (Doe, Kids).

The receiving streams, UNT 07470 to Pequea Creek, classified for: WWF, Goods Run, classified for: TSF, Pequea Creek, classified for: WWF, Huber Run, classified for: CWF, Silver Mine Run, classified for: TSF, Big Beaver Creek, classified for: TSF; all in watershed 7-K, Conestoga River, classified for: WWF; in watershed 7-J.

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

**PAG123633, CAFO, Douglas E. Rohrer Farm**, 1728 Bridge Rd, Lancaster, PA 17602.

This proposed facility will be located in West Lampeter Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: 582.75 AEU/Poultry (Layer).

The receiving streams, Conestoga River, classified for: WWF, Big Spring Run, classified for: WWF, Mill Creek, classified for: WWF, all in watershed 7-J, Pequea Creek, classified for: WWF, Goods Run, classified for: TSF; all in watershed 7-K, East Branch Toms Run, classified for: TSF; in watershed 7-I.

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

**PAG123792, CAFO, Yippee! Farms**, 1103 Iron Bridge Rd, Mount Joy, PA 17552.

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

Description of Size and Scope of Proposed Operation/Activity: 3,678.29 AEU/Dairy (Cows, Calves, Heifers).

The receiving streams, Little Chiques Creek, classified for: TSF, Donegal Creek, classified for: TSF; all in watershed 7-G.

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

**PAG123806, CAFO, Rohrer Farm, LLC**, 750 Doe Run Rd, Lititz, PA 17543.

This proposed facility will be located in Penn and Warwick Townships, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: 2,115.72 AEU/Poultry (Layer, Pullets) Swine (Sows, Gilts, Boars).

The receiving streams, Lititz Run, classified for: WWF; all in watershed 7-J.

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

**PAG123719, CAFO, Sensenig Poultry CAFO**, 114 Huckleberry Rd, Jonestown, PA 17038.

This existing facility is located in Union Township, **Lebanon County**.

Description of Size and Scope of Existing Operation/Activity: 340.19 AEU/Poultry (Broiler).

The receiving stream, Swatara Creek, classified for: WWF; all in watershed 7-D.

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

**PAG123649, CAFO, Mountain Breeze Duck Farm,** 8069 Spring Rd, Bernville, PA 19506.

This proposed facility will be located in Upper

Tulpehocken Township, **Berks County.**

Description of Size and Scope of Proposed Operation/Activity: 245.05 AEU/Poultry (Ducks).

The receiving streams, Little Northkill Creek, classified for: CWF; all in watershed 3-C.

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

**STATE CONSERVATION COMMISSION**

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

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

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

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

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

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/New</i>
Steve Good 1415 Lime Valley Rd Lancaster, PA 17602	Lancaster	77.7	450.45	Broiler/Heifer	NA	R
Leroy Troester Jr Troester Dairy 175 Cannon Road Mifflinburg PA 17844	Union	986.3	2,146.5	Dairy	HQ	Renewal
Hamilton Farm, LLC Drew and Karen Derstein Mailing: 10049 Ferguson Valley Road Lewistown, PA 17044 Location: Sawmill Road Beavertown, PA 17813	Snyder	130.1 0 for manure	756.74	Swine	Partially in an HQ	Renewal

## PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

### SAFE DRINKING WATER

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

*Central Office: Bureau Director, Safe Drinking Water, P.O. Box 8467, Harrisburg, PA 17105-8467.*

**Permit No. [9996014]**, Public Water Supply.

Applicant	[ <b>Chemung Spring Water Company</b> ]
[Township or Borough]	[Chemung, New York]
Responsible Official	[Deborah Eames, Chief Financial Officer]
Type of Facility	[Out of State Bottled Water System]
Application Received Date	[January 13, 2017]
Description of Action	[Applicant requesting public water supply permit transfer amendment. Company was sold to Culligan Water and name changed to Chemung Bottled Water from Culligan.]

**Permit No. [9996596]**, Public Water Supply.

Applicant	[ <b>CG Roxane LLC</b> ]
[Township or Borough]	[Johnstown, New York]

Responsible Official	[Anne-Sophia Boizard, Quality Assurance Manager]
Type of Facility	[Out of State Bottled Water System]
Application Received Date	[January 13, 2017]
Description of Action	[Applicant requesting Department approval to use 2 new boreholes that access their existing spring water source. Bottled water to be sold in Pennsylvania under the brand names: Roxane Mountain Spring Water, Crystal Geysers Natural Alpine Spring Water and 365 Spring Water.]

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

**Application No. 1717501—Construction—Public Water Supply.**

Applicant	<b>Aqua Pennsylvania, Inc.</b>
Township/Borough	Sandy Township
County	<b>Clearfield</b>
Responsible Official	Patrick R. Burke 204 East Sunbury St. Shamokin, PA 17872-0909
Type of Facility	Public Water Supply
Consulting Engineer	Melissa M. Harrison GHD 1240 North Mountain Rd. Harrisburg, PA 17112
Application Received	1/27/2017
Description of Action	Add orthophosphate feed system to Bimini Well Station.

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

**Permit Application No. 3217501**, Public Water Supply.

Applicant	<b>Indiana County Municipal Services Authority</b> 602 Kolter Drive Indiana, PA 15701
[Township or Borough]	Center Township
Responsible Official	Michael Duffalo, Executive Director Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701
Type of Facility	Lucerne water system
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street PO Box 853 Latrobe, PA 15650
Application Received Date	January 5, 2017

Description of Action	Painting/rehabilitation and the installation of a mixing system at the Lucerne water storage tank.	Responsible Official	Michael Duffalo, Executive Director Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701
<b>Permit Application No. 3217502</b> , Public Water Supply.			
Applicant	<b>Indiana County Municipal Services Authority</b> 602 Kolter Drive Indiana, PA 15701	Type of Facility	Coy water system
[Township or Borough]	Center Township	Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street PO Box 853 Latrobe, PA 15650
Responsible Official	Michael Duffalo, Executive Director Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701	Application Received Date	January 5, 2017
Type of Facility	Lucerne water system	Description of Action	Painting/rehabilitation and the installation of a mixing system at the Luciousboro water storage tank.
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street PO Box 853 Latrobe, PA 15650	<b>Permit Application No. 3217505</b> , Public Water Supply.	
Application Received Date	January 5, 2017	Applicant	<b>Indiana County Municipal Services Authority</b> 602 Kolter Drive Indiana, PA 15701
Description of Action	Rehabilitation of the Lucerne pump station.	[Township or Borough]	Center Township
<b>Permit Application No. 3217503</b> , Public Water Supply.			
Applicant	<b>Indiana County Municipal Services Authority</b> 602 Kolter Drive Indiana, PA 15701	Responsible Official	Michael Duffalo, Executive Director Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701
[Township or Borough]	Center Township	Type of Facility	Coy water system
Responsible Official	Michael Duffalo, Executive Director Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701	Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street PO Box 853 Latrobe, PA 15650
Type of Facility	Coy water system	Application Received Date	January 5, 2017
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street PO Box 853 Latrobe, PA 15650	Description of Action	Rehabilitation of the Coy pump station.
Application Received Date	January 5, 2017	<b>Permit Application No. 3217506</b> , Public Water Supply.	
Description of Action	Painting/rehabilitation and the installation of a mixing system at the Waterman water storage tank.	Applicant	<b>Indiana County Municipal Services Authority</b> 602 Kolter Drive Indiana, PA 15701
<b>Permit Application No. 3217504</b> , Public Water Supply.			
Applicant	<b>Indiana County Municipal Services Authority</b> 602 Kolter Drive Indiana, PA 15701	[Township or Borough]	Center Township
[Township or Borough]	Center Township	Responsible Official	Michael Duffalo, Executive Director Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701
Type of Facility	Coy water system	Type of Facility	Coy water system
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street PO Box 853 Latrobe, PA 15650	Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street PO Box 853 Latrobe, PA 15650

Application Received Date January 5, 2017  
 Description of Action Rehabilitation of the Luciousboro pump station.

**Permit Application No. 3217508**, Public Water Supply.

Applicant **Indiana County Municipal Services Authority**  
 602 Kolter Drive  
 Indiana, PA 15701

[Township or Borough] Center Township  
 Responsible Official Michael Duffalo, Executive Director  
 Indiana County Municipal Services Authority  
 602 Kolter Drive  
 Indiana, PA 15701

Type of Facility Crooked Creek water system  
 Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
 1004 Ligonier Street  
 PO Box 853  
 Latrobe, PA 15650

Application Received Date January 9, 2017  
 Description of Action Painting/rehabilitation and the installation of a mixing system at the Aultman water storage tank.

**Permit Application No. 3217509**, Public Water Supply.

Applicant **Indiana County Municipal Services Authority**  
 602 Kolter Drive  
 Indiana, PA 15701

[Township or Borough] Young Township  
 Responsible Official Michael Duffalo  
 Executive Director  
 Indiana County Municipal Services Authority  
 602 Kolter Drive  
 Indiana, PA 15701

Type of Facility Crooked Creek water system  
 Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
 1004 Ligonier Street  
 PO Box 853  
 Latrobe, PA 15650

Application Received Date January 9, 2017  
 Description of Action Painting/rehabilitation and the installation of a mixing system at the Coal Run water storage tank.

**Permit Application No. 3217510**, Public Water Supply.

Applicant **Indiana County Municipal Services Authority**  
 602 Kolter Drive  
 Indiana, PA 15701

[Township or Borough] Young Township

Responsible Official Michael Duffalo, Executive Director  
 Indiana County Municipal Services Authority  
 602 Kolter Drive  
 Indiana, PA 15701

Type of Facility Crooked Creek water system  
 Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
 1004 Ligonier Street  
 PO Box 853  
 Latrobe, PA 15650

Application Received Date January 9, 2017  
 Description of Action Painting/rehabilitation and the installation of a mixing system at the McIntyre water storage tank.

**Permit Application No. 3217511**, Public Water Supply.

Applicant **Indiana County Municipal Services Authority**  
 602 Kolter Drive  
 Indiana, PA 15701

[Township or Borough] Young Township  
 Responsible Official Michael Duffalo, Executive Director  
 Indiana County Municipal Services Authority  
 602 Kolter Drive  
 Indiana, PA 15701

Type of Facility Crooked Creek water system  
 Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
 1004 Ligonier Street  
 PO Box 853  
 Latrobe, PA 15650

Application Received Date January 9, 2017  
 Description of Action Painting/rehabilitation and the installation of a mixing system at the Iselin water storage tank.

**Permit Application No. 3217512**, Public Water Supply.

Applicant **Indiana County Municipal Services Authority**  
 602 Kolter Drive  
 Indiana, PA 15701

[Township or Borough] Young Township  
 Responsible Official Michael Duffalo  
 Executive Director  
 Indiana County Municipal Services Authority  
 602 Kolter Drive  
 Indiana, PA 15701

Type of Facility Crooked Creek water system  
 Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
 1004 Ligonier Street  
 PO Box 853  
 Latrobe, PA 15650

Application Received Date January 9, 2017

Description of Action Rehabilitation of the Coal Run pump station.

**Permit Application No. 3217513**, Public Water Supply.

Applicant **Indiana County Municipal Services Authority**  
602 Kolter Drive  
Indiana, PA 15701

[Township or Borough] White Township

Responsible Official Michael Duffalo  
Executive Director  
Indiana County Municipal Services Authority  
602 Kolter Drive  
Indiana, PA 15701

Type of Facility Crooked Creek water system

Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
PO Box 853  
Latrobe, PA 15650

Application Received Date January 9, 2017

Description of Action Rehabilitation of the Mary Ann Hill pump station.

**Permit Application No. 3217514**, Public Water Supply.

Applicant **Indiana County Municipal Services Authority**  
602 Kolter Drive  
Indiana, PA 15701

[Township or Borough] White Township

Responsible Official Michael Duffalo  
Executive Director  
Indiana County Municipal Services Authority  
602 Kolter Drive  
Indiana, PA 15701

Type of Facility Crooked Creek water system

Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
PO Box 853  
Latrobe, PA 15650

Application Received Date January 9, 2017

Description of Action Rehabilitation of the Ernest pump station.

**Permit Application No. 3217515**, Public Water Supply.

Applicant **Indiana County Municipal Services Authority**  
602 Kolter Drive  
Indiana, PA 15701

[Township or Borough] White Township

Responsible Official Michael Duffalo  
Executive Director  
Indiana County Municipal Services Authority  
602 Kolter Drive  
Indiana, PA 15701

Type of Facility Crooked Creek water system

Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
PO Box 853  
Latrobe, PA 15650

Application Received Date January 9, 2017

Description of Action Installation of the Grove Chapel water storage tank which includes a mixing system and the installation of an 8-inch diameter waterline to supply the new tank.

**Permit Application No. 3217516**, Public Water Supply.

Applicant **Indiana County Municipal Services Authority**  
602 Kolter Drive  
Indiana, PA 15701

[Township or Borough] White Township

Responsible Official Michael Duffalo  
Executive Director  
Indiana County Municipal Services Authority  
602 Kolter Drive  
Indiana, PA 15701

Type of Facility Crooked Creek water system

Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
PO Box 853  
Latrobe, PA 15650

Application Received Date January 9, 2017

Description of Action Installation of a new intake screen along Crooked Creek, raw water pumps and the installation of 12-inch diameter raw water transmission main.

#### MINOR AMENDMENT

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

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

#### Application No. 5217501MA, Minor Amendment.

Applicant **Aqua Pennsylvania, Inc.**  
1775 N. Main St.  
Honesdale, PA 18431

[Township or Borough] Lackawanna Township  
**Pike County**

Responsible Official Paul Brindle  
Operations Manager  
Aqua Pennsylvania, Inc.  
1775 N. Main St.  
Honesdale, PA 18431

Type of Facility Public Water Supply

Consulting Engineer Steven Riley, PE  
Entech Engineering, Inc.  
201 Penn St.  
Reading, PA 19603

Application Received Date 1/26/2017

Description of Action Proposed construction of a 250,000 gallon elevated tank to replace an existing 189,000 gallon tank used for distribution storage.

**Application No. 3517501MA, Minor Amendment.**

Applicant **Aqua Pennsylvania, Inc.**  
1775 N. Main St.  
Honesdale, PA 18431

[Township or Borough] Thornhurst Township  
**Lackawanna County**

Responsible Official Paul Brindle  
Operations Manager  
Aqua Pennsylvania, Inc.  
1775 N. Main St.  
Honesdale, PA 18431

Type of Facility Public Water Supply

Consulting Engineer Steven Riley, PE  
Entech Engineering, Inc.  
201 Penn St.  
Reading, PA 19603

Application Received Date 1/18/2017

Description of Action Proposed construction of a 60,000 gallon tank and booster pump station to replace the existing storage tank and booster pump station at the main well site.

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

**Application No. 3217507MA, Minor Amendment.**

Applicant **Indiana County Municipal Services Authority**  
602 Kolter Drive  
Indiana, PA 15701

[Township or Borough] Center Township

Responsible Official Michael Duffalo  
Executive Director  
Indiana County Municipal Services Authority  
602 Kolter Drive  
Indiana, PA 15701

Type of Facility Coy water system

Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
PO Box 853  
Latrobe, PA 15650

Application Received Date January 5, 2017

Description of Action Installation of the Luciousboro pressure reducing vault (will replace existing vault).

**Application No. 3217517MA, Minor Amendment.**

Applicant **Indiana County Municipal Services Authority**  
602 Kolter Drive  
Indiana, PA 15701

[Township or Borough] White Township

Responsible Official Michael Duffalo  
Executive Director  
Indiana County Municipal Services Authority  
602 Kolter Drive  
Indiana, PA 15701

Type of Facility Crooked Creek water system

Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
PO Box 853  
Latrobe, PA 15650

Application Received Date January 9, 2017

Description of Action Installation of approximately 4,540 feet of 12-inch diameter waterline (Creekside).

**Application No. 3217518MA, Minor Amendment.**

Applicant **Indiana County Municipal Services Authority**  
602 Kolter Drive  
Indiana, PA 15701

[Township or Borough] White Township

Responsible Official Michael Duffalo  
Executive Director  
Indiana County Municipal Services Authority  
602 Kolter Drive  
Indiana, PA 15701

Type of Facility Crooked Creek water system

Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
PO Box 853  
Latrobe, PA 15650

Application Received Date January 9, 2017

Description of Action Installation of approximately 6,500 feet of 8-inch diameter waterline along Brown Road.

**Application No. 3217519MA, Minor Amendment.**

Applicant **Indiana County Municipal Services Authority**  
602 Kolter Drive  
Indiana, PA 15701

[Township or Borough] White Township  
 Responsible Official Michael Duffalo  
 Executive Director  
 Indiana County Municipal  
 Services Authority  
 602 Kolter Drive  
 Indiana, PA 15701

Type of Facility Crooked Creek water system  
 Consulting Engineer Gibson-Thomas Engineering Co.,  
 Inc.  
 1004 Ligonier Street  
 PO Box 853  
 Latrobe, PA 15650

Application Received January 9, 2017  
 Date

Description of Action Relocation of the King Hill  
 pressure reducing vault.

**Application No. 3217520MA, Minor Amendment.**

Applicant **Indiana County Municipal  
 Services Authority**  
 602 Kolter Drive  
 Indiana, PA 15701

[Township or Borough] Conemaugh Township  
 Responsible Official Michael Duffalo  
 Executive Director  
 Indiana County Municipal  
 Services Authority  
 602 Kolter Drive  
 Indiana, PA 15701

Type of Facility Crooked Creek water system  
 Consulting Engineer Gibson-Thomas Engineering Co.,  
 Inc.  
 1004 Ligonier Street  
 PO Box 853  
 Latrobe, PA 15650

Application Received January 9, 2017  
 Date

Description of Action Installation of approximately 900  
 feet of 4-inch diameter waterline  
 along Darlene Drive and  
 installation of the Clarksburg  
 pressure reducing vault.

**Application No. 3217521MA, Minor Amendment.**

Applicant **Indiana County Municipal  
 Services Authority**  
 602 Kolter Drive  
 Indiana, PA 15701

[Township or Borough] Conemaugh Township  
 Responsible Official Michael Duffalo  
 Executive Director  
 Indiana County Municipal  
 Services Authority  
 602 Kolter Drive  
 Indiana, PA 15701

Type of Facility Crooked Creek water system  
 Consulting Engineer Gibson-Thomas Engineering Co.,  
 Inc.  
 1004 Ligonier Street  
 PO Box 853  
 Latrobe, PA 15650

Application Received January 9, 2017  
 Date

Description of Action Installation of approximately  
 15,200 feet of 8-inch waterline  
 (Saltsburg Road project) and the  
 installation of the Tunnelton  
 Road pressure reducing vault.

**Application No. 2617501MA, Minor Amendment.**

Applicant **National Pike Water  
 Authority**  
 PO Box 10  
 Markleysburg, PA 15459

[Township or Borough] Wharton Township  
 Responsible Official Richard Dennis, Chairman  
 National Pike Water Authority  
 PO Box 10  
 Markleysburg, PA 15459

Type of Facility Water system  
 Consulting Engineer McMillen Engineering, Inc.  
 115 Wayland Smith Drive  
 Uniontown, PA 15401

Application Received January 23, 2017  
 Date

Description of Action Installation of approximately  
 24,630 feet of waterline along  
 Chalk Hill Ohiopyle Road,  
 Nelson Road and Old Mill Road.

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

**Application No. 2514505-MA1, Minor Amendment.**

Applicant **Summit Township Water  
 Authority**

Township or Borough Summit Township  
 Responsible Official John Troutman  
 Authority Manager  
 Summit Township Water  
 Authority  
 1230 Townhall Road  
 Erie, PA 16509

Type of Facility Public Water Supply  
 Consulting Engineer August E Maas, P.E.  
 Greenman-Pedersen, Inc.  
 8 Gibson Street  
 North East, PA 16428

Application Received January 18, 2017  
 Date

Description of Action Install settling tank for  
 backwash recycling system.

**WATER ALLOCATIONS**

**Applications received under the act of June 24,  
 1939 (P.L. 842, No. 365) (35 P.S. §§ 631–641) relat-  
 ing to the Acquisition of Rights to Divert Waters  
 of the Commonwealth**

*Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335.*

**WA 16-1001A, Water Allocations. Pennsylvania  
 American Water Company, 425 Waterworks Road,  
 Clarion, PA 16214, Clarion Township, Clarion County.  
 Water Allocation Permit application requesting a modifi-**



cation to the existing water allocation permit to allow for the inclusion of Paint Township in the existing water distribution system. The permitted amount of 4.0 MGD from the Clarion River will remain the same.

**WA 20-1000A, Water Allocations. Cambridge Area Joint Authority**, 161 Carringer Street, Cambridge Springs, PA 16403, Borough of Cambridge Springs, **Crawford County**. Water Allocation Permit application requesting the right to purchase 42,100 gallons per day as an average daily flow rate from the Borough of Cambridge Springs.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995  
PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental

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

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

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

**Johnnies Fuel Service & Repair LLC Property**, 1417 Main Street, Dickson City Borough, **Lackawanna County**. Pennsylvania Tectonics, Inc., 723 Main Street, Archbald, PA 18403, on behalf of Johnnies Fuel Service & Repair, LLC, 1417 Main Street, Dickson City, PA 18519, submitted a Notice of Intent to Remediate. In June 2016, fuel oil # 2 impacted surficial soils at this site. The Notice of Intent to Remediate was published in *The Scranton Times* on December 5, 2016.

**Eastern Land & Trading, LLC Property**, Main Street and Page Avenue, Kingston Borough, **Luzerne County**. Pennsylvania Tectonics, Inc., 723 Main Street, Archbald, PA 18403, on behalf of Eastern Land & Trading, LLC, 53 Gravel Street, Wilkes-Barre, PA 18705, submitted a Notice of Intent to Remediate. Historical Act 2 remedial investigation found heavy metals, VOC and SVOC contamination in soils and groundwater at this site. The Notice of Intent to Remediate was published in *The Citizens Voice* on January 13, 2017.

**Clapper Property**, 951 Stump Pond Road, New Milford Township, **Susquehanna County**. Resource Environmental, 50 Maple Street, Montrose, PA 18801, on behalf of CB Excavating and Logging LLC, 2108 Lakeview Road, Susquehanna, PA 18847, submitted a Notice of Intent to Remediate. An undetermined volume of heating oil was released from an aboveground storage tank to surficial soils. The proposed future use of the property will be residential. The Notice of Intent to Remediate was published in *The Susquehanna County Independent* on January 25, 2017.

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

**Wheeler Property**, State College Borough, **Centre County**. DMS Environmental Services, LLC, 103 South Spring Street, Bellefonte, PA 16823, on behalf of Stephen Wheeler, 534 Glenn Road, State College, PA, has submitted a Notice of Intent to Remediate concerning remediation soils contaminated with fuel oil. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was published in the *Centre Daily Times* on January 27, 2017.

**Zimmer Development Company/ CVS Pharmacy Site**, City of Sunbury, **Northumberland County**. Letterle & Associates, Inc., 2022 Axemann Road, Suite 201, Bellefonte, PA 16823, on behalf of Zimmer Development Company, 111 Princess Street, Wilmington, NC, 28401, has submitted a Notice of Intent to Remediate concerning remediation of soil and groundwater contaminated with heating oil. The applicant proposes to remediate the site to meet the Statewide Health and Site Specific Standards. A summary of the Notice of Intent to Remediate was published in *The Daily Item* on January 13, 2017.

## DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

**Application(s) for Determination of Applicability administratively complete under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste.**

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

**General Permit No. WMGR081SW001. e-Loop LLC**, 2010 Borland Farm Road, Export, PA 15632. A determination of applicability under residual waste general permit for the processing and beneficial use of waste electronics in Municipality of Murrysville, **Westmoreland County**, was deemed administratively complete in the Regional Office on January 30, 2017.

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

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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

A person wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held,

if the Department, in its discretion, decides that a hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper, the *Pennsylvania Bulletin* or by telephone, when the Department determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate Department Regional Office.

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

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

### PLAN APPROVALS

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

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

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

**66-00001L: Proctor and Gamble Paper Products Co.** (P.O. Box 32, State Route 87 South, Mehoopany, PA 18629) for the installation and operation of one new diaper line at their facility in Washington Township, **Wyoming County**.

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

*Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.*

**42-004K: American Refining Group, Inc.** (77 North Kendall Avenue Bradford, PA 16701-1726), application received for revisions to their current operating permit in order to comply with RACT II requirements. Emissions from the facility will be reduced as a result of this project. Their existing Title V facility is located in the City of Bradford, **McKean County**.

**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.**

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

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

**49-00040B: Reagent Chemical & Research, Inc.** (145 Happy Hollow Road, Coal Township, PA 17866-7733) for the installation of a second adsorption tower to control the emission of hydrogen sulfide from the molten sulfur storage tank incorporated in the “biodegradable” skeet target production line at their facility located in Coal Township, **Northumberland County**. The Department of Environmental Protection’s (Department) review of the information submitted by Reagent Chemical & Research indicates that the air cleaning device to be installed will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants. Based on this finding, the Department proposes to issue a plan approval for the proposed installation. The air contaminant emissions from the source included in this project will not increase as a result of this action. The facility is a State Only facility. If the Department determines that the air cleaning device is installed and operated in compliance with the plan approval conditions and the specification of the application for Plan Approval 49-00040B, the requirements established in the plan approval will be incorporated into a state only operating permit pursuant to 25 Pa. Code § 127.421. 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.

**17-00017D: Rescar, Inc.** (450 Osborn Avenue, DuBois, PA 15801) has submitted an application to the Pennsylvania Department of Environmental Protection (PA DEP) for plan approval to authorized increases to the allowable 12-month rolling total emissions from the facility, and Source IDs P201 and P202. The facility is located in the City of DuBois and Sandy Township, **Clearfield County**. The proposed modification for emissions increases is due to an increase in business volume that may reportedly occur again in the future. The proposed modification is subject to the Best Available Technology (BAT) requirements of 25 Pa. Code §§ 127.1 and 127.12. The proposed emissions increases are as follows: An increase from 41.65 tons per year (tpy) for volatile organic compounds (VOCs) to 45.0 tpy from the railcar surface coating operations (Source IDs P201 and P202); An increase from 14.62 tpy for hazardous air pollutants (HAPs) to 21.0 tpy from the railcar surface coating operations (Source IDs P201 and P202); An increase from 1.89 tpy for VOCs to 3.0 tpy for VOCs from the surface coating cleanup operation (Source ID P203); An increase from 21.98 tpy for HAPs to 24.9 tpy for HAPs from all air contaminant sources at the facility. PA DEP’s review of the information submitted by the facility indicates that the proposed modification will comply with all applicable air quality regulatory requirements, including the BAT requirements. Based on the findings presented above, the Department proposes to issue a plan approval for the proposed construction. The following is a summary of the conditions that the Depart-

ment proposes to place in the plan approval to be issued to ensure compliance with all applicable air quality regulatory requirements. The plan approval includes the increased allowable 12-month rolling total emissions limitations for VOCs and HAPs (e.g. 45.0 tpy from Source IDs P201 and P202), as identified above. The facility is also required to monitor, keep records and report the emissions of VOCs and HAPs from all source at the facility to demonstrate compliance with the allowable 12-month rolling total emissions limitations. In accordance with 25 Pa. Code § 127.463, this authorization also incorporates the applicable requirements pertaining to Source IDs P201 through P203, as specified under 25 Pa. Code § 129.52d. If the Department determines that the proposed modification is carried out in compliance with the plan approval conditions including the specifications in the application, the plan approval conditions will be incorporated into the State Only (Synthetic Minor) Operating Permit SMOP 17-00017. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department’s North Central Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

**18-00034A: EPP Renewable Energy, LLC** (1605 N. Cedar Crest Blvd., Suite 509, Allentown, PA 18104) for the construction and operation of a landfill gas to energy facility consisting of three (3) 1,600 kilowatt landfill gas fired gas-fired reciprocating engine and generator sets at the Wayne Township Landfill located in Wayne Township, **Clinton County**. The Department’s review of the information submitted by EPP indicates that the engines will meet all applicable air quality regulatory requirements, including the Best Available Technology requirements of 25 Pa. Code §§ 127.1 and 127.12 pertaining to air contamination sources and the emission of air contaminants. The engines will meet the requirements Subpart ZZZZ of the National Emission Standards for Hazardous Air Pollutants for Source Categories, 40 CFR Sections 63.6580—63.6675 and Subpart JJJJ of the NSPS for Stationary Spark ignition Internal Combustion Engines, 40 CFR Sections 60.4230—60.4248. Based on these findings, the Department intends to approve the application and issue plan approval for the construction of the proposed engines.

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 specifications of the application for Plan Approval 18-00034A, the requirements established in the plan approval will be incorporated into a Title V operating permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450. The following is a brief description of the conditions that the Department proposes to place in the plan approval to ensure compliance with all applicable regulatory requirements:

1. Pursuant to the best available technology (BAT) requirements of 25 Pa. Code §§ 127.1 and 127.12, each engine is a 1,600 kilowatt CAT model 3520C lean burn landfill gas-fired engine.

2. Pursuant to BAT, the permittee shall not permit the following air contaminant emissions from the exhaust of each of the engines: (a) nitrogen oxides (NO<sub>x</sub>, expressed as NO<sub>2</sub>)—0.6 gram per brake horsepower hour and 13.01 tons in any 12 consecutive month period, (b) carbon monoxide (CO)—3.1 grams per brake horsepower hour and 67.11 tons in any 12 consecutive month period, (c)

total combined volatile organic compounds (VOC) 2.84 pounds per hour and 12.44 tons in any 12 consecutive month period, (d) sulfur oxides (SO<sub>x</sub>, expressed as SO<sub>2</sub>)—5.40 pounds per hour and 23.65 tons in any 12 consecutive month period, (e) particulate matter (PM/PM<sub>10</sub>)—4.75 pounds per hour and 20.81 tons in any 12 consecutive month period, (f) non-methane, non-ethane hydrocarbons (NMNEHC)—20 ppm as hexane corrected to 3% oxygen, (g) formaldehyde—0.396 gram per brake horsepower hour and 8.58 tons in any 12 consecutive month period

3. The permittee shall perform nitrogen oxide (NO<sub>x</sub>, expressed as NO<sub>2</sub>), carbon monoxide, volatile organic compound, particulate matter, sulfur oxides and formaldehyde stack tests upon the engine exhausts within 180 days from the initial operation to verify compliance with the emission limitations for the engines.

4. Pursuant to BAT, the permittee shall follow the manufacturer's each engine shall be equipped with instrumentation to monitor the exhaust temperature.

5. Pursuant to BAT, under no circumstance shall any landfill gas be vented directly to the atmosphere. The plan approval will include all regulatory requirements, including monitoring, recordkeeping and reporting requirements. 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.

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

*Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.*

**16-132L: Clarion Boards, Inc.** (143 Fiberboard Road, Shippensburg, PA 16254), for the proposed replacement of existing Durr RTO with a new TANN RTO; replacement of existing boiler with new Ness Dust Burner; construction of new dryer with fiber sifter; installation of 2 high efficiency cyclones to replace Turbosonic scrubber; construction of 4 Jenbacher reciprocating engines; installation of a new surplus wood dust collection system; limiting the existing hot oil boilers at the Laminate Plant to emergency use; and an increase in production from 140,000 mcf to 198,000 mcf in Paint Township, **Clarion County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the facility operating permit at a later date.

Plan approval No 16-132L is for the proposed replacement of existing Durr RTO with a new TANN RTO; replacement of existing boiler with new Ness Dust Burner; construction of new dryer with fiber sifter; installation of 2 high efficiency cyclones to replace Turbosonic scrubber; construction of 4 Jenbacher reciprocating engines; installation of a new surplus wood dust collection system; limiting the existing hot oil boilers at the Laminate Plant to emergency use; and an increase in production from 140,000 mcf to 198,000 mcf. The new engines will have emissions of 16.66 tpy of NO<sub>x</sub>, 27.77 tpy of CO, 16 tpy of VOC, 8.67 tpy of PM<sub>10</sub>/PM<sub>2.5</sub>, 8.67 tpy of SO<sub>x</sub>, & 65,325.3 tpy of CO<sub>2</sub>(e). The new Dust Burner/TANN RTO will have emissions of 97.29 tpy of NO<sub>x</sub>, 182.2 tpy of CO, 0.5 tpy of VOC, 33.1 tpy of PM<sub>10</sub>/PM<sub>2.5</sub>, & 139,712 tpy of CO<sub>2</sub>(e). The new Surplus Wood Dust Collection System will have emissions of 1.77 tpy of PM<sub>10</sub>/PM<sub>2.5</sub>. The

following existing sources will have emissions increases due to proposed limits. The Laminates Plant Thermal Oil Heater 1 will have an emission increase of 1.0 tpy of NO<sub>x</sub> & 0.04 tpy of VOC. The Laminates Plant 8 Direct Fired Space Heaters will have an emission increase of 2.0 tpy of NO<sub>x</sub> & 0.11 tpy of VOC. The following existing sources will have emission increases due to production increase. The Dryer System will have an emission increase of 9.156 tpy of VOC. Source 104 will have an emission increase of 0.261 tpy of VOC. Source 107 will have an emission increase of 0.268 tpy of VOC. Source 109 will have an emission increase of 0.816 tpy of VOC. Source 110 will have an emission increase of 0.613 tpy of VOC. Source 111 will have an emission increase of 0.233 tpy of VOC. Source 112 will have an emission increase of 0.209 tpy of VOC. Source 123 will have an emission increase of 0.004 tpy of VOC. The facility is not subject to PSD; however, it is subject to NSR. The net emission increase for NSR is 38.50 tpy for NO<sub>x</sub> and 34.506 tpy for VOC. This Plan Approval will contain emission restriction, testing, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- Site Level Requirements
  - The Projected Actual Emissions from Laminates Source 031 (Thermal Oil Heater 1) are the following:
    - NO<sub>x</sub>: 1.0 tpy based on a 12-month consecutive period
    - VOC: 0.04 tpy based on a 12-month consecutive period
  - The Projected Actual Emissions from Laminates Source 032 (8 Direct Fired Space Heaters) are the following:
    - NO<sub>x</sub>: 2.0 tpy based on a 12-month consecutive period
    - VOC: 0.11 tpy based on a 12-month consecutive period
- Source 505 (Ness Wood Dust Burner)
  - The control device (TANN RTO) shall remove 95% of non-methane hydrocarbons or will have an average outlet concentration of equal to or less than 5 ppm C3 (propane), whichever is less stringent. Inlet concentrations shall be measured at the control device (TANN RTO) fan inlet, upstream of any dilution/recirculation inlets. The test method for hydrocarbons is Method 25A.
- The emissions at the outlet of the control device (TANN RTO) with all engines exhausting to their own stack shall not exceed the following:
  - NO<sub>x</sub>: 23.5 #/hr (97.29 tpy based on a consecutive 12-month period)
  - CO: 44.0 #/hr (182.2 tpy based on a consecutive 12-month period)
  - VOC (NMNEHC as methane): 7.55 #/hr (31.26 tpy based on a consecutive 12-month period)
  - PM<sub>10</sub>: 8.0 #/hr (33.1 tpy based on a consecutive 12-month period)
  - PM<sub>2.5</sub>: 8.0 #/hr (33.1 tpy based on a consecutive 12-month period)

- SO<sub>x</sub>: 3.424 #/hr (14.175 tpy based on a consecutive 12-month period)
- The emissions at the outlet of the control device (TANN RTO) with engines exhausting to control device (TANN RTO) shall not exceed the following:
  - NO<sub>x</sub>: 113.95 tpy based on a consecutive 12-month period
  - CO: 209.97 tpy based on a consecutive 12-month period
  - VOC (NMNEHC as methane): 32.06 tpy based on a consecutive 12-month period
  - PM<sub>10</sub>: 41.77 tpy based on a consecutive 12-month period
  - PM<sub>2.5</sub>: 41.77 tpy based on a consecutive 12-month period
  - SO<sub>x</sub>: 22.85 tpy based on a consecutive 12-month period
- Initial testing shall be conducted for NO<sub>x</sub>, CO, and VOC (NMOC including formaldehyde and methanol). Subsequent testing shall be conducted within 12 to 24 months of the last test.
- The permittee shall continuously monitor the chamber temperature of the control device (TANN RTO) whenever the source is in operation.
- The permittee shall continuously monitor the airflow.
- All recordkeeping shall commence upon startup of the source/control devices. All records shall be kept for a period of five (5) years and shall be made available to the Department upon request.
- The permittee shall maintain a record of all preventive maintenance inspections of the control devices. These records shall include, at a minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, and any routine maintenance performed.
- The permittee shall record the following operational data from the control device (TANN RTO) (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):
  - RTO Chamber temperature continuously—defined as at least one recording every fifteen minutes
  - The airflow continuously—defined as at least one recording every fifteen minutes
- The permittee shall perform a daily operational inspection of the control devices. As part of this operational inspection the facility shall monitor the pressure drop across the cyclones and shall conduct a visible emission (VE) observation of the control device (TANN RTO) stack. The VE observation shall be 60 seconds in length with reading every 15 seconds and if any visible emissions are observed, a Method 9 observation (30 minutes in duration) shall be conducted to determine compliance with the opacity limitations.
- The permittee shall perform a monthly preventive maintenance inspection of the control devices.
- The permittee shall adhere to the approved indicator range for the control device (TANN RTO) so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator ranges for the following shall be determined during the initial performance test or any subsequently approved performance tests unless otherwise stated:
  - Airflow averaged over any 1-hour period, shall not exceed 335,000 scfm.
  - Minimum one-hour average chamber temperature greater than 1,500°F or the one-hour average chamber temperature during the most recently approved performance test.
- The permittee shall operate the control devices at all times that the source is in operation.
- The permittee shall maintain and operate the source and control devices in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.
- The source is subject to 40 CFR 63 Subpart DDDD.
- Source 104 (Mat Forming System), Source 107 (Mat Reject), Source 109 (Building Vents), Source 110 (Splitter & Cut-Off Sawdust Collection), Source 111 (Primary Sander System), Source 112 (Secondary Sander System), Source 123 (Refiner Startup Dump)
  - The Projected Actual Emissions are the following:
    - Source 104—VOC: 0.882 tpy based on a 12-month consecutive period
    - Source 107—OC: 0.910 tpy based on a 12-month consecutive period
    - Source 109—NO<sub>x</sub>: 4.690 tpy based on a 12-month consecutive period
    - Source 109—VOC: 2.767 tpy based on a 12-month consecutive period
    - Source 110—VOC: 2.078 tpy based on a 12-month consecutive period
    - Source 111—VOC: 0.649 tpy based on a 12-month consecutive period
    - Source 112—VOC: 0.580 tpy based on a 12-month consecutive period
    - Source 123—VOC: 0.029 tpy based on a 12-month consecutive period
- All conditions from the facility operating permit revised on January 19, 2016, for this source remain in effect unless modified in this plan approval.
- Source 501, 502, 503, 504 (GE Engine # 1, # 2, # 3, # 4)
  - The emissions at the outlet of the control (Oxidation Catalyst / SCR) shall not exceed the following:
    - NO<sub>x</sub>: 0.075 g/hp-hr (compliance with this requirement will show compliance with 40 CFR 60 Subpart JJJJ Table 1)
    - CO: 0.125 g/hp-hr (compliance with this requirement will show compliance with 40 CFR 60 Subpart JJJJ Table 1)
    - VOC (NMNEHC as methane): 0.072 g/hp-hr (compliance with this requirement will show compliance with 40 CFR 60 Subpart JJJJ Table 1)
    - PM<sub>10</sub>: 0.039 g/hp-hr
    - PM<sub>2.5</sub>: 0.039 g/hp-hr
    - SO<sub>x</sub>: 0.039 g/hp-hr

- The engine shall exhaust through the TANN RTO (C505C) at least 50% of the operating time.
- If engines are certified engines for 40 CFR 60 Subpart IIII purposes, the facility shall conduct an initial stack test for NO<sub>x</sub>, CO, and VOC. Additional testing at operating permit renewal is required.
- The permittee shall maintain records of the following:
  - Total hours operated on a 12-month rolling total
  - Total hours operated when exhausting through the TANN RTO (C505C) on a 12-month rolling total
- The source is subject to 40 CFR 60 Subpart JJJJ and 40 CFR 63 Subpart ZZZZ.
- Source 506 (Surplus Wood Duct Collection System)
  - Emissions shall comply with 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive, odor, and visible emissions respectively.
  - No person may permit the emission into the outdoor atmosphere of particulate matter in a manner that the concentration of total particulate matter (both filterable and condensable) in the effluent gas exceeds 0.005 grain per dry standard cubic foot.
  - Emissions shall not exceed the following:
    - PM: 1.77 tpy based on a 12-month rolling total
    - PM<sub>10</sub>: 1.77 tpy based on a 12-month rolling total
    - PM<sub>2.5</sub>: 1.77 tpy based on a 12-month rolling total
  - Initial testing shall be conducted for total particulate matter (both filterable and condensable). Additional testing at operating permit renewal is required.
  - All recordkeeping shall commence upon startup of the source/control device. All records shall be kept for a period of five (5) years and shall be made available to the Department upon request.
  - The permittee shall maintain a record of all preventive maintenance inspections of the control device. These records shall include, at a minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, and any routine maintenance performed.
  - The permittee shall record the following operational data from the baghouse (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):
    - Pressure differential—daily defined as once per calendar day
    - Visible emission check—daily defined as once per calendar day
  - The permittee shall perform a daily operational inspection of the control device. As part of this operational inspection the facility shall monitor the pressure drop across the baghouse and shall conduct a visible emission (VE) observation of the baghouse stack. The VE observation shall be 60 seconds in length with reading every 15 seconds and if any visible emissions are observed, a Method 9 observation (30 minutes in duration) shall be conducted to determine compliance with the opacity limitations.
- The permittee shall perform a monthly preventive maintenance inspection of the control device.
- The permittee shall adhere to the approved indicator range for the baghouse so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator ranges for the following shall be determined during the initial performance test or any subsequently approved performance tests unless otherwise stated:
  - Pressure drop: 1.0 to 7.0 inches water gage or as established during compliant testing
  - Opacity greater than 20%
- The permittee shall operate the control device at all times that the source is in operation.
- The permittee shall maintain and operate the source and control device in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.
- 40 CFR 60 Subpart JJJJ
  - From 40 CFR 60.4233(e):
    - NO<sub>x</sub>: 1.0 g/bhp-hr (82 ppmvd @ 15% O<sub>2</sub>)
    - CO: 2.0 g/bhp-hr (270 ppmvd @ 15% O<sub>2</sub>)
    - VOC: 0.7 g/bhp-hr (60 ppmvd @ 15% O<sub>2</sub>)
  - From 40 CFR 60.4243(b):
    - Purchasing an engine certified according to procedures specified in this subpart, for the same model year and demonstrating compliance according to one of the methods specified in paragraph (a) of this section.
    - Purchasing a non-certified engine and demonstrating compliance with the emission standards specified in § 60.4233(d) or (e) and according to the requirements specified in § 60.4244, as applicable, and according to paragraphs (b)(2)(i) and (ii) of this section.
      - Not applicable
      - If you are an owner or operator of a stationary SI internal combustion engine greater than 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test and conduct subsequent performance testing every 8,760 hours or 3 years, whichever comes first, thereafter to demonstrate compliance.
- 40 CFR 63 Subpart ZZZZ
  - From 40 CFR 63.6590(c):
    - Stationary RICE subject to Regulations under 40 CFR Part 60. An affected source that meets any of the criteria in paragraphs (c)(1) through (7) of this section must meet the requirements of this part by meeting the requirements of 40 CFR part 60 subpart IIII, for compression ignition engines or 40 CFR part 60 subpart JJJJ, for spark ignition engines. No further requirements apply for such engines under this part.

- A new or reconstructed stationary RICE located at an area source

In accordance with 25 Pa. Code § 127.44(f)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. 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 Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [16-132L] 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 Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region Air Quality Program Manager.

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations, the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

**24-131R: SGL Carbon LLC** (900 Theresia Street, St Marys, PA 15857), for the proposed construction of a new Chemical Vapor Deposition Reactor (# 16) and scrubber located in Building 500 CVD Operations in St Marys City, **Elk County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the State Only operating permit at a later date.

Plan approval No 24-131R is for the proposed construction of a new Chemical Vapor Deposition Reactor (# 16) and scrubber located in Building 500 CVD Operations. This Plan Approval will contain emission restriction, testing, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- Source 7111 (CVD Reactor 16)
  - Total particulate matter emissions from the source, as measured from the scrubber stack, shall not exceed 0.04 grain/dscf.
  - HCl emissions from the source, as measured from the scrubber stack, shall not exceed 0.02 lb/hour, averaged over the reaction period (Deposition Cycle).
  - Conduct an initial stack test for HCl and a subsequent at operating permit renewal.
  - The permittee shall maintain a record of all preventative maintenance inspections of the control device. These records shall, at a minimum, contain the dates of the inspections, any problems or defects, the actions taken to correct the problems or defects, and any routine maintenance performed.
  - The permittee shall maintain a record of the following from the operational inspections:
    - Low flow alarm check
    - Low pH alarm check
  - The permittee shall record the following operational data from the control device (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):
    - Pressure drop at the scrubber stack—at least once during each product run.
    - pH of scrubber liquid solution—hourly when scrubber is in operation.
    - Scrubber makeup liquid flow rate—daily defined as at least once every calendar day.
    - Scrubber sprayhead flow rate—daily defined as at least once every calendar day.
  - The permittee shall record all excursions and corrective actions taken in response to an excursion and the time elapsed until the corrective actions have been taken.
  - The permittee shall perform a daily operational inspection of the source and control device.
  - The permittee shall operate the control device at all times that the source is in operation.
  - The permittee shall maintain and operate the source and control device in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.
  - The permittee shall adhere to the approved indicator range for the control device so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator ranges for the parameters are, as follows or as determined during the initial performance test or any subsequently approved performance tests unless otherwise stated:
    - Scrubber pressure drop—range to be determined within 90 days after startup. The facility shall submit the proposed range to the Department no later than 120 days after startup for review.
    - Scrubber liquid pH greater than 11.0 on daily average.
    - Scrubber inlet water flow rate greater than or equal to 15 gallons/hour.

- Scrubber sprayhead flow rate greater than or equal to 8 gallons/minute.
- The permittee, with prior Departmental approval, may conduct additional performance tests to determine a new control device operating ranges.

In accordance with 25 Pa. Code § 127.44(f)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. 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 Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [24-131R] 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 Regional Air Quality Program Manager, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region Air Quality Program Manager.

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations, the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

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

*Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.*

Notice is hereby given under 25 Pa. Code §§ 127.44 and 127.45, that the Department of Environmental Protection

(Department) intends to issue a Plan Approval on the proposed Air Quality application **35-00070A for Archbald Energy Partners, LLC (the Permittee)**, 72 Glenmaura National Blvd., Moosic, PA 18507 to construct and operate a natural-gas-fired combined-cycle (NGCC) power plant to produce approximately 485 MW of electricity at the facility to be located in Archbald Borough, **Lackawanna County** as described in the Permittee's February 2, 2016 Plan Approval Application and any other subsequent supplemental submissions.

Plan Approval No. 35-00070A is for the construction and operation of a natural-gas-fired combined-cycle power plant consisting of a combustion gas turbine (CT) and a steam turbine (ST) with duct burners in the heat recovery steam generator (HRSG), one diesel-fired emergency generator, one diesel-fired fire water pump, an air cooled condenser, and one aqueous ammonia storage tank at the proposed Archbald Energy Partners, LLC's NGCC Plant to be located in Archbald Borough, Lackawanna County.

The company proposes to construct a NGCC plant consisting of a GE model 7HA.02 or equivalent combined cycle natural-gas-fired turbine. The HRSG will be equipped with natural-gas-fired duct burner (DB). The facility will be capable of producing approximately 485 MW (Nominal) of electricity. The maximum heat input rating of the CT is 3,269 MMBTU/hr. The DB will have a maximum heat input rating of 111 MMBTU/hr. The company proposes to control the nitrogen oxides emissions using a dry low-NO<sub>x</sub> (DLN) combustor and selective catalytic reduction (SCR). To control the carbon monoxide (CO) and volatile organic compounds (VOCs) emissions, the company proposes to utilize combustion controls and oxidation catalysts.

The 670 bhp diesel-fired emergency generator and the 450 bhp diesel-fired fire pump will be restricted to a maximum of 100 hours of operation each, in any 12 consecutive month period, for non-emergency operation. The maximum sulfur content of the diesel fuel fired in these engines will be 15 ppm.

The facility will be subject to NSPS Subpart KKKK, TTTT, IIII and 25 Pa. Code § 127.12(a)(5) Best Available Technology (BAT) requirements. The visible emission will be equal to or less than 10% at any time. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions.

Emissions from the turbines will meet BAT, NSPS Subpart KKKK & TTTT requirements. Emissions from the emergency generator engine will meet BAT & NSPS Subpart IIII requirements. The Plan Approval and Operating Permit will include testing, monitoring, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

The following table shows the proposed emissions from the facility:

Pollutant	Sources				Total (TPY)
	Turbine	ER Engine	Fire Engine	Circuit Breaker SF6	
NO <sub>x</sub>	99	0.2	0.1	-	99.3
CO	60.4	0.1	0.1	-	60.6
VOCs (as methane)	19.4	-	0.04	-	19.44
PM <sub>10</sub>	48.8	0.003	0.01	-	48.81



Pollutant	Sources				Total (TPY)
	Turbine	ER Engine	Fire Engine	Circuit Breaker SF6	
PM <sub>2.5</sub>	48.8	0.003	0.01	-	48.81
SO <sub>2</sub>	22.4	-	-	-	22.4
H <sub>2</sub> SO <sub>4</sub>	13.7	-	-	-	13.7
HAPs	9.0	-	-	-	9.0
Formaldehyde	5.7 (Formaldehyde)	-	-	-	5.7
CO <sub>2</sub> e	1,464,093	33	22	16	1,464,164

Copies of the applications, the Department's technical reviews and other supporting documents are available for public inspection between the hours of 8 a.m. and 4 p.m. at the Department's Wilkes-Barre Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915. Appointments for scheduling a review may be made by calling (570) 826-2511.

Persons wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of the Plan Approval, may submit the information to the address shown below. The Department will consider any written comments received within 30 days of the publication of this notice. Each written comment must contain the following: name, address and telephone number of the person submitting the comments; identification of the proposed Plan Approval No. 35-00070A and a concise statement regarding the relevancy of the information or any objections to the issuance of the Plan Approval.

The Department will address comments from the public before any final actions are taken on the proposals. A summary report addressing the concerns raised by the public will be released should the Department decide to issue the Plan Approval. Send written comments to Mark Wejkszner, PE, Air Quality Program Manager, Department of Environmental Protection, Air Quality Program, Wilkes-Barre Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations should contact the Department at the address shown above, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may address their needs.

### OPERATING PERMITS

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

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

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

**23-00012: Braskem America Inc.** (750 W. 10th Street, Marcus Hook, PA 19061) for significant modification of a Title V Operating Permit a plastics materials and resins manufacturing plant in Marcus Hook Borough, **Delaware County**. The operating permit is being modified to incorporate the provisions of Pennsylvania's Reasonably Achievable Control Technology (RACT II) rules. The

facility is a major for VOC emissions and subject to the provisions of 25 Pa. Code § 129.96. These RACT revisions will be submitted to EPA to add to the State implementation plan. The modification of this operating permit does not authorize any increase in air emissions of any regulated pollutants above previously approved levels. The permit includes monitoring, recordkeeping, reporting, and work practice requirements designed to address 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.*

**TIVOP 55-00026: Panda Hummel Station LLC** (5001 Spring Valley Road, Suite 1150 West, Dallas, TX 75244) has submitted an application to the Pennsylvania Department of Environmental Protection for the initial Acid Rain Permit, TIVOP 55-00026, for the Panda Hummel Station LLC Generation Plant located in Shamokin Dam Borough, **Snyder County**. This Title V facility is subject to the Acid Rain Requirements of Title IV of the Clean Air Act. The application is subject to the regulatory requirements specified in 40 CFR Part 72. The Acid Rain Permit will cover the three (3) combined cycle combustion turbine units at the facility. The Acid Rain Permit incorporates the applicable requirements to the units, as specified in 25 Pa. Code § 127.531 and 40 CFR Parts 72—80. The SO<sub>2</sub> allowance allocated by the Acid Rain Program pursuant to 40 CFR Part 73 for this facility is zero. The Title IV permit includes special permit conditions for the allowance tracking system. The units are not subject to the NO<sub>x</sub> emission limitations of 40 CFR Part 96 since they are only authorized to combust natural gas for operation. Based on the information presented above and included in the application for the initial Acid Rain Permit, TIVOP 55-00026, the Department intends to issue TIVOP 55-00026 for the Panda Hummel Station LLC Generating Station. The proposed permit will become effective 180 days from the commencement of commercial operation date and expire five years from the issued date. The Acid Rain Permit will be incorporated into the initial Title V operating permit for the facility.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570.327.0550. Any person(s) wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the Department of Environmental Protection at the

address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the following: Name, address and telephone number of the person submitting the comments; Identification of the proposed permit (specify TIVOP 55-00026); Concise statements regarding the relevancy of the information or objections to issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570.327.3648.

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

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

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

**46-00076: Greene, Tweed & Company, Inc.** (2075 Detwiler Road, Kulpsville, PA 19443) located in Towamencin Township, **Montgomery County**, for a renewal of State Only (Natural Minor) Operating Permit No. 46-00076. The facility's main sources of air contaminant emissions are a rubber compounding area and the following natural gas-fired sources: three boilers, two emergency generator sets, and two ovens. PM emissions from the rubber compounding area are controlled by three associated dust collectors. Nitrogen oxide (NO<sub>x</sub>) emissions from the ovens and the engine of one of the emergency generator sets are restricted to 0.52 and 0.31 ton/yr, respectively, calculated monthly as a 12-month rolling sum. In addition, the NO<sub>x</sub> emissions from the engine of the other emergency generator set are restricted to 100 lbs/hr, 1,000 lbs/day, 2.75 tons/ozone season (i.e., the period from May 1—September 30 of each year), and 6.6 tons/yr, calculated monthly as a 12-month rolling sum.

Since the State Only Operating Permit (SOOP) was last renewed in 2011, Greene, Tweed & Company, Inc., has added a boiler (under General Plan Approval and/or General Operating Permit No. GP1-46-0247), which is included in the renewal SOOP, and is subject to the provisions of 40 C.F.R. Part 60, Subpart Dc, for small industrial/commercial/institutional steam generating units. In addition, the engines of the emergency generator sets are subject to the provisions of 40 CFR Part 63, Subpart ZZZZ, for stationary reciprocating internal combustion engines. All applicable requirements of these regulations will be included in the renewal SOOP.

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

**09-00238: KVK Tech Inc.** (110 Terry Drive, Newtown, PA 18940) for the initial non-Title V (State Only) operat-

ing permit for fifteen (15) Ultra Performance Liquid Chromatography (UPLC) units, ten (10) High Performance Liquid Chromatography (HPLC) units, and an isopropyl alcohol (IPA) cleaning process at this Pharmaceutical and Medicine Manufacturing facility. This facility is located in Newtown, **Bucks County**. The facility's potential to emit criteria pollutants is less than major thresholds; therefore the facility is a Natural Minor. There are no applicable Federal New Source Performance Standards (NSPS) or National Emission Standards for Hazardous Air Pollutants (NESHAP) for this facility. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.*

**06-05108: Bally Ribbon Mills** (23 North 7th Street, PO Box D, Bally, PA 19503) to issue a State Only Operating Permit for the ribbon manufacturing facility located in Bally Borough, **Berks County**. The actual emissions from the facility in 2015 year are estimated at two tons of PM<sub>10</sub> and one ton each of NO<sub>x</sub>, CO and VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 60 Subpart JJJJ, 40 CFR 60 Subpart Dc and 25 Pa. Code § 129.63.

**38-03047: Department of Military and Veteran's Affairs** (Fort Indiantown Gap, Environmental Office, Bldg. 0-11, Annville, PA 17003) for the operation of a military support facility in Union Township, **Lebanon County**. The facility has the potential to emit about 3.43 tons per year of SO<sub>x</sub>, 51.91 tons per year of NO<sub>x</sub>, 20.25 tons per year of VOCs, 11.19 tons per year of CO, and 2.03 tons per year of HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from both 25 Pa. Code § 129.52d and 40 CFR Part 63, Subpart ZZZZ.

**36-03188: Dorma Door Controls, Inc.** (Dorma Drive, Reamstown, PA 17567) for operation of a door controls manufacturing operation in East Cocalico Township, **Lancaster County**. The facility actual overall emissions of VOCs are reported to be less than 10 tons per year. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code §§ 129.52, 129.52d and 129.77.

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

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

**41-00045: RPS Machine Sales, Inc.** (P.O. Box 507, Jersey Shore, PA 17740) to issue a renewal State Only Operating Permit for the Jersey Shore Plant located in Piatt Township, **Lycoming County**. The facility is cur-

rently operating under State Only Operating Permit 41-00045. The facility's main sources include a wheel blast machine, two propane burning machines, one surface coating operation for steel bridge components, various No. 2 fuel oil, propane and wood fired heaters, various fuel storage tanks. The facility has potential emissions of 1.18 TPY of CO; 1.48 TPY of NO<sub>x</sub>; 0.24 TPY of SO<sub>x</sub>; 8.64 TPY of PM/PM<sub>10</sub>; 10.06 TPY of VOCs; 10.32 TPY HAPs; 1,171 TPY GHGs. The wheel blast machine is subject to 40 CFR Part 63, Subpart XXXXXX—National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories. The surface coating operation is subject to 25 Pa. Code § 129.52d—Control of VOC emissions from miscellaneous metal parts surface coating processes. The emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145, as well as 40 CFR Part 63. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

**17-00042: Clearfield Leather Inc.** (120 Cooper Rd, Curwensville, PA 16833) for issuance of a renewal State-Only Operating Permit for operation of its leather products manufacturing facility located in Curwensville Boro, **Clearfield County**. The facility is currently operating under State Only (Synthetic Minor) Operating Permit 17-00042. The facility's main sources of air contamination are a 16.738 MMBtu/hr boiler and leather finishing operations. This facility has the potential to emit sulfur oxides, (SO<sub>x</sub>), nitrogen oxides (NO<sub>x</sub>), carbon monoxide (CO), volatile organic compounds (VOCs), hazardous air pollutants (HAPs) and particulate matter less than 10 microns (PM<sub>10</sub>) below the major emission thresholds.

The emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 as well as 40 CFR Part 63. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

**17-00046: HPM Industries, Inc.** (125 Tom Mix Drive, Dubois, PA 15801) to issue a renewal State Only Operating Permit for the Atlas Pressed Metals facility located in the City of Dubois, **Clearfield County**. The facility is currently operating under State Only Operating Permit 17-00046. The facility's main sources include seven electric metal sintering furnaces, one metal parts sizing and pressing operation, one electric drying oven, one oil impregnation system, one parts washer and various space heaters. The facility has potential emissions of 1.45 TPY of CO; 1.77 TPY of NO<sub>x</sub>; 0.01 TPY of SO<sub>x</sub>; 3.42 TPY of PM/PM<sub>10</sub>; 21.10 TPY of VOCs; 0.23 TPY HAPs; 2,109 TPY GHGs. The emission limits 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 Title 25 Pa. Code Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

*Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.*

**04-00731: U.S. Electrofused Minerals, Inc.** (600 Steel Street, Aliquippa, PA 15001) for the operation crushing, sizing, packaging, and distribution operations of brown aluminum oxide products located in the City of Aliquippa, **Beaver County**.

The subject facility consists of one jaw crusher, three roll mills, six conveyors, 19 screens, one and one separator located inside the building controlled by a fabric filter. The facility has the potential to emit 39.10 tpy PM. The proposed authorization is subject to State Regulations. The permit includes additional operation requirements, monitoring requirements, and recordkeeping requirements.

**11-00515: J-Lok, Co./Cresson Plant** (258 Kappa Drive, Pittsburgh, PA 15238) for the manufacturing of mine bolt resin cartridges designed for underground mine roof bolting located in Cresson Township, **Cambria County**. The facility wide potential emissions, based on 40 MM lbs per year throughput, 96.5 percent capture efficiency of carbon adsorption unit and 99.9 percent capture efficiency on bin vent filters are less than 0.07 ton per year VOC; 0.07 ton per year HAPs, and 0.052 ton per year particulate. The proposed authorization is subject to State and Federal Regulations. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements.

**03-00206: Rosebud Mining Company** (301 Market Street, Kittanning, PA 16201), for a renewal facility-wide Natural Minor Operating Permit for the operation of a coal preparation plant, known as the Lowry Mine Coal Preparation Plant, located in Kiskiminetas Township, **Armstrong County**. The facility contains air contamination sources consisting of coal stockpiles, conveyers, screens, coal cleaning plant, one emergency diesel engine (755-bhp), and roadways. Air pollution prevention equipment at the facility includes enclosures, water sprays, water truck, sweeper, and tarping of truck loads. Cleaned coal throughput is limited to a maximum of 1,000,000 tons per year. Potential facility emissions are 6.7 tons of PM<sub>10</sub>, 1.1 ton of PM<sub>2.5</sub>, 1.3 ton of NO<sub>x</sub>, and 0.2 ton of CO per year. The facility is subject to the applicable requirements of 40 CFR 60, Subpart Y and 40 CFR 60, Subpart III and 25 Pa. Code Chapters 121—145. The permit includes emission limitations, and operational, monitoring, testing, reporting and recordkeeping requirements for the facility.

Rosebud'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 Bob Novak at [robernovak@pa.gov](mailto:robernovak@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 03-00206) 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 Engineer, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. ([mhochhause@pa.gov](mailto:mhochhause@pa.gov), fax 412-442-4194)

**26-00473: Bullskin Tipple Company/Bullskin Yard** (114 Narrows Road, Connellsville, PA 15425) for the operation of a bituminous coal preparation plant located in Connellsville Township, **Fayette County**.

The subject facility consists of a 120 ton per hour enclosed crusher, truck and train unloading and loading, conveyors, stockpiling and haulroads. The facility has the potential to emit 61.1 tpy PM and 28.6 tpy PM<sub>10</sub>. The proposed authorization is subject to State and Federal Regulations. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements.

Intent to Re-issue SOOP:

**63-00064: North Central Processing, Inc./Donora Site** (2002 Meldon Avenue, Donora, PA 15033) for the operation of drying and sizing metallurgical coke located in Carroll Township, **Washington County**. In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the above mentioned facility.

The subject facility consists of a 12.78 MMBtu/hr natural gas Gencor dryer equipped with a 14,000 cfm baghouse, one hopper, one double deck screen, one pug mill, one bucket elevator, four storage silos and various covered/enclosed conveyors. The facility has the potential to emit 28.10 tpy PM, 4.82 tpy NO<sub>x</sub>, 26.72 tpy CO, 2.41 tpy VOC and 3.37 tpy SO<sub>x</sub>. The proposed authorization is subject to State and Federal Regulations. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements.

**26-00500: Contura Pennsylvania Terminal, LLC/LaBelle Coal Terminal** (106 East Fredericktown Road, LaBelle, PA) for the operation of an offloading of barges, stockpiling, and loadout by railcar and/or barge of coal located in Luzerne Township, **Fayette County**. The facility-wide annual coal throughput is limited to 1,000,000 tons. The potential emissions for this site are: 31 tpy PM, 11.3 tpy PM<sub>10</sub>, and 1.60 tpy PM<sub>2.5</sub>. The proposed authorization is subject to State and Federal Regulations. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements.

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

*Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.*

**24-00169: Modern Industries, Inc., US Heat Treaters Div.** (135 Green Rd, Kersey, PA 15846-8905), to renew a State Only Operating Permit for the facility located in Fox Township, **Elk County**. The primary sources at the facility are 5 natural gas fueled temper furnaces and 2 natural gas fueled heat-treat/quenching furnaces. The combined heat input rating for all 7 furnaces is 10,175,000 Btu/hr. Potential emissions from the facility are as follows: 4.88 tpy NO<sub>x</sub>; 4.10 tpy CO; 0.46 tpy PM; 0.03 tpy SO<sub>x</sub>; and 0.27 tpy VOC. The facility is a Natural Minor. 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.

**25-01000: Advanced Mold Tech** (2011 East 30th Street, Erie, PA 16510) for renewal of the State Only Operating Permit for the plating operations facility located in Erie City, **Erie County**. The sources at the facility include, decorative chrome electroplating (subject to 40 CFR Part 64 Subpart N), nickel electroplating (subject to 40 CFR Part 63 Subpart WWWWWW), copper electroplating, copper cyanide electroplating, metal preparation area and shotblast preparation (each preparation area controlled by its own dust collector). 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.**

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

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

**64-00006A: Hanson Aggregates PA LLC** (7660 Imperial Way, Allentown, PA 18195) for their facility in Lake Township, **Wayne 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 Hanson Aggregates PA LLC (7660 Imperial Way, Allentown, PA 18195) for their facility in in Lake Township, Wayne County. This Plan Approval No. 64-00006A will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No.64-00006A is for the replacement of the current baghouse components with new baghouse components. Particulate Matter (PM) emissions from the plant will remain under their 100 TPY threshold limit, 12-month rolling sum. The company shall be subject to and comply with 25 Pa. Code § 123.13 for PM emissions. These limits will meet BAT requirements for this source. The company shall also be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. 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.: 64-00006A 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 Received*

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

**30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company LLC**, (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit for the Bailey Mine & Prep Plant in Richhill and Aleppo Townships, **Greene County** and related NPDES permit for developmental mining. Underground Acres Proposed 2,510.0, Subsidence Control Plan Acres Proposed 2,510.0. No additional discharges. The application was considered administratively complete on January 24, 2017. Application received September 9, 2016.

**30743704 and NPDES No. PA0236381. Duquesne Light Company**, (1800 Seymour Street, S-Loft, Pittsburgh, PA 15233). To revise the NPDES permit for the Warwick No. 2 Coal Refuse Disposal Area in Monongahela Township, **Greene County** to add stormwater discharge point 001. Receiving Stream: Unnamed Tributary of the Monongahela River, classified for the following use: WWF. The application was considered administratively complete on January 23, 2017. Application received June 7, 2016.

**56961301 and NPDES No. PA0214736. RoxCOAL, Inc.**, (1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541). To renew the permit for the Sarah Mine in Jenner

Township and Jennerstown Borough, **Somerset County** and related NPDES permit for reclamation only. No additional discharges. The application was considered administratively complete on January 24, 2017. Application received May 12, 2016.

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

**Permit No. 32110102 and NPDES No. PA0263214. Britt Energies, Inc.**, P.O. Box 515, Indiana, PA 15701, permit renewal for reclamation only of a bituminous

surface mine in Burrell Township, **Indiana County**, affecting 33.8 acres. Receiving streams: unnamed tributaries to Toms Run classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: January 17, 2017.

*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.

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

**Permit No. 58980849. James W. Barber**, (P.O. Box 157, Clifford, PA 18413), Stage I & II bond release of a quarry operation in Lenox Township, **Susquehanna County** affecting 1.0 acre on property owned by Linda Shively. Application received: December 16, 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*

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

**NPDES No. PA0002283 (Mining Permit No. 03831305), Consol Mining Company LLC**, (1000 Consol Energy Drive, Canonsburg, PA 15317). A renewal to the NPDES and mining activity permit for the Jane Mine in Plumcreek Township, **Armstrong County**. Jane Mine discharges combined treated wastewater from Emile and Jane Mines. Surface Acres Affected 18.84. Receiving stream: Unnamed Tributary to Crooked Creek, classified for the following use: WWF. Crooked Creek TMDL. The NPDES application was considered administratively complete on October 13, 2011. NPDES application received November 17, 2010.

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.

*Outfall 008* discharges to: Unnamed Tributary 46449 of Crooked Creek

The proposed effluent limits for *Outfall 008* (Lat: 40° 40' 52" Long: 79° 21' 25") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)	-	Report	Report	-
Iron (mg/l)	-	1.5	3.0	3.8
Manganese (mg/l)	-	1.0	2.0	2.5
Aluminum (mg/l)	-	0.75	0.75	-
Total Suspended Solids (mg/l)	-	35.0	70.0	90.0
Osmotic Pressure (mos/kg)	-	50	100	125
Sulfates (mg/l)	-	Report	Report	-
Total Dissolved Solids (mg/l)	-	Report	Report	-
Alkalinity, total (as CaCO <sub>3</sub> ) (mg/l)	-	Report	Report	-
Acidity, Total (as CaCO <sub>3</sub> ) (mg/l)	-	Report	Report	-
Net Alkalinity, Total (as CaCO <sub>3</sub> ) (mg/l)	0.0	-	-	-
pH (S.U.) (mg/l)	6.0	-	9.0 (Max)	-

EPA Waiver not in effect.

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

**NPDES No. PA0213055 (Mining Permit No. 32950104), Big Mack Leasing Company**, 568 Silvis Hollow Road, Kittanning, PA 16201, renewal of an NPDES permit for treatment of a post-mining discharge in Young Township, **Indiana County**, affecting 62.9 acres. Receiving stream: unnamed tributary to Whiskey Run, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: October 6, 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 listed below discharges to unnamed tributary to Whiskey Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
004	N

The proposed effluent limits for the above listed outfall is as follows:

<i>Outfall: 004 (All Weather Conditions)</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.60	2.05	2.05
Manganese (mg/l)	5.23	6.70	6.70
Aluminum (mg/l)	4.00	5.57	5.57
Total Suspended Solids (mg/l)	35.0	50.0	50.0
Osmotic Pressure (milliosmoles/kg)		Monitor and Report Only	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

**NPDES No. PA0269174 (Mining Permit No. 56120116), LCT Energy, LP**, 938 Mount Airy Drive, Suite 200, Johnstown, PA 15904, revision of an NPDES permit for a bituminous surface mine located in Stonycreek Township and Indian Lake Borough, **Somerset County**, affecting 82.5 acres. Receiving stream: unnamed tributary to Boone Run, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: January 9, 2017.

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

The treated wastewater outfalls listed below discharge to unnamed tributary to Boone Run:

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

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

<i>Outfalls: 001 and 002</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)			50
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater outfalls listed below discharge to unnamed tributary to Boone Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
003	N
004	N
005	N
006	N
007	Y

<i>Outfalls: (Dry Weather)</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

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

**NPDES No. PA0259144 (Permit No. 33110104). P. and N. Coal Company, Inc.** (P.O. Box 332, Punxsutawney, PA 15767) Renewal of an existing NPDES permit for a bituminous surface mine in Union Township, **Jefferson County**, affecting 73.2 acres. Receiving streams: Unnamed tributaries to Little Mill Creek, classified for the following uses: CWF. TMDL: Little Mill Creek. Application received: December 28, 2016.



The outfall(s) listed below discharge to unnamed tributaries to Little Mill Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
B	N
C	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 <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Alkalinity greater than acidity <sup>1</sup>				
Total Settleable Solids (ml/l)				0.5

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

**NPDES No. PA0202835 (Mining Permit No. 65000201), Reichard Contracting, Inc.**, 212 Olean Trail, New Bethlehem, PA 16242, renewal NPDES permit for a bituminous surface mine in Sewickley Township, **Westmoreland County**, affecting 41 acres. Receiving stream: Sewickley Creek, classified for the following use: WWF. This receiving stream is included in the Sewickley Creek Watershed TMDL. Application received: January 28, 2016.

The treated wastewater outfalls listed below discharge to Sewickley Creek:

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

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Iron (mg/l)	3.0	6.0	7.0
Total Manganese (mg/l)	2.0	4.0	5.0
Total Aluminum (mg/l)	0.75	0.75	0.75
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			

The stormwater outfall listed below discharge to Sewickley Creek:

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

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Iron (mg/l)	3.0	6.0	7.0
Total Manganese (mg/l)	2.0	4.0	5.0
Total Aluminum (mg/l)	0.75	0.75	0.75
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			

*Noncoal NPDES Draft Permits*

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

**NPDES No. PA0613169 (Mining Permit No. 50820303), Pennsy Supply, Inc.**, 101 Paxton Street, Harrisburg, PA 17105, renewal of an NPDES permit for noncoal surface mine in Oliver Township, **Perry County**, affecting 71.1 acres. Receiving stream: Little Buffalo Creek, classified for the following use: cold water fishes. Application received: January 5, 2017.

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 outfalls listed below discharge to: Little Buffalo Creek

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

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

**NPDES No. PA0259241 (Permit No. 37020306). The East Fairfield Coal Company** (P.O. Box 217, North Lima, OH 44452) Renewal of an existing NPDES permit for a large industrial minerals surface mine in North Beaver Township, **Lawrence County**, affecting 202.6 acres. Receiving streams: Honey Creek, classified for the following uses: HQ-CWF. TMDL: None. Application received: December 12, 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 noncoal mining activities.

The outfall(s) listed below requires a non-discharge alternative:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TP-B	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 <sup>1</sup> (S.U.)	6.0			9.0
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
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		35	70	90

<sup>1</sup> The parameter is applicable at all times.

The outfall(s) listed below requires a non-discharge alternative:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
P-02	N
P-03	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 <sup>1</sup> (S.U.)	6.0			9.0
Alkalinity greater than acidity <sup>1</sup>				
Total Settleable Solids (ml/l)				0.5

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

**NPDES No. PA0591866 (Mining Permit No. 65900403), Hanson Aggregates BMC, Inc.**, 2200 Springfield Pike, Connellsville, PA 15425, renewal NPDES permit for a large noncoal surface mine in Unity Township, **Westmoreland County**, affecting 139.8 acres. Receiving streams: unnamed tributaries to Nine Mile Run, classified for the following use: TSF. Application received: February 1, 2016. This is a correction to the effluent limits from original publishing date of December 17, 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 stormwater outfall(s) listed below discharge to unnamed tributaries to Nine Mile Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
006, 007, 008, 009, 010	N	Stormwater

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

<i>Outfalls:</i> <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)	2.0	4.0	5.0
Aluminum (mg/l)	1.9	3.8	4.8
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			

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

**NPDES Permit No. PA0612880 on Surface Mining Permit Nos. 7874SM2, 39880301 and 39920302. New Enterprise Stone & Lime Co., Inc. d/b/a Eastern Industries, Inc.**, (3724 Crescent Court West, Suite 200, Whitehall, PA 18052), revision and renewal of an NPDES Permit for a limestone quarry operation in North Whitehall Township, **Lehigh County**, affecting 272.0 acres. Receiving stream: Coplay Creek, classified for the following use: cold water fishes. Application received: June 20, 2012.

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

The outfalls listed below discharge to Coplay Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
01	No	Groundwater/Pit Sump
02	No	Groundwater/Pit Sump

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

Parameter	Minimum	30-Day Average	Daily Maximum	Instantaneous Maximum
pH <sup>1</sup> (S.U.)	6.0			9.0
Total Suspended Solids		35.0	70.0	90.0
Discharge 01		1.15 MGD		
Discharge 02		1.40 MGD		

<sup>1</sup> The 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.

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

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#### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Southeast Region: Waterways and Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5900.*

**E15-881, North Coventry Township**, 845 South Hanover Street, Pottstown, PA 19465, North Coventry Township, Chester County, ACOE Philadelphia District.

To construct and maintain a 6-foot wide by 16-foot long Pedestrian Bridge situated along the Pigeon Creek (HQ, TSF-MF) and a boardwalk 6-foot wide by 16-foot long along the adjacent wetland swale associated with the existing trail system in the Township and the parking area.

The bridge is located at about 500 feet northwest of Harmonyville Road intersection with Cherry Hill Lane (Pottstown, PA USGS Quadrangle, Latitude: 40.203583; Longitude: -75.680404).

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

**E10-503, David Frydrych**, 3 Northgate Plaza, Unit 2 Route 19 North, Harmony, PA 16037. Frydrych Property Fill, in Jackson Township, Butler County, ACOE Pittsburgh District (Zelienople, PA Quadrangle N: 40.811322°, W: -80.128408°).

The Applicant proposes to permanently fill approximately 0.11 acre of wetlands within the floodplain of Scholars Run for the protection and expansion of the parking area around the Bi-Lo gas station at a point approximately 400 feet southwest of the U.S. Route 19 and Little Creek Road intersection. The Applicant proposes to mitigate for the wetland impacts by constructing approximately 0.11 acre of on-site replacement wetlands.

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### ACTIONS

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## THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

### FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania 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**

*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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0254266 (Sewage)	Promise Camp STP 227 Lance Road Clinton, PA 15026	Beaver County Hanover Township	Unnamed Tributary to Little Traverse Creek (20-D)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0063444 (Sewage)	Butler Township Municipal Authority 572 Dutchtown Road Ashland, PA 17921	Schuylkill County Butler Township	Mahanoy Creek (6-B)	Yes
PA0061123 (Sewage)	Moscow Sewer Authority STP P.O. Box 525 Moscow, PA 18444	Lackawanna County Moscow Borough	Roaring Brook (05A)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0046680— IW	Modern Landfill 4400 Mount Pisgah Road York, PA 17406	Windsor Township and Lower Windsor Township, York County	UNT to Kreutz Creek/7-I	Y
PA0084492— SEW	Halifax Village LLC PO Box 375 Gap, PA 17527	Halifax Township Dauphin County	UNT to Susquehanna River/6-C	Y

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0007552— IW	Empire Kosher Poultry 247 Empire Drive Mifflintown, PA 17059-7746	Walker Township/ Juniata County	Juniata River/12-A	Y
PA0053091— IW	Giorgio Foods Mushroom Proc Plant 1161 Park Road Blandon, PA 19510	MaidenCreek Township/ Berks County	Willow Creek/3-B	Y
PA0026808— SEW	Springettsbury Township 3501 North Sherman Street York, PA 17406	Springettsbury Township York County	Codorus Creek/7-H	Y
PA0026051— SEW	Chambersburg Boro STP 100 2nd Street Chambersburg, PA 17201-2515	Chambersburg Boro Franklin Township	Conocheague Creek/13-C	Y
PA0033057— SEW	Crestview Village MHP 455B Middle Creek Rd Lititz, PA 17543-7303	Londonderry Township Dauphin County	Iron Run/7-D	Y
PA0023183— SEW	Mt Holly Spring Boro Auth 200 Harman St Mt Holly Springs, PA 17065-1339	Mt Holly Spring Boro Cumberland County	Mountain Creek 7-E	Y
PA0080241— SEW	West Perry High School & Middle School 2606 Sherman's Valley Road Ellitsburg, PA 17024-9132	Spring Township Perry County	Montour Creek 7-A	Y
PA0080748— SEW	Northern Lebanon County Authority PO Box 434 Jonestown, PA 17038	Union Township Lebanon County	Swatara Creek 7-D	Y

*Northcentral 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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0234052 (CAFO)	Showers Farm—Finisher 767 Gray Hill Road New Columbia, PA 17856-9407	Union County White Deer Township	Unnamed Tributary of West Branch Susquehanna River (10-C)	No
PA0228435 (Sewage)	Brady Township SE WWTP 16436 US Route 15 Allenwood, PA 17810-9137	Lycoming County Brady Township	Black Run (10-C)	Yes
PA0228346 (Sewage)	Huston Township Municipal Authority WWTP 11837 Bennetts Valley Highway Suite 2 Penfield, PA 15849-5433	Clearfield County Huston Township	Tyler Run (8-A)	Yes
PA0009725 (Industrial)	Jersey Shore Steel Plant 70 Maryland Avenue PO Box 5055 Jersey Shore, PA 17740-7113	Clinton County Pine Creek Township	Unnamed Tributary to West Branch Susquehanna River (9-B)	No

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0102482 (Sewage)	Green Acres MHP 797 Pittsburgh Road Butler, PA 16002-4053	Butler County Penn Township	Unnamed Tributary of Glade Run (20-C)	Yes
PA0222771 (Industrial)	International Waxes Titusville 1007 E Spring Street Titusville, PA 16354-7808	Crawford County Titusville City	Oil Creek (16-E)	Yes
PA0221007 (Sewage)	Volant Borough STP 525 Main Street Volant, PA 16156-7019	Lawrence County Volant Borough	Neshannock Creek (20-A)	Yes

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


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

**NPDES Permit No. PA0255149**, Sewage, SIC Code 8811, **Beatrice E. Fields**, 2322 Henry Road, Sewickley, PA 15143.

This proposed facility is located in Bell Acres Borough, **Allegheny County**.

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

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

**NPDES Permit No. 0266396**, Sewage, **Riddell Residence**, SRSTP 2992, Dublin Mills Rd, Hustontown, PA 17229.

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

Description of Proposed Action/Activity: Applicant is authorized to discharge from their residence noted above, to Dry Swale to UNT to Sideling Hill Creek /Watershed 12-C.

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


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

**QM Permit No. 0216405**, Sewage, SIC Code 8811, **Beatrice E. Fields**, 2322 Henry Road, Sewickley, PA 15143.

This proposed facility is located in Bell Acres Borough, **Allegheny County**.

Description of Proposed Action/Activity: The Applicant proposes to construct a small flow treatment facility to serve an existing three bedroom dwelling.

**QM Permit No. WQG01041601**, Sewage, SIC Code 8811, **Thomas Meehan**, 128 Jody Drive, New Brighton, PA 15066.

This proposed facility is located in New Sewickley Township, **Beaver County**.

Description of Proposed Action/Activity: The Applicant proposes to construct a SFTF to replace an existing malfunctioning on-lot system, to serve the Meehan Lane Plan of Lots.

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

**QM Permit No. 3916402**, Sewage, SIC Code 5271, **Glencrest Realty Co.**, 6000 Glencrest Road, Slatington, PA 18080.

This facility is located in Washington Township, **Lehigh County**.

Description of Proposed Action/Activity: The project is for the replacement of the existing chlorine contact tank at the wastewater treatment plant with a new combination tank that will achieve: aerated chlorine contact, final clarification, and post-aeration. The existing unused final sand filter will be removed. The existing 15,000-gallon equalization tank will be drained/inspected, and replaced in-kind if needed. A 3-hp grinder will be installed at the equalization tank inlet. Pumps, blowers and other appurtenances will be upgraded as part of the project.

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

**QM Permit No. 6786201 A1**, Industrial Waste, 4400 Mount Pisgah Road York, PA 17406.

This proposed facility is located in Windsor Township and Lower Windsor Township, **York County**.

Description of Proposed Action/Activity:

- Four (4) existing 250,000-gallon influent storage tanks; one with a new jet mixing system.
- Existing grit chamber, neutralization tank, two (2) flocculation tanks and two (2) gravity plate separators.
- Two (2) 63,500-gallon pre-anoxic tanks converted from two (2) existing clarifiers.
- New 5,000-gallon methanol storage tank with chemical feed system.
- Two (2) existing 264,000-gallon aeration tanks with new jet aeration systems replacing existing fine bubble aeration systems.
- Two (2) new cross-flow tubular ultrafilter membrane systems (each with three (3) membrane modules).
- New membrane clean-in place (CIP) system consisting of a cleaning tank, hot/cold water storage tanks, chemical metering system for caustic, sodium hypochlorite and citric acid based cleaning chemicals.
- Conversion of the existing phosphoric acid feed system from manual operation to an automatically controlled.
- New flow splitter boxes for pre-anoxic tanks and aeration tanks.
- New two (2) plate-and frame heat exchangers for cooling the activated sludge biomass.
- Elimination of two (2) existing sand filters.
- New effluent flow meter and flow-proportional composite sampler.
- Existing outfall structure.
- Other appurtenances associated with the upgrade project.

**WQM Permit No. 2116407**, Sewerage, **Upper Allen Township Sewer System**, 100 Gettysburg Pike, Mechanicsburg, PA 17055-5604.

This proposed facility is located in Upper Allen Township, **Cumberland County**.

Description of Proposed Action/Activity: This permit approves the construction of sewage facilities consisting of: Extension and replacement of the existing Allendale Interceptor. The interceptor extension will be 5,321 ft long and the replacement will be 2,625 ft. All sewers will use 18" pipes and drain to the Lower Allen Township Authority WWTP.

**WQM Permit No. 2291409 T-1**, Sewerage, **John and Zonya Stoltzfus Halifax Village LLC**, PO Box 375, Gap, PA 17527.

This proposed facility is located in Halifax Township, **Dauphin County**.

Description of Proposed Action/Activity: Screening unit, flow equalization tank, pre-aeration system, clarifier, chlorine contact tank with tablet chlorination, de-chlorination feeder and aerobic sludge digester.

**WQM Permit No. 2916402**, Sewerage, **Riddell Residence**, SRSTP 2992, Dublin Mills Rd, Hustontown, PA 17229.

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

Description of Proposed Action/Activity: a 1,250-gallon dual compartment septic tank; 500 gallon single compartment dosing tank; 20' x 16' accessible sand filter; Chlorine erosion tablet feeder; 500-gallon two compartment chlorine contact tank; Sodium Sulfate dechlorination tablet feeder; Outfall 001 to dry swale to UNT to Sideling Hill Creek.

**WQM Permit No. 0691420-T4**, Sewerage, **Charles J Piekanski**, 186 Hill School Road, Douglassville, PA 19518.

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

Description of Proposed Action/Activity: Applicant was granted permission to utilize a septic tank and sand bed treatment system with chlorine contact tank and tablet chlorinator.

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

**WQM Permit No. 5507401 A-1**, Sewage, SIC Code 4952, **Eastern Snyder County Region Authority**, PO Box 330, Selinsgrove, PA 17870-0330.

This existing facility is located in Monroe Township, **Snyder County**.

Description of Proposed Action/Activity: Main interceptor sewer replacement including new inverted siphon.

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

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*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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD150009	Robert Cook 303 Oxford Road Oxford, PA 19363	Chester	East Nottingham Township	Unnamed Tributary to West Brach Big Elk Creek HQ-TSF-MF
PAI011508042-R1	Eagleview Crossing, L.P. (The Hankin Group) 707 Eagleview Boulevard Exton, PA 19341	Chester	Uwchlan Township	Shamona Creek HQ-TSF-MF
PAD230006	Ashford Land Company, L.P. 516 North Newtown Street Road Newtown Square, PA 19073	Delaware	Newtown Township	Crum Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023916020	Darrel Stein 6853 Ruppsville Road Allentown, PA 18106	Lehigh	Upper Macungie Township	Iron Run (HQ-CWF, MF) Little Lehigh Creek (HQ-CWF, MF)
PAD390009	Cedar Fair, L.P. c/o Brad Nesland Dorney Park and Wildwater Kingdom 3830 Dorney Park Road Allentown, PA 18104	Lehigh	South Whitehall Township	Cedar Creek (HQ-CWF, MF)

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

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032110004R Issued	S&A Homes, Inc. Richard Leatham 2121 Old Gatesburg Road Suite 200 State College, PA 16801	Cumberland	South Middleton Township	Letort Spring Run (EV, MF)
PAI034416003 Issued	Borough of Newton Hamilton PO Box 63 Newton Hamilton, PA 17075	Mifflin	Newton Hamilton Borough and Wayne Township	UNT Juniata River (HQ-CFW, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056508002R	Maronda Homes, Inc. 1383 State Route 30 Clinton, PA 15026	Westmoreland County	North Huntingdon Township	UNT to Long Run (HQ-TSF) Crawford Run (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 &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Upper Makefield Township	PAC090031	Zaveta Custom Homes, LLC 4030 Skyron Drive Doylestown, PA 18902	Pidcock Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900



<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Newtown Township	PAC090028	Newtown Racquetball Association 120 Pheasant Run Newtown, PA 18940	Core Creek CWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Franconia Township	PAG02004616067	MB Investments 2650 Audubon Road Audubon, PA 19403	Unnamed Tributary to Skippack Creek TSF-MF	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 &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Upper Saucon Township Lehigh County	PAC390002	Kristina Grum 207 McNair Circle Northampton, PA 18067	Saucon Creek (CWF, MF)	Lehigh County Conservation District 610-391-9583
Wayne Township Schuylkill County	PAG02005416007	Hudson Advisors Schuylkill, L.P. Attn: Mr. Tyler Hudson 2450 Shenango Valley Freeway Hermitage, PA 16148	UNT to Bear Creek (CWF, MF)	Schuylkill County Conservation District 570-622-3742
Orwigsburg Borough and West Brunswick Township Schuylkill County	PAG02005411010R(1)	CBJF Realty & Bartush Industries 302 North Washington St. Orwigsburg, PA 17961	UNT Mahannon Creek (CWF, MF)	Schuylkill County Conservation District 570-622-3742
Pine Grove Township Schuylkill County	PAC540002	Eugene Martin 155 Laurel Drive Pine Grove, PA 17963	UNT to Swatara Creek (CWF, MF)	Schuylkill County Conservation District 570-622-3742

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

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Marion Township Issued	PAC060004	Doug and Dave Sattazahn, Zahncroft Dairy, LLC 3993 Smaltz Road Womelsdorf, PA 19567	UNT Tulpehocken Creek (TSF, MF)	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533
Silver Spring Monroe Lower Allen Upper Allen Townships Issued	PAC210025	PPL Electric Utilities Corporation Colleen Kester Two North Ninth Street GENN 4 Allentown, PA 18101	Conodoguinet Creek (WWF-MF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013 717.240.7812
Silver Spring Township Issued	PAC210019	Amen Parekh 4900 Woodland Drive Enola, PA 17025	Conodoguinet Creek (WWF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013 717.240.7812
Harrisburg City Issued	PAC220009	Harrisburg Area Community College 1 HACC Drive Harrisburg, PA 17112	Paxton Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100

## NOTICES

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<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
West Hanover Township Issued	PAG02002216015	Central Dauphin School District 600 Rutherford Road Harrisburg, PA 17109	Beaver Creek (WWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Susquehanna Township Issued	PAC220015	Harrisburg Property Services, LLC 320 Market Street 273E Harrisburg, PA 17101	Paxton Creek (WWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Lower Paxton Township Issued	PAC220014	Triple Crown Corporation 5351 Jaycee Avenue Harrisburg, PA 17112	Paxton Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Susquehanna Township Issued	PAC220012	Commerce Dr Dauphin LP 30 Marianne Drive York, PA 17406	Paxton Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Lower Swatara Township Middletown Borough Issued	PAC220013	SARAA 1 Terminal Drive Middletown, PA 17057	Susquehanna River (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Lower Swatara Township Issued	PAC220017	MRPI Fulling Mill LP c/o Clarion Partners 1717 McKissey Avenue Suite 1900 Dallas, TX 75202	UNT Swatara Creek (WWF) Swatara Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Pequea Township Issued	PAC360023	Elam Miller 2612 West Eby Road Bird-in-Hand, PA 17505	UNT Conestoga River (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
East Cocalico Township Issued	PAG02003614050(2)	Cherry Place Properties LP PO Box 788 Ephrata, PA 17522	Cocalico Creek (TSF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
East Hempfield Township Issued	PAC360018	MBI Development Co., Inc. 5 Powell Lane Collingswood, NJ 08108	Swarr Run (TSF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
Salisbury Township Issued	PAC360028	Sam Stoltzfus 5917 Plank Road Narvon, PA 17555	West Branch Octorara Creek (TSF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Clay Township Issued	PAC360029	Neil Weiler 1243 Swamp Bridge Road Denver, PA 17517	Middle Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
Earl Township Issued	PAC360033	Fred Wissler 517 North Railroad Avenue New Holland, PA 17557	Mill Creek (TSF, WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
East Hempfield Township Issued	PAC360044	Eric Scott 2450 Marietta Avenue Lancaster, PA 17601	UNT Brubaker Run (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
West Cornwall Township Issued	PAC380007	Tina and Frank Nelson 60 Old Mine Road Lebanon, PA 17042	Beck Creek (TSF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042 717.277.5275
North Annville Township Issued	PAC380013	Ray L. Weaver 110 Sherri Drive Lebanon, PA 17042	UNT Swatara Creek (WWF-MF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042 717.277.5275
Penn Township York County	PAC670019	Wellspring Properties, Inc. Robert Heidelbaugh 2545 South George Street York, PA 17403	UNT to Plum Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Penn Township York County Issued	PAC670023	TrueNorth Wellness Services Garrett Trout, CEO 625 West Elm Avenue Hanover, PA 17331-5125	Indian Run/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Hanover Borough York County Issued	PAC670022	100 Eisenhower Drive, LP (Apple Retail Properties) Dick Arcuri 950 Smile Way York, PA 17404	Slagle Run/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Warrington Township York County Issued	PAC670005	Northern York County School District 149 S. Baltimore Street Dillsburg, PA 17019	Doe Run/WWF and UNT to Conewago Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Springfield Township York County Issued	PAG02006716019	Springfield Township Board of Supervisors Tommy Wolfe 9211 Susquehanna Trail South Seven Valleys, PA 17360-2957	UNT to East Branch Codorus Creek/ CWF, MF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430

NOTICES

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Conewago Township York County Issued	PAC670004	Conewago Township LouAnne Bostic 490 Copenhaffer Road York, PA 17404	UNT to Little Conewago Creek/TSF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Newberry Township York County Issued	PAG02006716042	AutoZone Development, LLC Kevin Murphy 123 South Front Street Memphis, TN 38103	Fishing Creek/TSF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
West Manchester Twp & Manchester Twp York County Issued	PAC670006	York Pennsylvania Hospital Company, LLC Sally J. Dixon 325 S. Belmont Street York, PA 17403-2608	Willis Run/WWF, MF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Penn Township York County Issued	PAG02006705085R-1	Brookside, LLC Paul Burkentine 1500 Baltimore Street Hanover, PA 17331	UNT to Oil Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430

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

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Sewickley Township and South Huntingdon Township	PAC650020	Tenaska Pennsylvania Partners, LLC 14302 FNB Parkway Omaha, NE 68154-5212	UNTs to Sewickley Creek (WWF); UNTs to Painters Run (WWF); UNTs to Youghioghney River (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Salem Township	PAC650021	Western Pennsylvania Operating Engineers 457 Christopher Road New Alexandria, PA 15670	UNT to Loyalhanna Creek (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Unity Township	PAC650024	Jada View, LLC 1725 Hunters Path Lane Pittsburgh, PA 15241	Four Mile Run (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
City of Lower Burrell	PAG02006515040	Ziccarrelli Enterprises, Inc. 3 Feldarelli Square New Kensington, PA 15068	UNT to Little Pucketa Creek (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Penn Twp Butler County	PAC100006	Frank J. Zottola Construction, Inc. 595 Pittsburgh Road Butler, PA 16002	Tributary to Glade Run/WWF	Butler County Conservation District 724-284-5270

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
City of Meadville Crawford County	PAC200036	Lucy's Rentals and Storage 751 Bessemer Street Meadville, PA 16335	French Creek/WWF	Crawford County Conservation District 814-763-5269
Pine Grove Twp Warren County	PAC620001	Russell Dollar General Russell DPP, LLC 9010 Overlook Boulevard Brentwood, TN 37027	Conewango Creek/WWF	Warren County Conservation District 814-726-1441
Harborcreek Twp Erie County	PAC250003	Penn State University 139J Physical Plant Building University Park, PA 16802-1118	Four Mile Creek/WWF	Erie County Conservation District 814-825-6402
Norwich Twp McKean County	PAC420001	Plenary Walsh Keystone Partners 2000 Cliff Mine Road Park West Two, 3rd Floor Pittsburgh, PA 15275	Havens Run/CWF	McKean County Conservation District 814-887-4001
New Beaver Borough/ Wayne Township Lawrence County	PAG02003716008	Pennsylvania American Water 800 W. Hershey Park Drive Hershey, PA 17033	Beaver River/WWF; Connoquenessing Creek/WWF; UNT to Beaver Run/WWF	Lawrence County Conservation District 724-652-4512
Liberty Township Mercer County	PAC430003	Living Treasures Animal Park 268 Fox Road New Castle, PA 16101	Black Run and a UNT to Black Run/CWF	Mercer County Conservation District 724-676-2242

*General Permit Type—PAG-03*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Lehigh Township Northampton County	PAG032220	Great Metal Recycling 324 Riverview Drive Walnutport, PA 18088-9693	Lehigh River—2-C TSF/MF	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511
Hazle Township Luzerne County	PAG032219	Dober Chemicals 11230 Katherines Crossing Woodridge, IL 60517-5127	Tomhicken Creek—5-E	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511
Bingham Township Potter County	PAG034833	Patrick Hoopes Trucking, Inc. 437 Northern Potter Road Ulysses, PA 16948-9571	Unnamed Tributary to Genesee River—14-A	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101 Williamsport, PA 17701-6448 570.327.3636

*General Permit Type—PAG-4*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Douglas Township Berks County	PAG043538, A-1	Charles J Piekanski 186 Hill School Rd Douglasville, PA 19518	UNT of Schuylkill River/3-D	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-10*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Pascone Pipeline Project Lathrop Township Susquehanna County	PAG102346	Williams Field Service Co. LLC Park Place Corp Center 2 2000 Commerce Drive Pittsburgh, PA 15275	Unnamed Tributary to Martins Creek and Unnamed Tributary to Horton Creek 4-F/CWF—MF	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511

*General Permit Type—PAG-12*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Bethel Township Lebanon County	PAG123597	Daryl L Martin Layer Farm 204 Farmers Drive Myerstown, PA 17067	Lebanon County in Watershed 7-D	DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lower Chanceford Township York County	PAG123703	Robert H Gochenaur 3449 Delta Road Airville, PA 17302	York County in Watershed 7-I	DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Granville Township Bradford County	PAG124811	Matthew L. McClellan 443 Coolbaugh Hill Road Granville Summit, PA 16926-9216	Unnamed Tributary to North Branch Towanda Creek—4-C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101 Williamsport, PA 17701-6448 570.327.3636

*General Permit Type—PAG-13*

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAG133637, A-1	Derry Township Munic Auth Dauphin County 670 Clearwater Road Hershey, PA 17033	Dauphin County	Derry Township	7-D	Y

**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**

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

**Operations Permit # 0917502** issued to **Warminster Municipal Authority**, 415 Gibson Avenue, Warminster, PA 18974, [(PWSID)] Warminster Township, **Bucks County** on January 23, 2017 for the operation of Granular Activated Carbon Filters at Well No. 13 facilities approved under construction permit # 0914522.

**Operations Permit # 1517503** issued to **Mr. Brian McKinley, Imperial Manufactured Home Community, LLC**, P.O. Box 5010, Smyrna, DE 19977 [(PWSID)] West Caln Township, **Chester County** on January 20, 2017 for the operation of two (2) 500-gallon water storage tanks, two (2) booster pumps, two (2) pressure transducers, and respective piping and valving for Well Nos. 1 and 3 at Imperial MHP.

**Operations Permit # 0916517** issued to **Trumbauersville Municipal Waterworks**, 1 Evergreen Drive, P.O. Box 100, Trumbauersville, PA 18970, [(PWSID)] Trumbauersville Borough, **Bucks County** on January 18, 2017 for the operation of Interior Painting of 100,000-Gallon Storage Tank facilities approved under construction permit # 0916517.

**Permit No.1517501, Minor Amendment.** Public Water Supply.

Applicant	<b>North Coventry Water Authority</b> P.O. Box 394 Pottstown, PA 19464-0394
Township	North Coventry
County	<b>Chester</b>
Type of Facility	PWS
Consulting Engineer	Spotts, Steven, & McCoy 1047 North Park Road P.O. Box 6307 Reading, PA 19610-0307
Permit to Construct Issued	January 25, 2017

**Permit No 0916522, Minor Amendment.** Public Water Supply.

Applicant	<b>Milford Township Water Authority</b> P.O. Box 516 Spinnerstown, PA 18968-0516
Township	Milford
County	<b>Bucks</b>
Type of Facility	PWS
Consulting Engineer	Pennoni Associates, Inc. 3001 Market Street Philadelphia, PA 19104
Permit to Operate Issued	January 18, 2017

**Permit No 0916520, Minor Amendment.** Public Water Supply.

Applicant	<b>Perkasie Regional Authority</b> 150 Ridge Road Sellersville, PA 18960
Borough	Perkasie
County	<b>Bucks</b>
Type of Facility	PWS
Consulting Engineer	Anderson Engineering Associates, Inc. 306 N. Fifth Street Perkasie, PA 18944
Permit to Operate Issued	January 20, 2017

**Permit No.0916525, Minor Amendment.** Public Water Supply.

Applicant	<b>North Penn Water Authority</b> 300 Forty Foot Road P.O. Box 1659 Lansdale, PA 19446
Township	Hilltown
County	<b>Bucks</b>
Type of Facility	PWS
Consulting Engineer	Entech Engineering, Inc. 201 Penn Street Reading, PA 19602
Permit to Operate Issued	January 27, 2017

**Permit No.4616533, Minor Amendment.** Public Water Supply.

Applicant	<b>Aqua Pennsylvania, Inc.</b> 762 W. Lancaster Avenue Bryn Mawr, PA 19010
Township	Upper Moreland
County	Montgomery
Type of Facility	PWS
Consulting Engineer	Aqua Pennsylvania, Inc. 762 W. Lancaster Avenue Bryn Mawr, PA 19010
Permit to Operate Issued	January 25, 2017

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

**Permit No.4816505MA, Public Water Supply.**

Applicant	<b>Pennsylvania American Water Company</b> 800 W. Hersheypark Dr. Hershey, PA 17033
[Borough or Township]	Upper Mt. Bethel Township
County	<b>Northampton</b>
Type of Facility	PWS
Consulting Engineer	Mr. Craig Darosh PE PAWC 4 Wellington Blvd Wyomissing, PA 19610
Permit to Construct Issued	January 9, 2017

**Permit No. 4016515MA, Public Water Supply.**

Applicant	<b>Aqua Pennsylvania, Inc.</b> 1 Aqua Way White Haven, PA 18661
[Borough or Township]	Butler Township
County	<b>Luzerne</b>
Type of Facility	PWS
Consulting Engineer	Steven Riley, PE Entech Engineering, Inc. PO Box 32 Reading, PA 19603
Permit to Construct Issued	December 29, 2016

**Permit No.4516511**, Public Water Supply.  
 Applicant **Aqua Pennsylvania, Inc.**  
 1 Aqua Way  
 White Haven, PA 18661  
 [Borough or Township] Chestnuthill Township  
 County **Monroe**  
 Type of Facility PWS  
 Consulting Engineer Mr Byron A Killian PE  
 Entech Engineering Inc  
 201 Penn St  
 PO Box 32  
 Reading, PA 19603  
 Permit to Construct Issued January 24, 2017

**Permit No.5416502**, Public Water Supply.  
 Applicant **Schuylkill County Municipal Authority**  
 221 South Centre Street  
 Pottsville, PA 17901  
 Municipality Reilly and Frailey Townships  
 County **Schuylkill**  
 Type of Facility PWS  
 Consulting Engineer David L. Horst, P.E.  
 Alfred Benesch & Company  
 400 One Norwegian Plaza  
 Pottsville, PA 17901  
 Permit to Construct Issued January 30, 2017

**Permit No.3391038, Operation Permit**, Public Water Supply.  
 Applicant **Cornerstone Living, Inc.**  
 4605 Werleys Corner Road  
 New Tripoli, PA 18066  
 Municipality Weisenberg Township  
 County **Lehigh**  
 Type of Facility PWS  
 Consulting Engineer Timothy A. Miller, P.E.  
 Keystone Consulting Engineers,  
 Inc.  
 6235 Hamilton Boulevard  
 Wescosville, PA 18106  
 Permit to Operate Issued February 1, 2017

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

**Permit No. 1416506—Construction—Public Water Supply.**  
 Applicant **Department of Corrections, State Correctional Institute at Rockview**  
 Township/Borough Benner Township  
 County **Centre**  
 Responsible Official Mark Garman, Superintendent  
 PO Box A  
 Bellefonte, PA 16823  
 Type of Facility Public Water Supply  
 Consulting Engineer N/A

Permit Issued January 25, 2017  
 Description of Action Permit authorizes addition of sodium bicarbonate to pre-filtration and post-filtration water and addition of powdered activated carbon known as Aqua Nuchar® to pre-filtration water from McBride Gap Reservoir at the water treatment plant.

**Troy Water Department** (Public Water Supply), Troy Borough, **Bradford County**: On January 30, 2017, the Safe Drinking Water Program approved the Source Water Protection (SWP) plan for the Troy Water Department, Troy Borough, **Bradford County**. The personnel involved with the development of this SWP are to be commended for taking these proactive steps to protect these water sources for their community. Development of the SWP plan was funded by the Department of Environmental Protection (Marcus J. Kohl, P.E., (570) 327-3695).

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

**Permit No.3016510MA**, Public Water Supply.  
 Applicant **Southwestern Pennsylvania Water Authority**  
 1442 Jefferson Road  
 PO Box 187  
 Jefferson, PA 15344  
 [Borough or Township] Franklin Township and Waynesburg Borough  
 County **Greene**  
 Type of Facility Waynesburg transmission main  
 Consulting Engineer Bankson Engineers, Inc.  
 267 Blue Run Road  
 Suite 200  
 Cheswick, PA 15024  
 Permit to Construct Issued January 27, 2017

**Operations Permit** issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, (**PWSID # 5260020**) Dunbar Township, **Fayette County** on January 24, 2017 for the operation of facilities approved under Construction Permit # 2615502.

**Operations Permit** issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, (**PWSID # 5260020**) Dunbar Township, **Fayette County** on January 24, 2017 for the operation of facilities approved under Construction Permit # 2615504.

**Operations Permit** issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) Dunbar Township, **Fayette County** on January 24, 2017 for the operation of facilities approved under Construction Permit # 2615505.

**Operations Permit** issued to: **Monroeville Municipal Authority**, 219 Speelman Lane, Monroeville, PA 15146, (**PWSID # 5020027**) Monroeville Borough, **Allegheny County** on January 19, 2017 for the operation of facilities approved under Construction Permit # 0215518MA.



**Permit No.3016510MA, Minor Amendment.** Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

[Borough or Township] Franklin Township and Waynesburg Borough

County **Greene**

Type of Facility Waynesburg transmission main

Consulting Engineer Bankson Engineers, Inc.  
267 Blue Run Road  
Suite 200  
Cheswick, PA 15024

Permit to Construct Issued January 27, 2017

**Permit No.3016511MA, Minor Amendment.** Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

[Borough or Township] Wayne Township

County **Greene**

Type of Facility Kingwood Road and Maple Run Road waterlines

Consulting Engineer Bankson Engineers, Inc.  
267 Blue Run Road  
Suite 200  
Cheswick, PA 15024

Permit to Construct Issued January 27, 2017

**Permit No.1116508MA, Minor Amendment.** Public Water Supply.

Applicant **Highland Sewer and Water Authority**  
120 Tank Drive  
Johnstown, PA 15904

[Borough or Township] Summerhill Township

County **Cambria**

Type of Facility Beaverdam reservoir intake tower modifications

Consulting Engineer The EADS Group, Inc.  
450 Aberdeen Drive  
Somerset, PA 15501

Permit to Construct Issued January 27, 2017

**Permit No.3013501WMP4, Minor Amendment.** Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

[Borough or Township] Amwell Township

County **Greene**

Type of Facility Hyel Route 19 Vault bulk loading station

Consulting Engineer Bankson Engineers, Inc.  
267 Blue Run Road  
Suite 200  
Cheswick, PA 15024

Permit to Operate Issued January 27, 2017

**Permit No.3013501WMP5, Minor Amendment.** Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

[Borough or Township] Washington Township

County **Greene**

Type of Facility Big Sky Vault bulk loading station

Consulting Engineer Bankson Engineers, Inc.  
267 Blue Run Road  
Suite 200  
Cheswick, PA 15024

Permit to Operate Issued January 27, 2017

#### WATER ALLOCATIONS

**Actions taken on applications received under the act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.**

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

**WA-15-182F, Water Allocations. Pennsylvania American Water Company,** 4 Wellington Boulevard, Suite 2, Reading, PA 19610 West Caln Township, **Chester County.** Granting the right to withdraw up to 7.0 mgd from Rock Run, when Rock Run Reservoir is spilling or 3.0 mgs from Rock Run, when Rock Run Reservoir is not spilling, and 4.0 mgd from the West Branch Brandywine Creek, for a combined maximum total daily allocation of 7.0 mgd from both sources

#### SEWAGE FACILITIES ACT PLAN APPROVAL

**Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P.S. § 750.5)**

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Greenville Borough	125 Main Street Greenville, PA 16125	Mercer

*Plan Description:* The approved plan provides for the conversion of the existing Trickling Filter/Solids Contact process to the Membrane Bioreactor process. This alternative repurposes all of the existing tankage, while converting to a more efficient and operationally flexible secondary treatment process with treatment capabilities for potential future total nitrogen limits. The treatment plant will retain its design flow of 4.0 MGD. The Depart-

ment's review of the sewage facilities plan 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.

**HAZARDOUS SITES CLEAN-UP  
UNDER THE ACT OF  
OCTOBER 18, 1988**

**PUBLIC NOTICE OF PROPOSED CONSENT  
ORDER AND AGREEMENT**

**Moyer Landfill Superfund Site, Lower Providence  
Township, Montgomery County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P.S. §§ 6020.101—6020.1305) and the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) (42 U.S.C.A. §§ 9601—9675), has entered into a Prospective Purchaser Agreement (Agreement) with Carmela Farms, LLC (Carmela Farms) regarding its purchase of the Moyer Landfill Site (Site).

The Site is located at 20 Moyer Road, in Lower Providence, Montgomery County. The Site consists of approximately 60 acres of an inactive landfill that has been capped in accordance with the remedy selected by the Department. Currently, the Site presents as a large open space area surrounded by wooded area on steep slopes. The Site consists of soil and groundwater contamination, which was the result of the landfill's acceptance of a variety of solid and liquid hazardous wastes.

The USEPA deemed the remedial action to be complete, operational and functional on September 17, 2002, and the Department has been performing operation and maintenance (O&M) obligations at the Site since the completion of EPA's remedial actions. These actions consist primarily of mowing the grass on the landfill cap, erosion and sedimentation control construction and repair, operation of the groundwater pumping stations, monitoring of leachate volume and quality, payment of annual sewerage fees to Lower Providence Sewer Authority, and continued air quality monitoring and laboratory assessments.

In connection with its purchase of the Site, Carmela Farms desires to resolve its potential liability to the Department for reimbursement of certain response costs to be incurred at the Site. The Department has determined that it is in the public interest to resolve its claim against Carmela Farms. Consequently, the Department and Carmela Farms have signed an Agreement, in which Carmela Farms has agreed to conduct a portion of the Department's O&M at the Site.

This notice is provided under Section 1113 of HSCA, 35 P.S. § 6020.1113, which states that, "settlement shall become final upon the filing of the Department's response to significant written comments." The Agreement is available for public review and comment. The Agreement can be examined from 8 a.m. to 4 p.m. at the Department's Southeast Regional Office, located at 2 East Main Street in Norristown, PA 19401, by contacting either Joshua Crooks at (484) 250-5784 or Robert J. Schena, Esquire at (484) 250-5865. Mr. Crooks and Mr. Schena may also be contacted electronically at [jcrooks@pa.gov](mailto:jcrooks@pa.gov) and [roschena@pa.gov](mailto:roschena@pa.gov), respectively. A public comment period on the Agreement will extend for 60 days from today's date. Persons may submit written comments regarding the agreement within 60 days from today's date, by submitting them to Mr. Crooks at the above address.

**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:

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

**Cramer's Cashway Property**, 132 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 Final Report concerning remediation of site soils and groundwater contaminated with Benzene, Ethylbenzene, Naphthalene, Toluene, 1,2,4-TMB, 1,3,5-TMB, MTBE, and Cumene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Clapper Property**, 951 Stump Pond Road, New Milford Township, **Susquehanna County**. Resource Environmental, 50 Maple Street, Montrose, PA 18801, on behalf of CB Excavating and Logging LLC, 2108

Lakeview Road, Susquehanna, PA 18847, submitted a Final Report concerning remediation of site soils contaminated with benzene, naphthalene, toluene, ethylbenzene, cumene, MTBE, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

**Rose Transportation, Inc.**, Diesel Fuel Release, 2991 Admire Road, Dover, PA 17315, Dover Township, **York County**. EP&S of Vermont, Inc., 1539 Bobali Drive, Harrisburg, PA 17104, on behalf of Rose Transportation, Inc., 618 Roadway Boulevard, Pitcairn, PA 15140, and William Evaugh, 2991 Admire Road, Dover, PA 17315, submitted a Final Report concerning site soil contaminated with diesel fuel. The Report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

**3434 Lincoln Highway East Property**, 3434 Lincoln Highway East, Paradise, PA 17562, Paradise Township, **Lancaster County**. Mulry and Cresswell Environmental, Inc., 1679 Horseshoe Pike, Glenmoore, PA 19343, on behalf of Doutrich Homes, Inc., 333 Lincoln Highway East, Paradise, PA 17562, submitted a Final Report concerning remediation of soils and groundwater contaminated with leaded gasoline. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

**Conestoga MHP Lot 20**, 3327 Main Street, Lot 20, Conestoga, PA 17516, Conestoga Township, **Lancaster County**. Liberty Environmental, 480 New Holland Avenue, Suite 8203, Lancaster, PA 17602, on behalf of Conestoga Mobile Home Park, 252 Willow Valley Road, Lancaster, PA 17602, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to the Residential Statewide Health Standard.

**Columbia Gas Service Center Off-Property Area**, 149 North Stratton Street, Gettysburg, PA 17325, Borough of Gettysburg, **Adams County**. AECOM, 250 Apollo Drive, Chelmsford, MA 01824, on behalf of NiSource Corporate Services, 4 Technology Drive, Suite 250, Westborough, MA 01581 and South Central Community Action Program, 153 North Stratton Street, Gettysburg, PA 17325 submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

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

**Wheeler Property**, State College Borough, **Centre County**. DMS Environmental Services, LLC, 103 South Spring Street, Bellefonte, PA 16823, on behalf of Stephen Wheeler, 534 Glenn Road, State College, PA has submitted a Final Report concerning remediation of soils contaminated with fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Harbison Walker Line Unit No. 122**, Pike Township, **Clearfield County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Range Resources, 3000 Town Center Blvd, Canonsburg, PA 15317, has submitted a Final report concerning remediation of site

soils contaminated with inorganics. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**124 Legion Road**, Scott Township, **Columbia County**. Crawford Environmental Services, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Boyer Oil Service, Inc., 1311 Old Berwick Road, Bloomsburg, PA 17815, has submitted a Final Report concerning remediation of site soils contaminated with fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**SXL Butternut Road Release Site**, Gamble Township, **Lycoming County**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Sunoco Logistics, LP, 100 Green Street, Marcus Hook, PA 19061, has submitted a Final Report concerning remediation of site soils contaminated with unleaded gas. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Clark's Feed Mills, Inc. Project**, West Chillisquaque Township, **Northumberland County**. Northridge Group, Inc., PO Box 231, Northumberland, PA 17857, on behalf of Clark's Feed Mills, Inc., SR 61 North, 19 Mountain Road, Shamokin, PA 17872, has submitted a Final Report concerning remediation of site soils contaminated with diesel fuel. 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.*

**Liberty Park**, Block D, City of Pittsburgh, **Allegheny County**. KU Resources, 22 South Linden Street, Duquesne, PA 15110 on behalf of Pittsburgh Housing Authority, 200 Ross Street, Pittsburgh, PA 15219 has submitted a Final Report concerning the remediation of site soil contaminated with VOCs, SVOCs and Metals. The Final report seeks a site-specific residential standard of attainment. Public notice was published to the Tribune-Review on October 20, 2016

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).**

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-

specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

**Conversano Property**, 897 Country Place Drive, Coolbaugh Township, **Monroe County**. Patriot Environmental Management, LLC, 21 Unionville Road, PO Box 629, Douglassville, PA 19518, on behalf of The Sycamore Companies, 998 Old Eagle School Road, Wayne, PA 18466, submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, MTBE, Isopropylbenzene, Naphthalene, 1,2,4-Trimethylbenzene, and 1,3,5-Trimethylbenzene. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on January 25, 2017.

**Simon Silk Mill and Moon Property**, 671 North 13th Street and 1250 Bushkill Drive, Easton City, **Northampton County**. Moonstone Environmental, LLC, 1150 Glenlivet Drive, Suite A23, Allentown, PA 18106, on behalf of Redevelopment Auth. of Easton, PA, 1 South Third Street, 4th Floor, Easton, PA 18042, submitted a Final Report concerning the remediation of site soils and groundwater contaminated with VOCs, SVOCs, PCBs, and heavy metals. The Final Report demonstrated attainment of the Site-Specific Standard, and was approved by the Department on January 25, 2017.

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

**Schneider National Inc.**, 1 Schneider Drive, Carlisle, PA 17013, Middlesex Township, **Cumberland County**. GEI Consultants, Inc., 18000 Horizon Way, Mount Laurel, NJ 08054, on behalf of Schneider National, Inc., 3101 Packerland Drive, Green Bay, WI 54313-6187, submitted

a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated from an oil/water separator. The Remedial Investigation Report was administratively incomplete and was disapproved by the Department on January 24, 2017.

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

**Cramer Studios**, Bellefonte Borough, **Centre County**. P. Joseph Lehman, Inc. Consulting Engineers, 117 Olde Farm Office Centre, Duncansville, PA 16635, on behalf of Cramer Studios, 105 North Potter Street, Bellefonte, PA 16823 has submitted a Remedial Investigation Report and Risk Assessment Report concerning the remediation of groundwater contaminated with unleaded gasoline. These reports were approved on January 19, 2017.

**Bloomsburg Former MGP Site**, Bloomsburg Township, **Columbia County**. Stantec Consulting Services, Inc., 400 Davis Drive, Suite 400, Plymouth Meeting, PA 19462, on behalf of UGI Penn Natural Gas, 2525 North 12th Street, Reading, PA 19612-2577, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with manufactured gas constituents. The report demonstrated attainment of the Site-specific Standard and was approved by the Department on December 1, 2016.

**Former SemMaterials L.P. Facility/CRAFCO**, Point Township, **Northumberland County**. ARCADIS U.S. Inc., 10 Friends Lane, Suite 200, Newtown, PA 18940, on behalf of Koch Remediation & Environmental Services, LLC, 4111 East 37th Street North, Wichita, KS 67720, submitted a Final Report concerning remediation of site soil and groundwater contaminated with PCBs and other Organic Compounds. The report demonstrated attainment of the Statewide Health and Site-Specific Standards and was approved by the Department on January 25, 2017.

**Former Westfield Tannery**, Westfield Borough, **Tioga County**. SSM Group, Inc., 1047 N. Park Road, Reading, PA 19610, on behalf of Tioga County Development Corp, 114 Main Street, Wellsboro, PA 16901, has submitted a Final Report concerning remediation of site soil contaminated with Lead. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on January 18, 2017.

**Miller Center for Recreation and Wellness Property**, East Buffalo Township, **Union County**. Pennsylvania Tectonics, Inc., 723 Main Street, Archbald, PA 18403, on behalf of Miller Center for Recreation and Wellness, 1000 Buffalo Road, Lewisburg, PA 17837, has submitted a Combined Act 2 Remedial Investigation Report & Cleanup Plan concerning remediation of site soil contaminated with Arsenic. The combined Remedial Investigative Report and Cleanup Plan was approved by the Department on December 13, 2016.

#### HAZARDOUS WASTE TRANSPORTER LICENSE

**Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P.S. §§ 6018.101–6018.1003) and regulations to transport hazardous waste.**

*Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 69170, Harrisburg, PA 17106-9170.*

*Hazardous Waste Transporter License Expired*

**Disposal Consultant Services, Inc.**, 50 Howard Street, Piscataway, NJ 08854. License No. PA-AH 0754. Effective Oct 31, 2016.

**ENPRO Services, Inc.**, 114 Bridge Street, Salisbury, MA 01952. License No. PA-AH 0696. Effective Oct 31, 2016.

*Hazardous Waste Transporter License Reissued*

**Action Trucking Co., Inc.**, 3010 Burns Avenue, Wantagh, NY 11793. License No. PA-AH 0826. Effective Feb 27, 2017.

**Bionomics, Inc.**, PO Box 817, Kingston, TN 37763. License No. PA-AH 0730. Effective Jan 26, 2017.

**Hazleton Oil & Environmental, Inc.**, 300 Tamaqua Street, Hazleton, PA 18201. License No. PA-AH 0713. Effective Jan 19, 2017.

**The Pennohio Corporation**, 4813 Woodman Ave, Ashtabula, OH 44004. License No. PA-AH 0618. Effective Jan 25, 2017.

**Transwaste, Inc.**, 3 Barker Drive, Wallingford, CT 06492. License No. PA-AH 0674. Effective Jan 26, 2017.

*Renewal Applications Received*

**Action Trucking Co., Inc.**, 3010 Burns Avenue, Wantagh, NY 11793. License No. PA-AH 0826. Effective Jan 27, 2017.

**S-J Transportation Co., Inc.**, 1176 US Route 40, Woodstown, NJ 08098. License No. PA-HC 0031. Effective Feb 01, 2017.

**REGULATED MEDICAL AND  
CHEMOTHERAPEUTIC WASTE TRANSPORTER  
LICENSES**

**Actions on applications for Regulated Medical and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and the act of June 28, 1988 (P.L. 525, No. 93) and regulations to transport regulated medical and chemotherapeutic waste.**

*Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 69170, Harrisburg, PA 17106-9170.*

*Regulated Medical and Chemotherapeutic Waste Transporter License Expired*

**Moran Environmental Recovery, LLC**, 75D York Avenue, Randolph, MA 02368. License No. PA-HC 0250. Effective Dec 31, 2016.

**OPERATE WASTE PROCESSING OR DISPOSAL  
AREA OR SITE**

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

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

**Permit Application No.101615. Commonwealth Environmental Systems, L.P.**, P.O. Box 322, Hegins, PA 17930. A permit renewal for the continued operation of this municipal waste landfill in Foster, Frailey and Reilly Townships, **Schuylkill County**. The application was approved by the Regional Office on January 31, 2017.

Persons interested in reviewing the permit may contact Roger Bellas, Regional Waste Management Program Man-

ager, 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.

**OPERATE WASTE PROCESSING OR DISPOSAL  
AREA OR SITE**

**Permits renewed 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.**

*Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Permit No. 100945, Community Refuse Services, LLC**, 620 Newville Road Newburg, PA 17240.

The permit for Cumberland County Landfill, which expires on November 6, 2017, was renewed until November 6, 2027. The permit renewal was issued on January 26, 2017 for Solid Waste Permit No. 100945 for the operation of the Cumberland County Landfill in accordance with Article V of the Solid Waste Management Act, 35 P.S. §§ 6018.101, et seq.

Compliance with the terms and conditions set forth in the permit is mandatory. You have the right to file an appeal as to these terms and conditions.

**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.*

**GP3-46-0144: Ratosky & Trainor Inc.** (240 Flint Hill Road, King Prussia, PA 19406) On January 25, 2017 for a portable nonmetallic processing plant in East Norriton Township, **Montgomery County**.

**GP9-46-0096: Ratosky & Trainor Inc.** (240 Flint Hill Road, King Prussia, PA 19406) On January 25, 2017 for a diesel & No. 2 fuel-fired internal combustion engine in East Norriton Township, **Montgomery County**.

**GP3-46-0145: Ratosky & Trainor Inc.** (240 Flint Hill Road, King Prussia, PA 19406) On January 25, 2017 for a portable nonmetallic processing plant in East Norriton Township, **Montgomery County**.

**GP9-46-0097: Ratosky & Trainor Inc.** (240 Flint Hill Road, King Prussia, PA 19406) On January 25, 2017 for a diesel & No. 2 fuel-fired internal combustion engine in East Norriton Township, **Montgomery County**.

**GP1-46-0253: SPS Technology** (301 Highland Avenue, Jenkintown, PA 19046) On January 6, 2017 for a small gas & No. 2 oil fired combustion unit in Abington Township, **Montgomery County**.

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

*Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.*

**GP3-64-010: Bunnell Waste Removal, Inc.** (267 Tryon Street, Honesdale, PA 18431) on December 22, 2016 to construct and operate a Portable Crushing Operation with water sprays at their facility in Texas Township, **Wayne County**.

**GP9-64-010: Bunnell Waste Removal, Inc.** (267 Tryon Street, Honesdale, PA 18431) on December 22, 2016 to install and operate one (1) Diesel I/C engines their facility in Texas Township, **Wayne County**.

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

*Contact: Muhammad Q. Zaman, Program Manager, 570-327-3648.*

**GP5-59-219A: SWEPI LP** (150-E N. Dairy Ashford, E-1296-J, Houston, TX 77079) on January 25, 2017, for authorization to continue operation of three (3) 1,380 bhp Caterpillar G3516B four-stroke ultra-lean-burn (ULB) natural gas fired compressor engines each equipped with a Miratech oxidation catalysts, one (1) 30.0 MMscf/day NATCO dehydrator unit equipped with a 0.25 MMBtu/hr reboiler heater, one (1) 60.0 MMscf/day NATCO dehydrator unit equipped with a 0.50 MMBtu/hr reboiler heater, and one (1) 15,000 gallon produced water tank pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Shelman Compressor Station located in Charleston Township, **Tioga County**.

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

*Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.*

**GP5-03-00247C: Snyder Brothers Inc.** (90 Glade Drive, Kittanning, PA 16201) on January 27, 2017, for the construction and operation of a 1,380 bhp Caterpillar G3516B natural gas-fired compressor engine controlled by an oxidation catalyst, 5 MMscfd dehydrator, and two 210 bbl produced water tanks and the continued operation of the existing equipment of at the existing Furnace Run Compressor Station located in East Franklin Township, **Armstrong County**.

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**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.**

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

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

**17-00070A: Goble-Baronick Funeral Home, Inc.** (211 South Main Street, DuBois, PA 15801) on January 12, 2017, the Department of Environmental Protection issued plan approval for the construction of a human crematory at their facility located in the City of DuBois Township, **Clearfield County**.

**08-00057A: Gateway Cogeneration 1, LLC** (6219 Squires Court Spring, TX 77389) on January 24, 2017, to construct a 128 MW electric power generation station at the Gateway Bradford Plant facility located in Towanda Township, **Bradford County**.

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

*Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.*

**10-119A: Allegheny Mineral Corp.** (PO Box 1022, Kittanning, PA 16201), on January 17, 2017 issued a Plan Approval with respect to the plan to install additional sources at their facility in Slippery Rock Township, **Butler County**. This is a State Only facility.

**10-395A: Vogel Disposal Svc. Inc.** (121 Brickyard Rd., Mars, PA 16046), on January 17, 2017 issued a Plan Approval with respect to the plan to install a paint booth at their facility in Adams Township, **Butler County**.

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

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

**AMS 15162:** (PECO Energy Company—2610 Columbus Blvd, Philadelphia, PA 19148) for installation of 8 combustion units at its Oregon Electric Shop location. The units are all fueled by natural gas and have capacities of 2.5 MMBtu/hr or less. There will be potential Nitrogen Oxides (NO<sub>x</sub>) emissions of 2.67 tons/year (tpy). Particulate Matter (PM) emissions from the combustion units shall not exceed 2.72 tpy. Carbon Dioxide (CO) emissions will have a potential of 2.24 tpy. Total HAP emissions potential is less than 1 tpy.

The plan approval will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

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**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.**

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

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

**18-00021A: Avery Dennison Performance Polymers** (171 Draketown Road, Mill Hall, PA 17751) on January 13, 2017, extended the authorization an additional 180 days from January 16, 2017, to July 15, 2017, for the temporary operation of a new recuperative thermal oxidizer (RTO) to control the air contaminant emissions from eight (8) existing reactor systems (R-100 through R-800) incorporated in Source ID P102 at their facility located in Bald Eagle Township, **Clinton County**. The plan approval has been extended.

**14-00002N: Graymont (PA), Inc.** (965 East College Avenue, Pleasant Gap, PA 16823) on January 17, 2017, extended the authorization to August 9, 2017, in accordance with 25 Pa. Code § 127.12b(d). The kiln no. 8 project is located at their Pleasant Gap plant located in Spring Township, **Centre County**. The plan approval has been extended.

**14-00002P: Graymont (PA), Inc.** (965 East College Avenue, Pleasant Gap, PA 16823) on January 17, 2017, extended the authorization to August 9, 2017, in accordance with 25 Pa. Code § 127.12b(d). The kiln no. 8 project is located at their Pleasant Gap plant located in Spring Township, **Centre County**. The plan approval has been extended.

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

*Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.*

**65-00596A: St. Clair Cemetery Association** (944 St. Clair Way, Greensburg, PA 15601) On January 27, 2017, to allow continued temporary operation of the additional human crematory authorized under this plan approval at the existing St. Clair Cemetery located in Hempfield Township, **Westmoreland County**. The new expiration date is July 28, 2017.

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

*Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.*

**62-032K: Ellwood National Forge, Irvine Plant** (1 Front Street, PO Box 303, Irvine, PA 16329) on January 19, 2017, effective January 31, 2017, has issued a plan approval extension for the modifications of Furnaces 382 and 605 by replacing burner packages and controls in regards to Source 111 and a modification to Source 101A in regards to temperature restrictions for the baghouse in at your facility in Brokenstraw Township, **Warren County**. This is a Title V facility.

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

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

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

**46-00198: Blommer Chocolate Company**, (1101 Blommer Drive, East Greenville, PA 18041) On January 26, 2017, for a significant modification to the Title V Operating Permit for their location in Upper Hanover Township, **Montgomery County**. This Significant Permit Modification addresses the incorporation of the Department's RACT II requirements found in 25 Pa. Code §§ 129.96—129.100. These RACT revisions will be submitted to EPA to add to the State implementation plan.

**09-00066: Exelon Generation Company, LLC/Fairless Hills Generating Station** (990 Steel Rd S, Fairless Hills, PA 19030) On January 26, 2017 for the modification of the Title V Operating Permit in Falls Township, **Bucks County**. This modification incorporates the RACT Phase II requirements into the existing operating permit in accordance with 25 Pa. Code § 129.99(a) (Alternate RACT proposal). These RACT revisions will be submitted to EPA for review and approval to be added to the State implementation plan.

**46-00001: JBS Souderton Inc.** (741 Souder Road, Souderton, PA 18964) On January 6, 2017 for the renewal of the Title V Operating Permit for this facility located in Franconia Township, **Montgomery County**.

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**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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

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

**46-00268: Colorcon, Inc.** (275 Ruth Road, Harleysville, PA 19438) On January 6, 2017 for a renewal of State Only (Synthetic Minor) Operating Permit No. 46-00268 for an emergency generator set at the facility located in Lower Salford Township, **Montgomery County**.

*Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110.*

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.*

**22-05023: Paxton Street Terminal DE LLC** (PO Box 2621, Harrisburg, PA 17105-2621) on January 24, 2017, for the bulk petroleum storage and distribution terminal located in Swatara Township, **Dauphin County**. The State-only permit was renewed.

**06-05088: EJB Paving & Materials Co.** (1119 Snyder Road, West Lawn, PA 19609) on January 24, 2017, for the asphalt manufacturing facility located in Ontelaunee Township, **Berks County**. The State-only permit was renewed.

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

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

**41-00067: Glenn O. Hawbaker, Inc.** (711 East College Ave., Bellefonte, PA 16823) on January 27, 2017, for operation of its Montoursville Asphalt Plant # 15 facility located in Loyalsock Township, **Lycoming County**. All applicable Federal and State regulatory requirements including testing, monitoring, recordkeeping, reporting, and work practice conditions to assure compliance with the applicable requirements have been included in the renewal SMOP 41-00067.

**53-00012: Patterson Lumber Co., Inc.** (95 West Street, Galeton, PA 16922), on January 23, 2017, for their Galeton facility located in West Branch Township, **Potter County**. All applicable Federal and State regulatory requirements including testing, monitoring, recordkeeping, reporting, and work practice conditions to assure compliance with the applicable requirements have been included in the renewal NMOP 53-00012.

**12-00006: Lewis & Hockenberry, Inc.** (4725 Rich Valley Road, Emporium, PA 15834), on January 18, 2017, for their Emporium facility located in Shippen Township, **Cameron County**. All applicable Federal and State regulatory requirements including testing, monitoring, recordkeeping, reporting, and work practice conditions to assure compliance with the applicable requirements have been included in the renewal NMOP 12-00006.

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

*Contact: Tom Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.*

**56-00011: New Enterprise Stone and Lime Co./Central City Sand Plant** (417 Sand Plant Road, Cairnbrook, PA 15824) on January 30, 2017, the Department issued a State Only Operating Permit renewal for the operation of a sand processing plant located in Shade Township, **Somerset County**.

**OP-56-00241: Rockwood Area School District** (439 Somerset Ave., Rockwood, PA 15557-1030). On January 30, 2017, the Department of Environmental Protection issued a renewal Synthetic Minor Operating Permit for

the Rockwood Junior/Senior High School located in Rockwood Borough, **Somerset County**. Equipment at this facility includes two 4.3 mmbtu/hr tri-fuel boilers, two emergency electric generators, small hot water boilers, and radiant heaters. The facility is subject to the applicable requirements of Pa. Code Title 25 Chapters 121—145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements.

**OP-65-00627: Seton Hill University** (1 Seton Hill Drive, Greensburg, PA 15601-1548) State Only Operating Permit renewal issuance date effective January 24, 2017, for their Seton Hill University Greensburg Campus located in Greensburg City, **Westmoreland County**.

**SOOP-56-00156: Windber Medical Center** (600 Somerset Avenue, Windber, PA 15963-1331) State Only Operating Permit renewal issuance date effective January 24, 2017, for their Windber Medical Center located in Windber Borough, **Somerset County**.

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

*Contact: Matt Williams, Facilities Permitting Chief at Telephone: 814-332-6940.*

**37-00003: Argos USA LLC Bessemer Plant** (3015 Windward Plaza, Suite 300, Alpharetta, GA 30005) the Department issued a renewal of the State Only Operating Permit for the cement wholesaler facility located in Bessemer Borough, **Lawrence County**. The facility serves as a terminal, receiving product, storing, and shipping product out. The sources at the facility include: Silos 29-38; North, Central and South bulk load-out; the plant roadway, and a 500-gallon gasoline storage tank. The facility is a natural minor. The facility wide particulate, PM<sub>10</sub>, and PM<sub>2.5</sub> emissions are less than 5 TPY, respectively. The permit also incorporates the change of ownership from Essroc Cement and changes the responsible official and permit contact. 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.

**43-00366: National Fuel Gas Supply Corp.—Mercer Compressor Station** (6363 Main Street, Williamsville, NY 14221) on January 24, 2017, the Department issued a Natural Minor Permit to operate a natural gas compressor station in Jefferson Township, **Mercer County**. The sources at the facility include three natural gas-fired compressor engines, a natural gas-fired emergency generator engine, a waste fluid storage vessel, space heaters, and miscellaneous equipment for piping and liquid storage. The engines are subject to standards in 40 CFR 60 Subpart JJJJ pertaining to Standards of Performance for Stationary Spark Ignition Internal Combustion Engines. The new permit contains emission restrictions, testing, monitoring, recordkeeping, reporting, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. The potential emissions from the facility are: 27.22 TPY VOC; 37.69 TPY NO<sub>x</sub>; 41.93 TPY CO; 3.53 TPY Formaldehyde; 8.33 TPY total HAPs; 0.15 TPY SO<sub>x</sub>; 2.47 TPY PM<sub>10</sub> and PM<sub>2.5</sub>; and 43,080 TPY GHGs (CO<sub>2</sub>e).

**61-00012: OMG Americas, Inc.** (P.O. Box 111, Franklin, PA 16323) on January 26, 2017 issued a Synthetic Minor Permit to operate an industrial chemical manufacturing facility. The facility manufactures specialty chemicals, metal carboxylate, and cobalt and nickel salts using batch type processing manufacturing. The facility is located in Sugarcreek Borough, **Venango County**. The

Synthetic Minor Operating Permit limits the emission of Volatile Organic Compound to 49.9 TPY (Tons per year) emissions of any single Hazardous Air Pollutants to 9.9 TPY, and emissions from all Hazardous Air Pollutants to 24.9 TPY. The emitting sources include a Kewanee Boiler rated at 37.7 mmbtu/hr, a Hurst Boiler rated at 37.6 mmbtu/hr, reactors for Carboxylate Manufacturing, reactors for the Light Color Process, reactors for the Cobalt Carboxylate Process, Packaging (filling drum), Pastillator 1, 2 & Hopper, Miscellaneous Natural gas usage, Miscellaneous Small Sources, a Kohler emergency generator, two Clarke Detroit Diesel Fire Pump Engines, three small natural gas emergency generator engines, and Miscellaneous Cold Cleaning Degreasers. The 2014 actual emissions from the facility were: Ammonia: 1.29 TPY (Tons per year), CO: 3.8 TPY, NO<sub>x</sub>: 1.9 TPY, PM<sub>10</sub>: 0.3 TPY, SO<sub>x</sub>: 0.027 TPY, VOC: 19.5 TPY, Cobalt Compound: 0.09 TPY, Glycol Ether: 0.17 TPY and Phenol: 0.05 TPY. The reactors are controlled by scrubbers and condensers. The emissions from the Pastillators and Hopper are controlled by fabric collectors. The two fire pump engines the diesel emergency generator engine and two of the natural gas emergency generator engines are subject to 40 CFR Part 63, Subpart ZZZZ pertaining to NESHAPs for Stationary Reciprocating Internal Combustion Engines. All applicable conditions of Subpart ZZZZ have been included in the source level of the permit.

*Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener, Chief, Source Registration at 215 685 9476.*

*The City of Philadelphia, Air Management Services (AMS) has intended to issue a Minor State Only Operating Permit for the following facility:*

**OP16-000013: Tidewater** (2600 R. Penrose Ferry Road, Philadelphia, PA 19145) issued on January 24, 2017 for the operation of a concrete crushing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes one (1) Sandvik portable crusher with water suppression system and a capacity of crushing 95.4 tons per hour or 500 tons per day of brick or concrete; and one (1) crusher engine firing No. 2 fuel oil with a capacity of 350 horsepower.

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**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

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

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

**09-00110: Riverside Construction Materials, Inc.** (7900 North Radcliffe Street, Bristol, PA 19007) On January 25, 2017 is a non-Title V facility located in Bristol Township, **Bucks County**. The Natural Minor Operating Permit No. 09-00110 has been amended to include the requirements of Plan Approval No.09-0110F, for the installation of a replacement dual cement load-out station and the installation of an additional load-out station.

**15-00136: Merit Medical Systems, Inc.** (65 Great Valley Parkway, Malvern, PA 19355-1302) On January 25, 2017 for a renewal of State Only Operating Permit located in Malvern Borough, **Chester County**.

**46-00005: Merck, Sharp & Dohme** (770 Sumneytown Pike, West Point, PA 19486-0004) On January 5, 2017 for



operation of a pharmaceutical manufacturing facility in Upper Gwynedd Township, **Montgomery County**. This Significant Permit Modification Application will follow the same procedures that apply to initial permit issuance in accordance with 25 Pa. Code §§ 127.542(b), 127.505 and 127.424. This modification is to address the incorporation of the Department's RACT Phase II regulations found in 25 Pa. Code §§ 129.96—129.100. These RACT revisions will be submitted to EPA for review and approval to be added to the State implementation plan. The affected sources for case-by-case RACT are: two boilers (Sources 033 and 035), disinfection operations (Sources 105, 107, 108 and 111), a Rotary Kiln Incinerator (Source 005) and research and Development (R&D) sources addressed in Section C of the Title V permit. There will be no changes in actual emissions of any air contaminant, nor will there be any new sources constructed or installed as a result of this action.

**23-00023: United Parcel Service**, (1 Hog Island Road, Philadelphia, PA 19153), on January 6, 2017 for an administrative amendment to change the responsible official contact for the facility located in Tinicum Township, **Delaware County**.

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.*

**06-05096: Reading Health System** (PO Box 16052, Reading, PA 19612) on January 23, 2017, for the Reading Hospital facility located in West Reading Borough, **Berks County**. The State-only permit was administratively amended in order to incorporate the requirements of Plan Approval No. 06-05096D.

**38-03059: Real Alloy Recycling, Inc.** (3700 Park East Drive, Suite 300, Beachwood, OH 44122-7392) on January 25, 2017, for the secondary aluminum processing facility located in South Lebanon Township, **Lebanon County**. The State-only permit was administratively amended in order to reflect a change of ownership.

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

*Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.*

**OP-04-00519: Columbia Gas of Pennsylvania** (121 Champion Way, Canonsburg, PA 15317) State Only Operating Permit administrative amendment issuance date effective January 23, 2017, for their Blackhawk Compressor Station located in Chippewa Township, **Beaver County**.

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

*Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.*

**10-00037: Sonneborn LLC** (100 Sonneborn Lane, Petrolia, PA 16050). On January 26, 2017 issued an administrative amendment to the Title V Operating Permit to incorporate the change in responsible official for the facility located in Petrolia Borough, **Butler County**. The plant manager changed to Roman Myrna, V.P. of Manufacturing.

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### **De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.**

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

*Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.*

**TVOP-04-00306: BASF Corporation** (370 Frankfort Road, Monaca, PA 15061). Per Title 25 Pa. Code § 127.449(i), this Notice is for the following de minimis emission increase at the BASF Corporation Monaca Plant located in Potter Township, **Beaver County**:

Project to install the following equipment:

1. Project to install and operate a closed top 150,000 gallon 2-Ethylhexyl Acrylate (2-EHA) raw material storage tank, a closed 7,000 gallon intermediate pressure vessel which will intermittently contain a mixture of water and monomers (VOC and HAPs), and associated piping and equipment to support Acronal production (Source 102).

2. Any emissions resulting from working and breathing losses from the raw material storage tank and the intermediate vessel shall be vented to the existing thermal oxidizer at the facility.

3. Net throughput shall not exceed 10 million gallons in any consecutive 12-month period for the raw material storage tank and 1.9 million gallons in any consecutive 12-month period for the intermediate pressure vessel.

4. The owner/operator shall maintain monthly throughput records for both the raw material storage tank and the intermediate pressure vessel.

5. Total emissions from this project shall not exceed 0.20 tpy VOC and 0.20 tpy HAPs.

The list of de minimis increases for this facility includes only this project.

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### **ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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**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).

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#### *Coal Permits Issued*

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

**Permit No. 32150101 and NPDES No. PA0279421. Amerikohl Mining Inc.**, 202 Sunset Drive, Butler, PA 16001, commencement, operation and restoration of a

bituminous surface mine in West Wheatfield Township, **Indiana County**, affecting 58.4 acres. Receiving streams: unnamed tributary to/and Roaring Run to Conemaugh River, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: October 7, 2016. Permit issued: January 18, 2017.

The permit includes a stream encroachment to extend an existing culvert for the purpose of widening the haul road where it crosses the stream within the barrier area of unnamed tributary to Roaring Run.

**Permit No. 29160101 and NPDES No. PA0279285. J&J Svonavec Excavating, Inc.**, 618 Samuels Road, Somerset, PA 15501, commencement, operation and restoration of a bituminous surface mine in Wells and Broad Top Townships, **Fulton and Bedford Counties**, affecting 66.0 acres. Receiving stream: Great Trough Creek classified for the following use: trout stocked fishes. There are no potable water supply intakes within 10 miles downstream. Application received: November 4, 2016. Permit issued: January 24, 2017.

The permit includes a wetland encroachment to mine through and replace 0.222 acre of wetlands.

The permit also includes a request for a Section 401 Water Quality Certification.

**Permit No. 11060102 and NPDES No. PA0262200, E.P. Bender Coal Co., Inc.**, P.O. Box 594, Carrolltown, PA 15722, renewal for reclamation only of a bituminous surface and auger mine in Reade Township, **Cambria County**. Receiving streams: unnamed tributaries to/and Fallentimber Run classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: December 1, 2016. Permit issued: January 24, 2017.

**Permit No. 32050106 and NPDES No. PA0249823, Beth Contracting Inc.**, 815 Rock Run Road, Glen Campbell, PA 15742, commencement, operation and restoration of a bituminous surface mine to change the land use from forestland to unmanaged natural habitat in Glen Campbell Borough, **Indiana County**, affecting 56.1 acres. Receiving streams: Brady Run and unnamed tributaries to Cush Creek classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: November 8, 2016. Permit Issued: January 25, 2017.

**Permit No. 05160101 and NPDES No. PA0279447. J&J Svonavec Excavating, Inc.**, 618 Samuels Road, Somerset, PA 15501, commencement, operation and restoration of a bituminous surface mine in Broad Top, Wood, and Wells Townships, **Bedford, Huntingdon, and Fulton Counties**, affecting 95.0 acres. Receiving stream: Great Trough Creek classified for the following use: trout stocked fishes. There are no potable water supply intakes within 10 miles downstream. Application received: November 4, 2016. Permit issued: January 25, 2017.

The permit includes a stream encroachment to utilize an existing stream crossing on the haul road within the barrier area of unnamed tributary to Great Trough Creek.

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

**61980103. Bedrock Mines, LP** (111 Freeport Road, Pittsburgh, PA 15215) Revision to an existing bituminous surface mine to change the post-mining land use from forestland to unmanaged natural habitat on the properties of Donna Duffola, Glenn H. McFadden, Thomas Glenn McFadden, and Neil Atwell in Irwin Township,

**Venango County**. Receiving streams: Five unnamed tributaries to Scrubgrass Creek. Application received: October 24, 2016. Permit Issued: January 18, 2017.

**16120104. Ancient Sun, Inc.** (P.O. Box 129, Shippenville, PA 16254) Revision to an existing bituminous surface mine to add blasting in Elk Township, **Clarion County**, affecting 93.0 acres. Receiving streams: One unnamed tributary to Canoe Creek and three unnamed tributaries to Deer Creek. Application received: October 24, 2016. Permit Issued: January 26, 2017.

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

**Permit No. 54-305-037GP12. Park Mine Coal Co., LLC**, (294 Pine Creek Road, Orwigsburg, PA 17961), general operating permit to operate a coal preparation plant on Jeddo-Highland Coal Company, Surface Mining Permit No. 54683043 in Mahanoy Township, **Schuylkill County**. Application received: August 19, 2016. Permit issued: January 24, 2017.

**Permit No. 40-305-009GP12C. Northampton Fuel Supply Co., Inc.**, (1 Horwith Drive, Northampton, PA 18067), modification of general operating permit to operate a coal preparation plant on Surface Mining Permit No. 40120101 in Foster and Hazle Townships, **Luzerne County**. Application received: November 28, 2016. Permit issued: January 24, 2017.

**Permit No. PA0225606. Stoudt's Ferry Preparation Co., Inc.**, (P.O. Box 279, St. Clair, PA 17970), NPDES Permit associated with Bureau of Conservation and Restoration Contract No. M91:10-101.1 (replacing NPDES Permit No. PA0224197) in Upper Providence Township, **Montgomery County**, receiving stream: Schuylkill River. Application received: December 10, 2015. Permit issued: January 30, 2017.

*Noncoal Permits Issued*

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

**10000305. Three Rivers Aggregates, LLC** (1807 Shenango Road, New Galilee, PA 16141) Revision to an existing large industrial minerals mine to add 14.0 acres in Worth Township, **Butler County**, for a total of 125.0 acres. Receiving streams: Unnamed tributary to Black Run and Black Run, and Slippery Rock Creek. Application received: October 3, 2016. Permit Issued: January 17, 2017.

**PAM612003. Lester C. Henry** (1555 Route 208, Emlenton, PA 16383) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 61122804 in Cranberry Township, **Venango County**. Receiving streams: East Sandy Creek. Application received: January 3, 2017. Permit Issued: January 23, 2017.

**37070301 and NPDES Permit No. PA0258407. 422 Aggregates, LLC** (960 Penn Ave., Suite 1200, Pittsburgh, PA 15222) Transfer of an existing large industrial minerals mine and associated NPDES permit from Terra Resources, LLC in Slippery Rock Township, **Lawrence County**, affecting 74.0 acres. Receiving streams: Unnamed tributaries to Brush Run and unnamed tributaries to Slippery Rock Creek. Application received: September 15, 2016. Permit Issued: January 23, 2017.

**37080305 and NPDES Permit No. PA0258636. 422 Aggregates, LLC** (960 Penn Ave., Suite 1200, Pittsburgh, PA 15222) Transfer of an existing large industrial minerals mine and associated NPDES permit from Terra

Resources, LLC in Slippery Rock Township, **Lawrence County**, affecting 83.8 acres. Receiving streams: Unnamed tributaries to Slippery Rock Creek. Application received: September 15, 2016. Permit Issued: January 23, 2017.

**PAM616015. A Liberoni, Inc.** (459 Davidson Road, Pittsburgh, PA 15239) General NPDES Permit for stormwater discharges associated with mining activities on GP-103 Permit No. 10161005 in Clinton Township, **Butler County**. Receiving streams: Unnamed tributary to Lardintown Run and unnamed tributary to Davis Run. Application received: December 2, 2016. Permit Issued: January 25, 2017.

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

**08020806. Walter A. Dickerson** (1173 Green Mountain Road, Gillett, PA 16925). Final bond release for a small industrial minerals surface mine, located in Ridgebury Township, **Bradford County**. Restoration of 1.5 acre completed. Receiving stream(s): Unnamed Tributary to Susquehanna River. Application received: October 27, 2016. Final bond release approved: January 24, 2017.

**08040806. Walter A. Dickerson** (1173 Green Mountain Road, Gillett, PA 16925). Final bond release for a small industrial minerals surface mine, located in Ridgebury Township, **Bradford County**. Restoration of 1.5 acre completed. Receiving stream(s): Bentley Creek. Application received: November 21, 2016. Final bond release approved: January 24, 2017.

**53111002. Duffy, Inc.** (P.O. Box 374, Smethport, PA 16749). Final bond release for a small industrial minerals surface mine located in West Branch Township, **Potter County**. Restoration of 5.0 acres completed. Receiving stream(s): Elk Run. Application received: December 5, 2016. Final bond release approved: January 24, 2017.

**14990801. Ronald J. Seprish** (104 East Park Ave., Snow Shoe, PA 16874). Final bond release for a small industrial minerals surface mine, located in Snow Shoe Township, **Centre County**. Restoration of 4.0 acres completed. Receiving stream(s): North Fork Beech Creek and South Fork Beech Creek. Application received: December 16, 2016. Final bond release approved: January 24, 2017.

**41990802. Thomas J. Woodhead** (170 Fink Drive, Montoursville, PA 17754). Final bond release for a small industrial minerals surface mine, located in Eldred Township, **Lycoming County**. Restoration of 1.0 acre completed. Receiving stream(s): Unnamed Tributary to Mill Creek. Application received: January 23, 2017. Final bond release approved: January 24, 2017.

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

**Permit No. 5975SM3A1C5 and NPDES Permit No. PA0223344. Eureka Stone Quarry, Inc.**, (P.O. Box 249, Chalfont, PA 18914), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Covington Township, **Lackawanna County** affecting 118.8 acres, receiving stream: Spring Brook. Application received: April 28, 2015. Renewal issued: January 24, 2017.

**Permit No. 52980301C5 and NPDES Permit No. PA0223905. ER Linde Construction Corp.**, (9 Collan Park, Honesdale, PA 18431), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Lackawaxen Township, **Pike County** affecting 14.83 acres, receiving stream: unnamed tribu-

tary to Little Blooming Grove Creek. Application received: May 1, 2015. Renewal issued: January 24, 2017.

**Permit 45900301T and NPDES Permit No. PA0595241. Lehigh Cement Co., LLC**, (7660 Imperial Way, Allentown, PA 18195), transfer of an existing quarry operation and renewal of NPDES Permit for discharge of treated mine drainage in Ross Township, **Monroe County** affecting 22.65 acres, receiving stream: Bushwa Creek. Applications received: April 12, 2016. Transfer and Renewal issued: January 24, 2017.

**Permit No. 36820301C9 and NPDES Permit No. PA0612171. H & K Group, Inc.**, (P.O. Box 196, Skippack, PA 19474), renewal of an NPDES permit for discharge of treated mine drainage from a quarry operation in Brecknock Township, **Lancaster County** affecting 131.7 acres, receiving stream: unnamed tributary to Black Creek. Application received: July 11, 2012. Renewal issued: January 26, 2017.

**Permit No. 45020301C4 and NPDES Permit No. PA0224235. H & K Group, Inc.**, (PO Box 196, Skippack, PA 19474), renewal of an NPDES permit for discharge of treated mine drainage from a quarry operation in Smithfield Township, **Monroe County** affecting 61.9 acres, receiving stream: Marshalls Creek. Application received: December 7, 2012. Renewal issued: January 26, 2017.

**Permit No. 58910301C6 and NPDES Permit No. PA0595454. F.S. Lopke Contracting, Inc.** (3430 SR 424, Apalachin, NY 13732), renewal of an NPDES permit for discharge of treated mine drainage from a quarry operation in Forest Lake Township, **Susquehanna County**, receiving stream: Middle Branch Wyalusing Creek. Application received: February 11, 2013. Renewal issued: January 26, 2017.

**Permit No. 39870302C10 and NPDES Permit No. PA0594326. H & K Group, Inc.**, (PO Box 196, Skippack, PA 19474), renewal of an NPDES permit for discharge of treated mine drainage from a quarry operation in South Whitehall Township, **Lehigh County** affecting 63.7 acres, receiving stream: Jordan Creek. Application received: April 17, 2013. Renewal issued: January 26, 2017.

**Permit No. 7975SM2A1C9 and NPDES Permit No. PA0613151. H & K Group, Inc.**, (PO Box 196, Skippack, PA 19474), renewal of an NPDES permit for discharge of treated mine drainage from a quarry operation in Plumstead Township, **Bucks County** affecting 13.5 acres, receiving stream: Geddes Run to Tohickon Creek. Application received: August 26, 2013. Renewal issued: January 26, 2017.

**Permit No. 6276SM2A1C14 and NPDES Permit No. PA0594512. New Enterprise Stone & Lime Co., Inc. d/b/a Martin Limestone, Inc.**, (PO Box 550, Blue Ball, PA 17506), renewal of an NPDES permit for discharge of treated mine drainage from a quarry operation in East Earl Township, **Lancaster County** affecting 232.2 acres, receiving stream: Conestoga Creek. Application received: December 14, 2015. Renewal issued: January 27, 2017.

**Permit No. 4873SM10A2C10 and NPDES Permit No. PA0595284. Codorus Stone & Supply Co., Inc.**, (135 Mundis Race Road, York, PA 17402), renewal of an 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. Application received: January 19, 2016. Renewal issued: January 27, 2017.

**Permit No. 8275SM3C8 and NPDES Permit No. PA0117986. New Enterprise Stone & Lime Co., Inc.**

**d/b/a Martin Limestone, Inc.**, (PO Box 550, Blue Ball, PA 17506), renewal of an NPDES permit for discharge of treated mine drainage from a quarry operation in Caernarvon and East Earl Townships, **Lancaster County** affecting 123.0 acres, receiving stream: unnamed tributary to Conestoga Creek. Application received: June 23, 2016. Renewal issued: January 27, 2017.

**Permit No. 39970301C5 and NPDES Permit No. PA0223786. Lafarge North America, Inc.**, (5160 Main Street, Whitehall, PA 18052), renewal of an NPDES permit for discharge of treated mine drainage from a quarry operation in Whitehall Township, **Lehigh County**, receiving stream: unnamed tributary to Coplay Creek. Application received: May 22, 2012. Renewal issued: January 30, 2017.

**Permit No. 5575SM1A3C10 and NPDES Permit No. PA0119555. New Enterprise Stone & Lime Co., Inc. d/b/a Eastern Industries, Inc.**, (3724 Crescent Court West, Whitehall, PA 18052), renewal of an NPDES permit for discharge of treated mine drainage from a quarry operation in Clifford Township, **Susquehanna County** affecting 212.6 acres, receiving stream: East Branch Tunkhannock Creek. Application received: March 5, 2015. Renewal issued: January 30, 2017.

**Permit No. 7474SM1C12 and NPDES Permit No. PA0119263. New Enterprise Stone & Lime Co., Inc. d/b/a Eastern Industries, Inc.**, (3724 Crescent Court West, Whitehall, PA 18052), renewal of an NPDES permit for discharge of treated mine drainage from a quarry operation in Upper Nazareth, Lower Nazareth and Palmer Townships, **Northampton County** affecting 129.1 acres, receiving stream: unnamed tributary to Schoeneck Creek. Application received: May 22, 2015. Renewal issued: January 30, 2017.

#### ACTIONS ON BLASTING ACTIVITY APPLICATIONS

**Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

##### *Blasting Permits Issued*

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

**Permit No. 36174102. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for EK Martin Tank in Clay Township, **Lancaster County** with an expiration date of February 28, 2017. Permit issued: January 25, 2017.

**Permit No. 40174102. Maine Drilling & Blasting, Inc.**, (P.O. Box 1140, Gardiner, ME 04345), construction blasting for ECMS-7299 in Jackson Township, **Luzerne County** with an expiration date of January 19, 2018. Permit issued: January 25, 2017.

**Permit No. 46174101. Brubacher Excavating, Inc.**, (P.O. Box 528, Bowmansville, PA 17507), construction blasting for Vandenberg Project in Upper Merion Township, **Montgomery County** with an expiration date of January 20, 2018. Permit issued: January 25, 2017.

**Permit No. 54174102. Maurer & Scott Sales, Inc.**, (122 Thomas Street, Coopersburg, PA 18036), construction blasting for CES Landfill in Foster and Frailey Township, **Schuylkill County** with expiration date of June 1, 2020. Permit issued: January 25, 2017.

**Permit No. 40174103. Holbert Explosives, Inc.**, (237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting at 600 Commerce Boulevard in Hanover Township, **Luzerne County** with an expiration date of January 24, 2018. Permit issued: January 30, 2017.

#### 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

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

**E44-151: Mifflin County Commissioners**, 20 North Wayne Street, Lewistown, PA 17044 in Bratton Township, **Mifflin County**, U.S. Army Corps of Engineers, Baltimore District.

To install and maintain an asphalt parking area within the floodplain of the Juniata River (WWF, MF). The project proposes 0.22 acre of impact.

Application Project Description:

**E33-254, Brookville Municipal Authority**, 18 Western Avenue, Suite A, Brookville, PA 15825, Brookville Phase 2 & 1B Improvements, **Jefferson County**, ACOE Pittsburgh District (Brookville, PA Quadrangle N: 41°, 09', 06"; W: -79°, 05', 19").

To conduct the following activities within the floodway and 100-year floodplain of Redbank Creek associated with improvements Phase 1B & 2 to the Brookville Wastewater Treatment Facility (Brookville, PA Quadrangle N: 41°, 09', 06"; W: -79°, 05', 19") in Brookville Borough, Jefferson County.

- Installation of two 18" diameter HDPE stormwater drains feeding a single 24" diameter HDPE stormwater outfall with concrete headwall and R-4 riprap protection to address drainage of the northern portion of the site. (N: 41°, 09', 09.371"; W: -79°, 05', 21.188")

- Installation of the Influent Pump Station and 30" diameter Ductile Iron Influent Pipe. (N: 41°, 09', 09.320"; W: -79°, 05', 19.529") \* Installation of a 12" diameter HDPE stormwater outfall with R-3 riprap protection to address drainage of the mid-portion of the site. (N: 41°, 09', 06.484"; W: -79°, 05', 20.011")

- Installation of Clarifiers # 1 & # 2 including associated appurtenances and demolitions within the left bank (east) floodplain of Redbank Creek. (N: 41°, 09', 06.001"; W: -79°, 05', 18.826")

- Installation of the Cascade Aerator and 24" diameter Ductile Iron Effluent Drain Pipe. (N: 41°, 09', 05.018"; W: -79°, 05', 19.662")

- Installation of a 30" diameter HDPE stormwater outfall with concrete headwall and R-4 riprap protection to address drainage of the southern portion of the site. (N: 41°, 09', 04.043"; W: -79°, 05', 20.494")

- Temporary impacts to the floodway and 100-year floodplain of Redbank Creek associated with construction activities to be remedied by stabilization and revegetation according to the approved Erosion & Sedimentation Plan.

Project Description for *PA Bulletin* Publication Notice

**E43-365, PA Department of Transportation, District 1-0**, 255 Elm Street, Oil City, PA 16301. SR 0208 Roadway Improvements in Springfield and Pine Township, **Mercer County**, ACOE Pittsburgh District (Grove City and Mercer, PA Quadrangle N: 41° 9' 22.3"; W: 80° 7' 24.7").

To conduct roadway improvements along SR 0208 from its intersection with SR 0258 east to its intersection with Gregg Street (Grove City and Mercer, PA Quadrangle N: 41° 9' 22.3"; W: 80° 7' 24.7") in Springfield and Pine Township, Mercer County, which includes the replacement of the existing structure over a UNT to Black Run with a reinforced concrete box culvert having a 10.0-foot by 6.5-foot clear waterway opening, placement of approximately 392 cubic yards of fill within the 100-year flood plain of Barmore Run, temporary impact to a total of 0.148 acre of wetland and permanent impact to a total of 0.069 acre of wetlands. Project includes debit from PennDOT's Butler County Wetland Bank for the permanent wetland impact.

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

**E0829-110: Talisman Energy USA Inc.**, 337 Daniel Zenker Drive, Horseheads, NY 14845, Columbia Township and Sylvania Borough, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain an access road with:

1. A 62-foot long by 20-foot-wide prefabricated metal bridge and a temporary timber mat bridge impacting 55 linear feet of Morgan Creek (TSF, MF) (Troy, PA Quadrangle Latitude: 41°34'23", Longitude: -76°29'36").

The project will result in 27 linear feet of permanent stream impact and 55 linear feet of temporary stream impact, all for the purpose of installing a permanent access road to a natural gas well pad.

**E5829-111: Harmony Township, Bluestone Pipeline Company of Pennsylvania, LLC**; 1429 Oliver Road, New Milford, PA 18834; Harmony Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

- 1) a 24-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge crossing impacting 53 lineal feet of an unnamed tributary to Wildcat Run (CWF-MF) (Susquehanna, PA Quadrangle; Latitude: 41° 55' 33", Longitude: -75° 31' 01"),

- 2) a temporary timber mat bridge crossing impacting 23 lineal feet of an unnamed tributary to Wildcat Run (CWF-MF) (Susquehanna, PA Quadrangle; Latitude: 41° 55' 28", Longitude: -75° 30' 55"),

- 3) a 24-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge crossing impacting 52 lineal feet of an unnamed tributary to Starrucca Creek (CWF-MF) (Susquehanna, PA Quadrangle; Latitude: 41° 56' 08", Longitude: -75° 30' 41"),

- 4) a 24-inch diameter steel natural gas gathering pipeline and timber mat crossing temporarily impacting 2,698 square feet (0.06 acre) of a palustrine emergent wetlands (PEM) (Susquehanna, PA Quadrangle; Latitude: 41° 55' 32", Longitude: -75° 31' 01"),

- 5) a timber mat crossing temporarily impacting 2,194 square feet (0.05 acre) of a palustrine emergent wetlands (PEM) (Susquehanna, PA Quadrangle; Latitude: 41° 55' 34", Longitude: -75° 31' 00"),

- 6) a 24-inch diameter steel natural gas gathering pipeline and timber mat crossing temporarily impacting 19,235 square feet (0.44 acre) of a palustrine emergent wetlands (PEM) (Susquehanna, PA Quadrangle; Latitude: 41° 55' 34", Longitude: -75° 31' 00"),

- 7) a timber mat crossing temporarily impacting 51 square feet (<0.01 acre) of a palustrine emergent wetlands (PEM) (Susquehanna, PA Quadrangle; Latitude: 41° 55' 39", Longitude: -75° 31' 01"),

- 8) a 24-inch diameter steel natural gas gathering pipeline and timber mat crossing temporarily impacting 11,504 square feet (0.26 acre) of a palustrine emergent wetlands (PEM) (Susquehanna, PA Quadrangle; Latitude: 41° 56' 02", Longitude: -75° 30' 39"),

- 9) a 24-inch diameter steel natural gas gathering pipeline and timber mat crossing temporarily impacting 8,335 square feet (0.19 acre) of a palustrine emergent wetlands (PEM) (Susquehanna, PA Quadrangle; Latitude: 41° 56' 08", Longitude: -75° 30' 40").

The project consists of constructing approximately 1.1 mile of 24" steel natural gas gathering line located in Harmony Township, Susquehanna County. The project will result in 128 lineal feet of temporary stream impacts and 44,017 square feet (1.01 acre) of temporary wetland impacts all for the purpose of providing safe reliable conveyance of Marcellus Shale natural gas to market.

#### ENVIRONMENTAL ASSESSMENTS

*Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, P.O. Box 8460, Harrisburg, PA 17105-8460.*

**D06-295EA. Michael G. Kapil**, Project Coordinator, Pennsylvania Department of Public Welfare, 3 Ginkgo Drive, Hilltop Building 52, Harrisburg, PA 17110.

Project proposes to breach and remove Mill Dam at Wernersville State Hospital for the purpose of eliminating a threat to public safety and restoring the stream to a free-flowing condition. The proposed restoration project includes removing a check dam downstream from the main dam, removing accumulated sediments, grading the stream channel through the reservoir and dam, construction of in-stream structures for grade control and fish habitat, stream bank stabilization and the removal of a bridge. The project will restore/enhance 1,615 feet of stream channel. The project is located across Hospital Creek (TSF, MF) (Sinking Spring, PA Quadrangle, Latitude: 40.3294; Longitude: -76.1135). South Heidelberg Township, **Berks County**.

#### State Water Quality Certification Required by Section 401 of the Clean Water Act for the National Fuel Gas Supply Corporation and Empire Pipeline, Inc.; Northern Access 2016 Project

*Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335, Lori Boughton, Regional Manager Telephone: 814-332-6984.*

**WQ42-001, National Fuel Gas Supply Corporation** (Applicant), 1100 State Street, Erie, PA 16501-1912. National Fuel Gas Supply Corporation and Empire Pipeline, Inc. Northern Access 2016 Project (Project), in Sergeant, Keating, Annin, Eldred and Ceres Townships, **McKean County**, US ACOE, Pittsburgh District. The proposed project starts at the interconnection/tie-in at the existing NFG Midstream Clermont, LLC, facility along SR 146 approximately 1 mile west of Clermont (Crosby, PA Quadrangle N: 41°42'04.84"; W: 78°29'59.98") in Sergeant Township, McKean County extending generally north crossing through portions of Sergeant, Keating, Annin, Eldred and Ceres Townships, McKean County, to where it will cross the New York border approximately 2 miles west of where SR 44 crosses the state line (Bullis Mills, PA Quadrangle N: 41°59'57.51"; W: 78°17'56.98") in Ceres Township, McKean County.

On March 16, 2015, Applicant filed an application with the Federal Energy Regulatory Commission (FERC) under Section 7 of the Natural Gas Act (15 U.S.C.A. § 717f) seeking a certificate of public convenience and necessity to construct and operate its Project (FERC Docket No. CP15-115). The FERC Environmental Assessment for the Project, which was issued on July 27, 2016, may be viewed on FERC's website at [www.ferc.gov](http://www.ferc.gov) (search eLibrary; Docket Search; CP15-115).

On April 6, 2016, Applicant requested a State water quality certification from the Department, as required by Section 401 of the Clean Water Act (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance

of the Project will protect water quality in Pennsylvania through compliance with State water quality standards and associated State law requirements, which are consistent with the requirements of the Clean Water Act.

The Project, as proposed in Pennsylvania, includes approximately 28 mile long, 24-inch pipeline for the purpose of transporting natural gas from Sergeant Township, McKean County, PA to the New York border in Ceres Township, McKean County. Pipeline work also includes three mainline valve sites, cathodic protection, and numerous temporary and permanent access roads to support construction and permanent facility access. Numerous stream and wetland crossings will occur along the project route as described below. The project also will utilize one temporary pipe storage yard and one contractor yard along SR 155 south of Port Allegheny Borough in Liberty Township, McKean County. The pipeline route has been co-located to parallel/overlap existing utility ROWs for a total of 17.75 miles in PA.

The Project, as proposed, will require approximately 378 acres of earth disturbance, and crossing of 141 streams (including floodways of streams not crossed by the pipeline) and 1 pond, totaling 10,663 linear feet (5,136 linear feet of permanent and 5,527 linear feet of temporary) of impacts to the following surface waters: Bloomster Hollow (CWF) and tributaries; tributaries to Irons Hollow (CWF); Blacksmith Run (CWF) and tributaries; Cloverlot Hollow (CWF) and tributaries; Kent Hollow (CWF) and tributaries; Newell Creek (CWF) and tributaries; Oswayo Creek (CWF) and tributaries; Marvin Creek (CWF) and tributaries; Champlin Hollow (CWF) and tributaries; Open Brook (CWF); Allegheny River (CWF); Rock Run (CWF) and tributaries; Barden Brook (CWF) and tributaries; Potato Creek (TSF) and tributaries; tributaries to Cole Creek (CWF); McCrae Run (CWF) and tributaries; and Pierce Brook (CWF), 20,854 acres (9,837 acres of temporary and 11,017 acres of permanent) of impact to floodways, and 12,350 acres of (5,277 acres of temporary and 7,073 acres of permanent) wetland impacts.

The Department published notices of its proposed state water quality certification in the *Pennsylvania Bulletin* at 46 Pa.B. 2452 (May 14, 2016) and at 46 Pa.B. 6362 (October 8, 2016) and received two sets of comments from the public. The Department has reviewed the comments received and determined that the comments would be addressed through the reviews of the permit applications for the project to the extent that they are applicable.

The Department certifies to Applicant that the construction, operation and maintenance of the Project will not violate applicable State water quality standards set forth in 25 Pa. Code Chapter 93, provided Applicant complies with the permitting programs, criteria and conditions established pursuant to State law:

1. *Discharge Permit*—Applicant shall obtain and comply with a Department National Pollutant Discharge Elimination System (NPDES) permit for the discharge of water from the hydrostatic testing of the pipeline pursuant to Pennsylvania's Clean Streams Law (35 P.S. §§ 691.1—691.1001), and all applicable implementing regulations (25 Pa. Code Chapter 92a).

2. *Erosion and Sediment Control Permit*—Applicant shall obtain and comply with the Department's Chapter 102 Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment issued pursuant to Pennsylvania's Clean Streams Law and Storm

Water Management Act (32 P.S. §§ 680.1—680.17), and all applicable implementing regulations (25 Pa. Code Chapter 102).

3. *Water Obstruction and Encroachment Permits*—Applicant shall obtain and comply with a Department Chapter 105 Water Obstruction and Encroachment Permits for the construction, operation and maintenance of all water obstructions and encroachments associated with the project pursuant to Pennsylvania's Clean Streams Law, Dam Safety and Encroachments Act (32 P.S. §§ 673.1—693.27), and Flood Plain Management Act (32 P.S. §§ 679.101—679.601.), and all applicable implementing regulations (25 Pa. Code Chapter 105).

4. *Water Quality Monitoring*—The Department retains the right to specify additional studies or monitoring to ensure that the receiving water quality is not adversely impacted by any operational and construction process that may be employed by Applicant.

5. *Operation*—Applicant shall at all times properly operate and maintain all Project facilities and systems of treatment and control (and related appurtenances) which are installed to achieve compliance with the terms and conditions of this State Water Quality Certification and all required permits, authorizations and approvals. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by Applicant.

6. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of the Department to determine compliance with this State Water Quality Certification, including all required State water quality permits and State water quality standards. A copy of this certification shall be available for inspection by the Department during such inspections of the Project.

7. *Transfer of Projects*—If Applicant intends to transfer any legal or equitable interest in the Project which is affected by this State Water Quality Certification, Applicant shall serve a copy of this certification upon the prospective transferee of the legal and equitable interest at least thirty (30) days prior to the contemplated transfer and shall simultaneously inform the Department Regional Office of such intent. Notice to the Department shall include a transfer agreement signed by the existing and new owner containing a specific date for transfer of certification responsibility, coverage, and liability between them.

8. *Correspondence*—All correspondence with and submittals to the Department concerning this State Water Quality Certification shall be addressed to the Department of Environmental Protection, Northwest Regional Office, Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, PA 16335.

7. *Reservation of Rights*—The Department may suspend or revoke this State Water Quality Certification if it determines that Applicant has not complied with the terms and conditions of this certification. The Department may require additional measures to achieve compliance with applicable law, subject to Applicant's applicable procedural and substantive rights.

8. *Other Laws*—Nothing in this State Water Quality Certification shall be construed to preclude the institution of any legal action or relieve Applicant from any responsibilities, liabilities, or penalties established pursuant to any applicable Federal or State law or regulation.

9. *Severability*—The provisions of this State Water Quality Certification are severable and should any provision of this certification be declared invalid or unenforceable, the remainder of the certification shall not be affected thereby.

Any person aggrieved by this action may file a petition for review pursuant to Section 19(d) of the Federal Natural Gas Act, 15 U.S.C.A. § 717r(d), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 within 30 days of publication of this notice, or within 30 days of receipt of written notice of this action, whichever occurs first. Important legal rights are at stake, so you should show this document to a lawyer at once.

#### 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 # ESX11-047-0025 Renewal  
Applicant Hunt Marcellus Operating Company LLC  
Contact Kurt Lewis  
Address 2144 Buena Vista Highway  
City Wilcox State PA Zip Code 15870  
County Elk Township(s) Jones  
Receiving Stream(s) and Classification(s) Little Wolf Run & Slide Run

*Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

ESCGP-2 # ESX29-015-16-0031  
Applicant Name SWN Production Co LLC  
Contact Person Justin Moore  
Address 917 SR 92 N  
City, State, Zip Tunkhannock, PA 18657  
County Bradford  
Township(s) Herrick  
Receiving Stream(s) and Classification(s) UNTs to Cold Ck (WWF-MF)  
Secondary—Cold Ck

ESCGP-2 # ESX29-081-16-0015(01)  
 Applicant Name Seneca Resources Corp  
 Contact Person Douglas Kepler  
 Address 5800 Corporate Dr, Suite 300  
 City, State, Zip Pittsburgh, PA 15237  
 County Lycoming  
 Township(s) Eldred  
 Receiving Stream(s) and Classification(s) UNT to Mill Ck  
 (WWF)  
 Secondary—Mill Ck (WWF)

ESCGP-2 # ESG29-115-16-0033  
 Applicant Name Bluestone Pipeline Co of America  
 Contact Person Gregory Supey  
 Address 1429 Oliver Rd  
 City, State, Zip New Milford, PA 18834  
 County Susquehanna  
 Township(s) Harmony  
 Receiving Stream(s) and Classification(s) Little Roaring  
 Brook (CWF-MF); Pig Pen Ck (CWF-MF); and a tribu-  
 tary to Cascade Ck (CWF-MF)

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## SPECIAL NOTICES

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### Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of January 2017 Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P.L. 238, No. 43 (63 P.S. Sections 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon-related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P.O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Nicole Bovkowski	1011 S. 24th Street Philadelphia, PA 19146	Testing
Mark Dilts	2844 Slifer Road Riegelsville, PA 18077	Mitigation
Jacob Gable	2844 Slifer Valley Road Riegelsville, PA 18077	Mitigation
Brian Harashinski	8 Fairfield Drive Wilkes-Barre, PA 18702	Testing
Ernest Homer	4 Theresa Drive Conestoga, PA 17516	Testing
Terry Howell Radalink, Inc.	5599 Peachtree Rd. Atlanta, GA 30341	Laboratory
Mark Jaworski	75 Putorti Lane Canonsburg, PA 15317	Testing
Scott Kelly	8491 E. Baukhurst Dr. Pittsburgh, PA 15237	Testing
David Koloskee	2800 W. 21 St. Erie, PA 16506	Testing
Jeffrey Nicholls	P.O. Box 400 Henryville, PA 18332	Testing
Peach Inspections	518 Kimberton Rd., PMB 311 Phoenixville, PA 19460	Testing
Michael Peters	101 Easy St Renfrew, PA 16053	Mitigation
Eli Port	6312 Oakton Street Morton Grove, IL 60055	Laboratory
Roger Priest	P.O. Box 200 Salfordville, PA 18959	Testing
William Squitieri	4 Versailles Circle Doylestown, PA 18901	Testing
Stephen Sybert	1421 Clarkview Rd. Baltimore, MD 21209	Testing
Gerard Tambasco	P.O. Box 266 Beach Lake, PA 18405	Testing
David Teton	P.O. Box 365 Orwigsburg, PA 17961	Testing
Thomas Toner	761 W. Sproul Rd., # 191 Springfield, PA 19064	Testing



<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Kyle Underwood	3650 Concorde Parkway Chantilly, VA 20151	Testing
Keith Weigman	P.O. Box 165 Orefield, PA 18069	Testing
Kathleen Williamson TRC Environmental Corp.	21 Griffin Road North Windsor, CT 06095	Laboratory
Terry Wilver, Sr. Pro-Tech Home & Business	1015 Green St. Milton, PA 17847	Mitigation

**Conditional State Water Quality Certification for the Monongahela Lock and Dam # 4 Hydroelectric Project, FERC Project No. 13767**

On February 27, 2014, Solia 4 Hydroelectric, LLC (Applicant) filed an application with the Federal Energy Regulatory Commission (FERC) for a license to construct and operate a 12-megawatt (MW) hydropower facility at the Montgomery Lock and Dam No. 4 (aka Charleroi Lock and Dam), owned and operated by the U.S. Army Corps of Engineers (Corps), on the Monongahela River, at river mile 41.5, in Washington County, Pennsylvania (Project). The Applicant is required pursuant to section 401(a) of the Federal Clean Water Act (CWA or Act) (33 U.S.C.A. § 1341(a)) to provide FERC with certification from the Commonwealth of Pennsylvania (Commonwealth) that any discharge from the Project to waters of the Commonwealth will comply with provisions of the Act relating to water quality standards, and necessary measures to achieve and maintain those standards. The Commonwealth has established such standards and programs to achieve and maintain them under State law, which have been approved by the U.S. Environmental Protection Agency as consistent with the applicable provisions of the Act. The Pennsylvania Department of Environmental Protection (Department) administers the Commonwealth's water quality standards programs under State law, and is responsible for the review of requests from applicants for water quality certification made pursuant to section 401 of the Act.

On January 21, 2016, Applicant requested a state water quality certification from the Department, as required by Section 401 of CWA (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in Pennsylvania through compliance with state water quality standards and associated State law requirements, which are consistent with CWA requirements.

On August 23, 2016, Rye Development, LLC provided the Department with a complete application for State Water Quality Certification, including an Environmental Assessment for the Project, on behalf of the Applicant. The Project would consist of a new, 140-foot-long, intake channel to be excavated into the riverbed immediately downstream of the existing gated spillway. The intake channel would lead to a concrete intake structure that would convey flows past a trash rack with 3-inch clear bar spacing, to a new reinforced concrete powerhouse that is 150 feet long. The powerhouse would house two (2) horizontal pit Kaplan turbine generator units with a combined capacity of 12 MW. Flows would exit the powerhouse into a 210-foot-long, tailrace excavated into the riverbed. The tailrace would be bordered by a new concrete retaining wall or a combination of retaining wall and riprap as appropriate. Two (2) gates, with a combined width of 84-feet, would be installed in the intake area to

pass the flow equivalent of one existing gate. Project power would be transmitted from the powerhouse to a new 40' × 40' project substation, and then from the new substation to an existing distribution line with a 45-foot-long, 69-kilovolt overhead transmission line.

The Department published notice of its proposed state water quality certification in the *Pennsylvania Bulletin*, on December 3, 2016 (46 Pa.B. 7543), and received zero (0) comments from the public.

By this notice, the Department certifies that the construction, operation and maintenance of the Project complies with the applicable provisions of sections 301—303, 306 and 307 of CWA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317), and will not violate the Commonwealth's water quality standards set forth in 25 Pa. Code Chapter 93, provided that the construction, operation and maintenance of the Project complies with the conditions for this certification as listed below, and the terms and conditions of the State law permits required to demonstrate compliance with Pennsylvania's Water Quality Standards:

1. *Conditional State Water Quality Certification*—This conditional State Water Quality Certification is based upon the information that is available, to date, due to the FERC licensing process, and is granted with the understanding that the applicant will be submitting a final Environmental Assessment (EA) to the Department, to be reviewed and approved by the Department, prior to the start of construction. Within its final EA, the Applicant shall also provide written documentation that it has complied with each of the conditions within this Conditional Water Quality Certification. This final EA shall be submitted to the Department at the same time that the Applicant submits its application to the U.S. Army Corps of Engineers (USACE or Corps) for a Section 404 Permit, to facilitate a coordinated review between the Department and USACE. The final EA that is submitted to the Department must be developed from final design plans, specifications and reports.

2. *Erosion and Sediment Control*—The Applicant shall comply with the rules and regulations of 25 Pa. Code Chapter 102. The Applicant shall obtain and comply with an NPDES permit from the Department for the discharge of stormwater if the earth disturbance activities associated with the Project will result in a total disturbance equal to or greater than 1 acre. Earth disturbance activities associated with discharging dredged or fill material from the Project to waters of the United States which require permit coverage under Section 404 of CWA (33 U.S.C.A. § 1344) need not obtain an additional NPDES Permit from the Department for earth disturbance activities covered by the Section 404 permit. The Applicant shall submit final detailed erosion and sediment control and post construction stormwater management plans for all Project activities to the Department

and County Conservation District for their review and approval prior to commencement of construction. Specific guidance on the requirements of the NPDES Permit for Stormwater Discharges Associated with Construction Activities can be obtained from the County Conservation District or the DEP Regional Office.

3. *Water Obstruction and Encroachment Permit*—The Applicant shall comply with the rules and regulations of 25 Pa. Code Chapter 105 relating to dam safety and waterway management. The Applicant shall obtain, from the Department, and comply with a Chapter 105 Water Obstruction and Encroachment Permit (WO&EP), for the construction, operation and maintenance of any water obstruction or encroachment associated with the Project that is outside the scope of work licensed under the Federal Power Act, pursuant to the Clean Streams Law (35 P.S. §§ 691.1—691.1001), Dam Safety and Encroachments Act (32 P.S. §§ 673.1—693.27), and Flood Plain Management Act (32 P.S. §§ 679.101—679.601.), and all applicable implementing regulations.

4. *Submerged Lands License Agreement*—The Applicant shall obtain, from the Department, and comply with a Submerged Lands License Agreement, pursuant to Section 15 of the Dam Safety and Encroachments Act, 32 P.S. § 693.15, to occupy submerged lands of the Commonwealth in navigable waters as necessary to construct, operate and maintain the Project.

5. *Water Resource Planning Act Registration*—In accordance with the Pennsylvania Water Resources Planning Act, 27 Pa.C.S. § 3118, and the regulations thereunder, 25 Pa. Code Chapter 110, the Applicant must register the hydropower facility with the Department, and report water usage to the Department, annually.

6. *Limited Power Permit*—The Applicant shall obtain and comply with a permit from the Department as required by the Water Power and Water Supply Permits Act, Act of June 14, 1923, 32 P.S. §§ 591—625, related to the construction of a power dam or for a “change in stream” to develop power. The Applicant shall submit an application for this permit to the Department on the form available from the Department.

7. *Water Quality Monitoring*—During final design, the Applicant shall develop a water quality monitoring plan, to be implemented during the construction and operation of this project, and shall submit this plan to the Department for review and approval, prior to the start of construction, to ensure that the receiving water quality is not adversely impacted by the Applicant's construction, operation or maintenance of the Project. This water quality monitoring plan shall include adequate provisions to ensure that monitoring will assess any potential cumulative effect upon water quality, from the operation of all the currently proposed hydroelectric projects, within the greater Pittsburgh region. Thereafter, Applicant shall submit the results of the water quality monitoring to the Department and the USACE, along with suggested modifications in the operation or maintenance of the Project for inclusion in the adaptive management plan, should adverse impacts to water quality result from the project. The Department retains the right to specify additional studies or monitoring to ensure that the receiving water quality is not adversely impacted by the Applicant's construction, operation or maintenance of the Project.

8. *Operating Plan and Adaptive Management Plan*—The applicant will be developing an operating plan, Memorandum of Agreement, and an adaptive management plan with the USACE. Applicant will submit these

plans to the Department for review and approval, prior to the start of construction, to evaluate potential effects of these plans upon, and compliance with, state water quality standards.

9. *Final Project Design Development*—During final design, applicant shall evaluate alternative designs for the proposed Project that may have the potential to reduce expected fish entrainment and mortality, such as, but not limited to, reducing and/or modifying the proposed 3-inch trash rack spacing, intake channel design, or other alternative designs, pursuant to Section 105.14(b)(4) and (6) of the Department's regulations, 25 Pa. Code § 105.13(e)(1)(viii) and 105.14(b)(4) and (6). This alternatives analysis shall be included in the Applicant's final EA, to be submitted to the Department for review and approval, prior to the start of construction. The final design shall also take into account the cumulative impact evaluations associated with conditions (10), (11), (12).

10. *Cumulative Impacts to Fish Populations*—Since the project is one of several, currently proposed hydroelectric projects on the Ohio, Monongahela and Allegheny Rivers within the greater Pittsburgh area river basins, the applicant, during final design, shall further evaluate the cumulative impacts from these hydroelectric projects, upon area fish populations, due to expected fish entrainment and mortality. Applicant shall include this evaluation in its final EA, to be submitted to the Department for review and approval, prior to the start of construction.

11. *Cumulative Impacts to Mussel Populations*—Since the Project is one of several currently proposed hydroelectric projects on the Ohio, Monongahela and Allegheny Rivers within the greater Pittsburgh area river basins, the applicant shall further evaluate, during final design, the cumulative impacts from these hydroelectric projects, upon local mussel populations, due to potential unavailability of host fish from expected fish entrainment and mortality. Applicant shall include this evaluation in its final EA, to be submitted to the Department for review and approval, prior to the start of construction.

12. *Cumulative Impacts to Riverine Habitat and Food Chain*—Since the project is one of several, currently proposed hydroelectric projects on the Ohio, Monongahela and Allegheny Rivers within the greater Pittsburgh area river basins, and since the development of locks and dams for navigation has compressed the flowing water habitat within these rivers to tailrace areas below these dams, the Applicant, during final design, shall further evaluate the cumulative impacts from these hydroelectric projects, upon riverine habitat and the food chain, within the three (3) river basins. Applicant shall include this evaluation in its final EA, to be submitted to the Department for review and approval, prior to the start of construction.

13. *Minimum By-pass Flows*—Applicant has proposed a seasonal minimum by-pass flow, through the gate bays; however, during the final design, Applicant shall further evaluate the amount of by-pass flows necessary for the purposes of protection of public health, water quality control, conservation of fisheries, and aquatic habitat, improvement of recreation, and protection of instream and downstream water uses. Since the Applicant's model simulations indicate that dissolved oxygen levels, in particular during average and dry hydrology years, will be reduced by the operation of the proposed hydropower facility, the Applicant shall consider within its evaluation whether year-round by-pass flows, increased by-pass flow volumes, and/or aeration equipment are needed to maintain state water quality standards. Applicant shall provide this evaluation to the Department, within its final

EA, for the Department's review and approval, prior to the start of construction. By-pass flows shall be provided across the length of the dam.

14. *Aids to Navigation (ATON) Plan*—Applicant shall develop an ATON Plan, to avoid or minimize impacts to recreational boating. This plan must be reviewed and approved by the PA Fish and Boat Commission (PFBC), prior to the start of construction. Please contact the PA Fish and Boat Commission, PO Box 67000, Harrisburg, PA 17106, regarding the requirements for an ATON Plan.

15. *Hydraulic Modeling*—Applicant has indicated that additional hydraulic modeling will be conducted during Final Design. The results of this additional hydraulic modeling shall be included in the applicant's final EA that is to be submitted to the Department, for the Department to review and approve, prior to the start of construction. In addition, the applicant shall use the results of the additional hydraulic modeling to further evaluate potential impacts to fish, freshwater mussels, and aquatic habitat, within the project area, and any other potential impacts that may be identified during the Department's review of the Applicant's final EA. Alternative designs may need to be considered, to avoid or minimize any adverse environmental impacts that may be identified from this additional modeling and/or additional evaluations for impacts. Mitigation may be required to compensate for any adverse environmental impacts that cannot be avoided. The development of these site-specific hydraulic studies should be coordinated with the Department and the PA Fish and Boat Commission, before conducting them.

16. *Programmatic Agreement*—The PA Historical and Museum Commission (PHMC) has determined that FERC's issuance of an original license to Solia 4 Hydroelectric, LLC to construct, operate, and maintain the Monongahela Lock and Dam # 4 (Charleroi) Hydroelectric Project may affect properties included in or eligible for inclusion in the National Register of Historic Places. Accordingly, Applicant shall work with PHMC in the creation of a mitigation plan to protect this structure, which may include the Applicant complying with a Final Programmatic Agreement Between the Federal Energy Regulatory Commission and the Pennsylvania State Historic Preservation Office for Managing Historic Properties that may be Affected by Issuing an Original License to Solia 4 Hydroelectric, LLC for the Construction, Operation, and Maintenance of the Monongahela Lock and Dam 4 (Charleroi) Hydroelectric Project Located in Washington County, Pennsylvania (FERC No. 13767-002).

17. *Riparian Property*—Within its final EA, Applicant shall submit evidence that it has obtained notarized and signed releases, or has acquired rights of occupancy and use other than fee title, from the owners of any affected riparian property. This conditional water quality certification does not convey any real property rights or interests or authorization to trespass on privately-owned riparian land.

18. *Corps Authorization*—This conditional water quality certification does not relieve the Applicant of the responsibility to obtain any applicable approval/permit from the District Engineer, Pittsburgh District, U.S. Army Corps of Engineers, Room 1817, Federal Building, 1000 Liberty Avenue, Pittsburgh, PA 15222, under Section 10 of the Rivers and Harbor Act or Section 404 of the Clean Water Act of 1977.

19. *Fish & Mussel Surveys and Mitigation*—The Project footprint will reduce riverine habitat below the dam

by approximately 1.6 acre. In addition, Applicant acknowledges that the project could potentially alter some mussel habitat conditions through changes in velocity and scour patterns downstream of the dam. Accordingly, fish and mussel surveys shall be conducted three (3) years after project construction, to evaluate the project's impact to fish and mussel species in the project area. The plans for these surveys shall be included within the Applicant's final EA, for the Department's review and approval. In addition, the results of these surveys shall be submitted to the Department for review, within 60 days of completion of these surveys. If the results of these surveys indicate an adverse environmental impact to fish and mussels in the project area, Applicant shall develop a remediation plan to eliminate or reduce the adverse environmental impact. In addition, the applicant may have to provide compensation for the adverse environmental impact.

20. *Cumulative Environmental Impact Assessment*—The Project is one of several, currently proposed hydroelectric projects in the Ohio, Monongahela, and Allegheny Rivers, within the greater Pittsburgh area river basins. Fish species, such as walleye, smallmouth bass, darters, etc., inhabit the area that can exhibit some migratory behavior, and could pass through multiple hydroelectric projects. In addition, the Applicant's Fish Entrainment Study reports mortality to fish species, such as catfish, drum, darters and bass, that are more likely to be host fish that are important to mussel propagation. Accordingly, Applicant shall develop a plan to conduct fish and mussel surveys, after the construction of all, or at least 50%, of the currently proposed hydroelectric projects, to evaluate the potential for cumulative impacts to area fish and mussel populations. This plan shall be included with the Applicant's final EA, for the Department's review and approval. If the results of these surveys indicate an adverse environmental impact to fish and mussels in the project area, Applicant shall develop a remediation plan to eliminate or reduce the adverse environmental impact. In addition, the Applicant may have to provide compensation for the adverse environmental impact.

21. *Clean Water Program Coordination*—Applicant shall evaluate the cumulative impacts of lowering Dissolved Oxygen (DO) concentration below existing levels on overall water quality. This analysis shall include an evaluation of the effects of lower DO levels on other dischargers, whose dissolved oxygen analysis could be impacted by any reduction in DO due to the proposed project. The Applicant shall include, within its final EA to be submitted to the Department, a full analysis depicting the pre- and post-construction dissolved oxygen using a Q7-10 flow, and achieving a 7-day average of 5.5 mg/l and a minimum of 5.0 mg/l at the project site, and all points potentially impacted downstream of the project, in accordance with The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the regulations promulgated thereunder, and 25 Pa. Code § 93.7.

22. *Water Quality Requirements*—The project must maintain the applicable water quality standard of a 7-day average DO concentration of 5.5 mg/l and a minimum DO concentration of 5.0 mg/l, at Q7-10 low flow conditions, unless the analysis required by the preceding condition indicates that a higher DO level is needed to maintain the DO water quality standard within the pool behind Locks & Dam 3, given consideration of all existing, permitted dischargers currently within the pool in accordance with The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the regulations promulgated thereunder.

23. *Stream and Habitat Mitigation*—Since the Project will eliminate approximately 1.6 acre of riverine habitat, Applicant shall include, within its final EA to be submitted to the Department, a plan to mitigate for this lost habitat, for the Department's review and approval, prior to the start of construction.

24. *Fishing Access*—During final design, Applicant shall develop a plan to compensate for lost recreational fishing by providing angler access that is comparable to, or better than, current conditions. Applicant shall consider providing angler access that is close to normal water surface elevations and the water's edge, and adequately compensate for the footage of fishing access lost.

25. *Fish Mitigation*—Since the project will impact fish, Applicant shall include, within its final EA to be submitted to the Department, a mitigation plan to compensate for this environmental impact, for the Department's review and approval, prior to the start of construction.

26. *Fish and Mussel Salvage*—Applicant shall further develop its fish and mussel salvage plan to safely remove fishes and mussels from the project area that would otherwise be trapped behind the proposed coffer dams during the dewatering process. These fish and mussels should be relocated to areas outside of the project area. The Applicant shall include this salvage plan within its final EA, to be reviewed and approved by the Department, prior to the start of construction.

27. *River Sediment Testing*—Applicant shall manage dredge material removed from the river in accordance with the Solid Waste Management Act, Act of July 7, 1980, P.L. 380, No. 97, as amended, 35 P.S. §§ 6018.101—6018.1003 ("Solid Waste Management Act") and regulations promulgated thereunder. Permittee should contact the Facilities Chief, Waste Management Program, Southwest Regional Office, with questions regarding this requirement. The project shall be consistent with the Department's Management of Fill policy and the analytic requirements therein. If the testing reveals that the dredged material exceeds the requirements for unrestricted use as clean fill, then the Applicant shall arrange for off-site disposal of the dredged sediments, after applying for and obtaining approval from the Department's Waste Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

28. *Threatened, Endangered and Special Concern Species*—The results obtained from utilizing the Pennsylvania Natural Diversity Inventory's Pennsylvania Natural Diversity Inventory (PNDI), and any determinations received from an appropriate jurisdictional agency during any associated consultations, are valid only for 2 years. Accordingly, Applicant must include new PNDI search results within its final EA, along with evidence of any necessary follow-up with the appropriate jurisdictional agency(s). In addition, PNDI search results and clearances must be current and valid, prior to the start of construction.

29. *PNDI Avoidance Measure*—Applicant shall only conduct tree cutting, tree inundation (flooding), and prescribed burning between November 15 and March 31. Also, when conducting timber harvesting (rather than land clearing for development), implement the U.S. Fish and Wildlife Service's Forest Management Guidelines for Indiana Bat Swarming Habitat found at <http://www.fws.gov/northeast/pafo/forestry.html>.

30. *Geotechnical Testing*—If a temporary road, drilling platform or other structure is needed to conduct any core boring drilling operations or geotechnical testing, within

the Commonwealth's waterways, Applicant shall obtain a permit(s) or other authorization(s) from the Department, prior to conducting any core boring drilling operations or geotechnical testing.

31. *Preparedness, Prevention and Contingency Plan*—The Applicant shall develop and maintain on site a Preparedness, Prevention and Contingency Plan (PPC Plan) for any project activities utilizing pollutants, pursuant to Section 91.34 of the regulations, 25 Pa. Code § 91.34. The PPC Plan shall be developed in accordance with the "Guidelines for the Development and Implementation of Environmental Emergency Response Plans" which can be found at: <http://www.e-library.dep.state.pa.us/dsweb/Get/Document-48522/400-2200-001.pdf>

32. *Operation*—The Applicant shall at all times properly operate and maintain all Project facilities and systems of treatment and control and related appurtenances which are installed to achieve compliance with the terms and conditions of this State Water Quality Certification and all required permits, authorizations and approvals. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by the Applicant.

33. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of the Department to determine compliance with this State Water Quality Certification, including all required state water quality permits and state water quality standards. A copy of this certification shall be made available for inspection by the Department during such inspections of the Project.

34. *Transfer of Projects*—If the Applicant intends to transfer any legal or equitable interest in the Project which is affected by this State Water Quality Certification, the Applicant shall serve a copy of this certification upon the prospective transferee of the legal and equitable interest at least thirty (30) days prior to the contemplated transfer and shall simultaneously inform the Department's Southwest Regional Office of such intent. Notice to the Department shall include a transfer agreement signed by the existing and new owner containing a specific date for transfer of certification responsibility, coverage, and liability between them. The existing owner shall continue to be responsible for construction and operations at the Project until a transfer to the new owner has been completed. The new owner shall comply with the conditions of this certification, which shall remain in effect, unless modified, in writing, by the Department.

35. *Correspondence*—All correspondence with and submittals to the Department concerning this State Water Quality Certification shall be addressed to the Department of Environmental Protection, Southwest Regional Office, Waterways and Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, and shall reference DEP File No. WQ05-006, APS ID # 889337, or Authorization No. 1105170.

36. *Reservation of Rights*—The Department may suspend or revoke this State Water Quality Certification if it determines that the Applicant has not complied with the terms and conditions of this certification. The Department reserves the right to require additional measures to achieve compliance with applicable laws and/or regulations, subject to the Applicant's applicable procedural and substantive rights.

37. *Other Laws*—Nothing in this State Water Quality Certification shall be construed to preclude the institution

of any legal action or relieve the Applicant from any responsibilities, liabilities, or penalties established pursuant to any applicable Federal or State law or regulation.

38. *FERC Original License*—The Applicant shall supply to the Department a copy of the Original License issued by FERC for this project, not later than ten days after the issuance of such license. The Department may revoke, suspend or modify this Conditional Water Quality Certification as it deems appropriate, depending upon the terms of said license.

39. *Compliance with Terms and Conditions*—This Conditional State Water Quality Certification does not relieve the Applicant of the responsibility for any discharge to waters of the Commonwealth, or allow for any inappropriate discharge to occur. Failure to comply with the terms and conditions of this Conditional State Water Quality Certification will result in the automatic nullification and voidance of this certification, and may subject the Applicant and responsible parties to pay fines of up to \$10,000, per violation, for each day the violation occurs, constituting a separate violation.

40. *Severability*—The provisions of this State Water Quality Certification are severable and should any provision of this certification be declared invalid or unenforceable, the remainder of the certification shall not be affected thereby.

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, 717-787-34-83. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of publication of this notice, or within 30 days of receipt of written notice of this action, whichever occurs first. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at 717-787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30 days. You do not need a lawyer to file an appeal with the Board.

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

#### **Authorization to Extract Noncoal (Industrial Minerals)**

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

**10161005. A. Liberoni, Inc.** (459 Davidson Road, Pittsburgh, PA 15239) Authorization to extract noncoal (industrial minerals) in Clinton Township, **Butler County** to supply fill material for PennDOT Cox's Corner Project. Receiving streams: Unnamed tributary to Lardintown Run and unnamed tributary to Davis Run. Application received: December 2, 2016. Permit Issued: January 25, 2017.

[Pa.B. Doc. No. 17-239. Filed for public inspection February 10, 2017, 9:00 a.m.]

#### **Agricultural Advisory Board Meeting Cancellation**

The Agricultural Advisory Board meeting scheduled for February 23, 2017, has been cancelled. The next meeting is scheduled to occur on April 27, 2017, at 9 a.m. in Susquehanna Room B, Department of Environmental Protection, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110.

Questions concerning the April 27, 2017, meeting should be directed to Jay Braund, Bureau of Clean Water at (717) 783-5017 or jbraund@pa.gov. The agenda and meeting materials will be available through the Public Participation tab on Department of Environmental Protection's (Department) web site at www.dep.pa.gov.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 787-7019 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-240. Filed for public inspection February 10, 2017, 9:00 a.m.]

#### **Bid Opportunity**

**AMD 11(2724)102.1, Acid Mine Drainage Abatement Plant, Sankertown Borough, Cresson and Gallitzin Townships, Cambria County.** The principal items of work and approximate quantities include: mobilization and demobilization; site preparation and restoration; treatment plant discharge piping, 18-inch HDPE pipe 2,645 linear feet; Vampire Road waterline extension, PVC pipe (main) 7,200 linear feet; Vampire Road waterline extension, Wilkinson service line 1,800 linear feet; Vampire Road waterline extension, individual service lines 4,600 linear feet; raw mine water pipelines, 12-inch HDPE pipe and fittings 7,800 linear feet; sludge conveyance pipelines, HDPE pipe and fittings 4,050 linear feet; extraction wells complete, Cresson No. 9 extraction well—complete; extraction wells complete, Gallitzin shaft well 2A, extraction well—complete; extraction wells complete, Gallitzin shaft well 2B, extraction well—complete; injection wells complete, SW1B injection well—complete; injection wells complete, SW2E injection well—complete; injection wells complete, SW3E injection well—complete; injection wells complete, TCIW water injection well—complete; treatment plant facilities, Area # 1, clarifying facilities, foundation and wall work; treatment plant facilities, Area # 1, clarifying facilities, clarifier internals; treatment plant facilities, Area # 2, decarbonation system, decarbonation unit; treatment plant facilities, Area # 3, peroxide system (package unit); treatment plant facilities, Area # 3, lime slurry feed system (package unit); facilities lighting, electrical, power; facilities control and processing; facilities training, startup and operation; and facilities warranty period.

This bid issues on February 10, 2017, and bids will be opened on April 6, 2017, at 2 p.m. There is a mandatory prebid conference scheduled for February 28, 2017, at 10 a.m. Representatives from the Department of Environmental Protection (Department) will meet the contractors at the Department's Cambria Office of Mine Safety, 310 Industrial Park Road, Ebensburg, PA 15931. Departmen-

tal staff will also be available to conduct an optional field tour of the various work sites included in the project after the prebid conference. Failure to attend the prebid conference will be cause for rejection of the bid. Bid documents, including drawings in PDF format and Auto-Cad Map 3D format, may be downloaded for free beginning on the issue date from the Department by going to [www.dep.pa.gov/ConstructionContracts](http://www.dep.pa.gov/ConstructionContracts) (select "Bid Opportunities").

Contact the Construction Contracts Section at (717) 787-7820 for more information on this bid.

PATRICK McDONNELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-241. Filed for public inspection February 10, 2017, 9:00 a.m.]

### Nutrient Credit Trading Program; Actions

The Department of Environmental Protection (Department) has approved the following request for certification renewal of pollutant reduction activities to generate nitrogen (N) and phosphorus (P) credits under 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed). Proposed pollutant reduction activities include manure gasification or conversion technology. This certification renewal request approval authorizes the generation of N or P credits, or both, for use by facilities with National Pollutant Discharge Elimination System permits in the compliance year in which the credits are generated. This approval is valid until September 30, 2017, provided the pollution reduction activities are implemented, maintained and verified in accordance with the plans contained in the approved certification renewal request.

<i>Applicant / Consultant</i>	<i>Generator / Source</i>	<i>Pollutant Reduction Activity</i>	<i>N Credits</i>	<i>P Credits</i>	<i>Public Comment Notice Date</i>	<i>Certification Date</i>
Gettysburg Energy Nutrient Recovery Facility (EnergyWorks)	Thompson, Patrick	Poultry Litter Gasification	1,051,570	58,853	10/29/16	1/23/17

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 should 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 of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board. Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

For further information about this action or the Nutrient Credit Trading Program, contact the Division of Operations, Bureau of Clean Water, Department of Environmental Protection, P.O. Box 8774, Harrisburg, PA 17105-8774, (717) 787-6744, RA-EPPANutrientTrad@pa.gov or visit the Department's web site at [www.dep.pa.gov/nutrient\\_trading](http://www.dep.pa.gov/nutrient_trading).

PATRICK McDONNELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-242. Filed for public inspection February 10, 2017, 9:00 a.m.]

### State Board for Certification of Sewage Enforcement Officers 2017 Meeting Schedule

The State Board for Certification of Sewage Enforcement Officers (Board) will meet at 10 a.m. in the 11th Floor Conference Room B, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. A schedule and an agenda for each meeting, including meeting materials will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov). The meeting dates are March 15, 2017, June 28, 2017, September 20, 2017, and December 20, 2017.

Questions concerning this meeting notice can be directed to (717) 772-2186 or RA-seotrng@pa.gov.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5157 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-243. Filed for public inspection February 10, 2017, 9:00 a.m.]

### State Board for Certification of Sewage Enforcement Officers; 2017 Sewage Enforcement Officer Examinations Announcement

The State Board for Certification of Sewage Enforcement Officers (Board) and the Department of Environmental Protection (Department) have scheduled four examinations for 2017. To qualify to sit for the certification examination, all Sewage Enforcement Officer (SEO) candidates must complete the Pre-Certification Academy. Examination applications must be received (not postmarked) by the Board, complete and correct, by close of business on the deadlines indicated. Applications received after these dates will not be considered for examination. Applications that do not contain all the necessary required information will be returned and will not be considered eligible for the examination. The examination schedule for 2017 is as follows:

Examination Date:	Monday, March 6, 2017 (8:30 a.m. registration, exam 9 a.m. to 12:30 p.m.)
Examination Application Deadline:	February 6, 2017
Location:	Department of Environmental Protection Rachel Carson State Office Building 4th Floor Training Room 400 Market Street Harrisburg, PA 17101
Examination Date:	Monday, June 19, 2017 (8:30 a.m. registration, exam 9 a.m. to 12:30 p.m.)
Examination Application Deadline:	May 19, 2017
Location:	Department of Environmental Protection Rachel Carson State Office Building 4th Floor Training Room 400 Market Street Harrisburg, PA 17101
Examination Date:	Monday, September 11, 2017 (8:30 a.m. registration, exam 9 a.m. to 12:30 p.m.)
Examination Application Deadline:	August 11, 2017
Location:	Department of Environmental Protection Rachel Carson State Office Building 4th Floor Training Room 400 Market Street Harrisburg, PA 17101
Examination Date:	Monday, December 11, 2017 (8:30 a.m. registration, exam 9 a.m. to 12:30 p.m.)
Examination Application Deadline:	November 11, 2017
Location:	Department of Environmental Protection Rachel Carson State Office Building 4th Floor Training Room 400 Market Street Harrisburg, PA 17101

Additional examination dates will be posted as scheduled.

The SEO written examination contains 100 multiple-choice questions covering planning requirements, administration and enforcement of the permit program, and technical criteria for soils and disposal systems with a 3 1/2-hour time limit. The passing grade is 50% correct responses in each subject area and an overall minimum of 70 correct answers on the entire examination. This is an open book examination. Applicants are not permitted to bring their own materials. Necessary reference materials will be provided at the test site.

Examination applications may be obtained by contacting the Department of Environmental Protection, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8774, Harrisburg, PA 17105-8774 at (717) 772-2186.

Applicants will receive an admittance letter from the Board prior to the date of the examination.

Persons who anticipate the need for a testing accommodation due to a disability should contact the Board at (717) 772-5157 or through Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss their request. This request must be submitted with the application form.

PATRICK McDONNELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-244. Filed for public inspection February 10, 2017, 9:00 a.m.]

# DEPARTMENT OF HEALTH

## Ambulatory Surgical Facilities; Requests for Exceptions

The following ambulatory surgical facility (ASF) has filed a request for exception under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license ASFs under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following request for exception relates to regulations governing ASF licensure in 28 Pa. Code Chapters 51 and 551—571 (relating to general information; and ambulatory surgical facilities).

*Facility Name*

St. Luke's West End Endoscopy Center

*Regulation*

28 Pa. Code § 551.3 (relating to definitions), specifically subparagraph (ii) of the definition of "classification levels," regarding Class B facilities PS III patients

The previously listed request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163 or ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 17-245. Filed for public inspection February 10, 2017, 9:00 a.m.]

## Hospitals; Requests for Exceptions

The following hospital has filed a request for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following request for exceptions relate to regulations governing hospital licensure in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals), with the exception of 28 Pa. Code § 153.1 (relating to minimum standards). Exception requests related to 28 Pa. Code § 153.1 are listed separately in this notice.

*Facility Name*

Thomas Jefferson University Hospitals, Inc.

*Regulation*

28 Pa. Code § 107.61 (relating to written orders)

The following hospitals are requesting exceptions under 28 Pa. Code § 153.1. Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities (Guidelines)*. The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception, as well as the publication year of the applicable *Guidelines*.

<i>Facility Name</i>	<i>Guidelines Section</i>	<i>Relating to</i>	<i>Publication Year</i>
Forbes Hospital	2.1-2.2.5.1	Location (hand-washing stations in the patient rooms)	2014
Lancaster General Hospital	2.1-8.5.3.2	Size (TDRs)	2014
Pennsylvania Hospital of the University of Pennsylvania Health System	2.1-8.5.3.2	Size (TDRs)	2014
UPMC Jameson	2.2-3.12.2.2(1)(a)	Area (chemotherapy infusion)	2014

All previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163 or ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.



Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 17-246. Filed for public inspection February 10, 2017, 9:00 a.m.]

### Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Silvercare Nursing & Rehabilitation  
130 Fairvies Road  
Crumlynnne, PA 19022  
FAC ID # 24650201 (pending opening)

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.7 (relating to basement or cellar):

Tulip Special Care, LLC  
2301 Allegheny Avenue  
Philadelphia, PA 19134  
FAC ID (pending)

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.27 (relating to lounge and recreation rooms):

Tulip Special Care, LLC  
2301 Allegheny Avenue  
Philadelphia, PA 19134  
FAC ID (pending)

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.36(a) and (b) (relating to bathing facilities):

UPMC Heritage Place  
5701 Phillips Avenue  
Pittsburgh, PA 15217  
FAC ID # 086102

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.36(b) and (h):

Tulip Special Care, LLC  
2301 Allegheny Avenue  
Philadelphia, PA 19134  
FAC ID (pending)

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.38(d) (relating to toilet facilities):

Tulip Special Care, LLC  
2301 Allegheny Avenue  
Philadelphia, PA 19134  
FAC ID (pending)

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 17-247. Filed for public inspection February 10, 2017, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### New Class of Disproportionate Share Hospital Payments

The Department of Human Services (Department) is announcing its intent to create a new class of disproportionate share hospital (DSH) payments for qualifying Medical Assistance (MA) enrolled acute care general hospitals that have a low commercial-payer ratio, a negative trend in their net patient revenue and are located in an area of this Commonwealth with a disproportionate need for MA services. The payment is intended to promote continued access to care for the MA population.

#### *Qualifying Criteria*

For a hospital to qualify for this DSH payment, it must meet all of the following criteria, based on its State Fiscal Year (FY) 2013-2014 MA-336 Hospital Cost Report, unless otherwise specified:

(1) The hospital is located in a city of the first class, as defined in the *Pennsylvania Manual* (Volume 121).

(2) The hospital's 3-year average change in net patient revenue for FYs 2012—2015 is negative according to the Pennsylvania Health Care Cost Containment Council's Fiscal Year 2015 Financial Analysis.

(3) The hospital's commercial-payer ratio, defined as 100% minus the hospital's Medicare share of net patient revenue for FY 2015 (expressed as a percent) minus the hospital's MA share of net patient revenue for FY 2015 (expressed as a percent), is more than one standard deviation lower than the mean for all acute care hospitals in the Pennsylvania Health Care Cost Containment Council's Fiscal Year 2015 Financial Analysis.

(4) The hospital does not qualify for payment under State Plan Amendment 4.19A, page 21z.

*Payment Determination*

Payments will be divided proportionally among qualifying hospitals based on the percentage of each qualifying hospital's inpatient MA days to the total inpatient MA days of all qualifying hospitals. All payment limitations are still 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 DSH limit. The Department will not redistribute DSH payments made under this additional class of DSH payments to qualifying hospitals as a result of a qualifying hospital exceeding its hospital-specific DSH limit.

*Fiscal Impact*

The FY 2016-2017 impact, as a result of the funding allocation for these payments, is \$1.244 million (\$0.600 million in State general funds and \$0.644 million in Federal funds) upon approval by the Centers for Medicare & 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, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. The Department will review and consider all comments received within 30 days in determining the final payment methodology for these payments.

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-1111. (1) General Fund; (2) Implementing Year 2016-17 is \$600,000; (3) 1st Succeeding Year 2017-18 through 5th Succeeding Year 2021-22 are \$0; (4) 2015-16 Program—\$392,918; 2014-15 Program—\$564,772; 2013-14 Program—\$428,041; (7) MA—Fee-for-Service; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 17-248. Filed for public inspection February 10, 2017, 9:00 a.m.]

## DEPARTMENT OF STATE

### Official Forms

The Department of State's Bureau of Corporations and Charitable Organizations (Bureau) published notice at 46 Pa.B. 827 (February 13, 2016) of the Bureau's intent to amend the forms and instructions currently in 19 Pa. Code Appendix C (relating to official forms) to provide for amending Form DSCB: 15-8221/8998 (Certificate of Annual Registration). The form was revised to reflect the change in base annual registration fees payable by limited liability partnerships and restricted professional companies in accordance with 15 Pa.C.S. §§ 8221(b) and 8998(b) (relating to annual registration).

The forms and instructions, which do not constitute agency regulations, were subject to the opportunity for public comment under section 201 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. § 1201). The Bureau

received no comments during the intervening 30-day public comment period. Therefore, the amended form and instruction for DSCB: 15-8221/8998 (Certificate of Annual Registration) are being codified in 19 Pa. Code Appendix C as published at 46 Pa.B. 827.

PEDRO A. CORTÉS,  
*Secretary*

[Pa.B. Doc. No. 17-249. Filed for public inspection February 10, 2017, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Additions to List of Class A Wild Trout Waters

The Fish and Boat Commission (Commission) approved the addition of 26 stream sections to its list of Class A Wild Trout Streams as set forth at 46 Pa.B. 7418 (November 19, 2016). Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource and to conserve that resource and the angling that it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries.

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 17-250. Filed for public inspection February 10, 2017, 9:00 a.m.]

### Boat and Marine Forfeiture; Maximum Amount

Chapter 53, Subchapter C of 30 Pa.C.S. (relating to boat and marine forfeiture) applies only to boats and related equipment with a resale value based upon established industry standards equal to or less than the maximum amount set forth in 30 Pa.C.S. § 5331(c) (relating to scope of subchapter). This subsection provides that for the year 2006, the maximum amount will be \$5,000 and for each year thereafter, the maximum amount will be fixed annually by the Fish and Boat Commission (Commission) based upon the maximum amount in the prior year as adjusted to reflect the change in the Consumer Price Index for All Urban Consumers for the United States for all items as published by the United States Department of Labor, Bureau of Labor Statistics, for the previous 12-month period. The subsection further provides that the maximum amount as adjusted will be rounded to the nearest multiple of \$5 and that the Commission will give notice of the new maximum amount by publication in the *Pennsylvania Bulletin*. The Commission previously fixed the maximum amount for 2016 at \$5,975.

Under 30 Pa.C.S. § 5331(c), the Commission has fixed the maximum amount for 2017 as \$6,100.

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 17-251. Filed for public inspection February 10, 2017, 9:00 a.m.]

### Classification of Wild Trout Streams; Additions, Revisions and Removal

The Fish and Boat Commission (Commission) approved the addition of 99 new waters to its list of wild trout streams, the revision of the section limits of 7 waters already on the list and the removal of 1 water on the list as published at 46 Pa.B. 7413 (November 19, 2016). Under 58 Pa. Code § 57.11 (relating to listing of wild trout streams), it is the policy of the Commission to accurately identify and classify stream sections supporting naturally reproducing populations of trout as wild trout streams. The listing of a stream section as a wild trout stream is a biological designation that does not determine how it is managed. The Commission relies upon many factors in determining the appropriate management of streams. The Commission's Fisheries Management Division maintains the complete list of wild trout streams and it is available on the Commission's web site at <http://www.fishandboat.com/Fish/PennsylvaniaFishes/Trout/Pages/TroutWaterClassifications.aspx>.

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 17-252. Filed for public inspection February 10, 2017, 9:00 a.m.]

### Special Regulation Designation; Panfish Enhancement

The Fish and Boat Commission (Commission) took the following action with respect to waters subject to 58 Pa. Code Chapter 65 (relating to special fishing regulations), effective on March 1, 2017:

*58 Pa. Code § 65.11. Panfish enhancement*

The Commission designated Pymatuning Reservoir, Crawford County, as panfish enhancement for crappies, black and white. It is unlawful to fish for crappies in Pymatuning Reservoir except in compliance with the following size and creel limits: the minimum size is 9 inches; the daily limit is 20.

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 17-253. Filed for public inspection February 10, 2017, 9:00 a.m.]

## HOUSING FINANCE AGENCY

### Proposed PHARE (Act 105 of 2010) Plan Including Funds Available Through Marcellus Shale Impact Fee (Act 13 of 2012), Realty Transfer Tax (Act 58 of 2015) and the National Housing Trust Fund (Housing and Economic Recovery Act of 2008); Public Comment

The Pennsylvania Housing Affordability and Rehabilitation Enhancement (PHARE) Fund established by the act of November 23, 2010 (P.L. 1035, No. 105) (Act 105) to provide a structure by which certain State and Federal

funds may be used to support housing throughout this Commonwealth. The Housing Finance Agency (Agency) administers the PHARE Fund. Under the PHARE program, various funding sources are available to fund the PHARE program in 2017. Accordingly, the Agency has prepared a proposed PHARE plan outlining the distribution strategies, the priorities and the timelines for accepting applications and funding programs and projects in 2017.

Act 105 establishes a public comment period to administer the PHARE Fund with the added moneys, the Agency is inviting public comment about the proposed PHARE plan which is available at [www.phfa.org](http://www.phfa.org).

Written comments are being now accepted on the proposed PHARE plan addressed to Bryce Maretzki, Housing Finance Agency, 211 North Front Street, Harrisburg, PA 17101, [bmaretzki@phfa.org](mailto:bmaretzki@phfa.org). Comments are due no later than March 29, 2017. The Agency will make all comments available for public inspection.

BRIAN A. HUDSON, Sr.,  
*Executive Director*

[Pa.B. Doc. No. 17-254. Filed for public inspection February 10, 2017, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Appeal of Williamsport Local APWU 2007; Pennsylvania Compensation Rating Bureau; Doc. No. CL17-01-010

Under section 717 of the Workers' Compensation Act (77 P.S. § 1035.17), Williamsport Local APWU 2007 has appealed a decision by the Pennsylvania Compensation Rating Bureau to the Insurance Commissioner. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code Chapter 56 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing telephone conference initiated by the Insurance Department is scheduled for March 2, 2017, at 9:30 a.m. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before February 28, 2017. A hearing date will be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before February 14, 2017, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answers to petitions to intervene, if any, shall be filed on or before February 28, 2017.

Persons with a disability who wish to participate in the proceedings in this case 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. 17-255. Filed for public inspection February 10, 2017, 9:00 a.m.]

### Medical Malpractice Insurance Carriers; Pennsylvania Medical Malpractice Data Call (Act 13 of 2002 Data Call)

The Insurance Department (Department) is conducting a medical malpractice data call to study the availability of additional basic coverage capacity in the medical malpractice marketplace in this Commonwealth. This data call is required by section 711(d)(3) of the Medical Care Availability and Reduction of Error (MCARE) Act (MCARE Act) (40 P.S. § 1303.711(d)(3)).

Consistent with prior data calls promulgated under section 711(d)(3) of the MCARE Act, the cover letter, exhibits and templates are available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov) (select "Companies," then "Industry Activity," then "Data Calls"). Additionally, an e-mail announcing the data call was sent on February 1, 2017, to all medical malpractice insurers with positive direct written premiums in this Commonwealth in 2015.

Each insurer providing medical professional liability insurance in this Commonwealth is required to respond to the data call no later than March 1, 2017. Insurers with positive medical malpractice direct written premium in this Commonwealth in 2015 are identified in Exhibit 2 of the data call and a response is required from each insurer listed. Data for more than one insurer should not be combined into a single submission.

#### *New for 2017*

The data call's questions are entirely different from prior years' data calls. Additionally, insurers now have the option to designate their National Association of Insurance Commissioners (NAIC) Annual Statements as their response to the data call. If this designation is chosen, the Department will access the necessary Annual Statement data from the NAIC web site and the insurer will have no further reporting requirement.

Questions regarding this data call should be directed to Dennis Sloand, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 214-1927, [desloand@pa.gov](mailto:desloand@pa.gov).

TERESA D. MILLER,  
Insurance Commissioner

[Pa.B. Doc. No. 17-256. Filed for public inspection February 10, 2017, 9:00 a.m.]

### Medical Professional Liability Insurance Study

The Insurance Department is conducting a medical professional liability insurance study to determine whether sufficient capacity exists to increase the basic coverage limits of insurance required by the Medical Care

Availability and Reduction of Error (MCARE) Act (MCARE Act) (40 P.S. §§ 1303.101—1303.910).

Sections 711—716 of the MCARE Act (40 P.S. §§ 1303.711—1303.716) established, among other things, the MCARE Fund and the basic coverage limits for medical professional liability that each health care provider participating in the MCARE Fund must insure or self-insure. With certain exceptions, once the basic coverage limits are exhausted, the MCARE Fund provides excess insurance coverage.

Sections 711—716 of the MCARE Act also provides a schedule for the basic coverage limits to be increased with the MCARE Fund eventually being eliminated. However, the basic coverage limits are only to be increased after the Insurance Commissioner finds, under a study, that additional basic insurance capacity exists. A study is required at this time under the MCARE Act.

Interested parties that wish to comment on whether sufficient insurance capacity exists to increase the basic coverage limits of medical professional liability insurance are invited to submit written comments to Dennis Sloand, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [desloand@pa.gov](mailto:desloand@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,  
Insurance Commissioner

[Pa.B. Doc. No. 17-257. Filed for public inspection February 10, 2017, 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; 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law); 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 Michele Delgado; File No. 16-114-204927; Bristol West Insurance Company; Doc. No. P17-01-012; March 1, 2017, 9:30 a.m.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at a 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. 17-258. Filed for public inspection February 10, 2017, 9:00 a.m.]

**State Farm Mutual Automobile Insurance Company  
(SERFF # STLH-130885750); Rate Increase Filing  
for Individual LTC Form 97058PA**

State Farm Mutual Automobile Insurance Company is requesting approval to increase the premium an aggregate 21.8% on 1,011 policyholders with form 97058PA.

Unless formal administrative action is taken prior to April 27, 2017, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov) (select "Consumers," then "Long Term Care Rate Filings").

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](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,  
Insurance Commissioner

[Pa.B. Doc. No. 17-259. Filed for public inspection February 10, 2017, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security

Public Meeting held  
January 26, 2017

*Commissioners Present:* Gladys M. Brown, Chairperson; Andrew G. Place, Vice Chairperson; John F. Coleman, Jr.; Robert F. Powelson; David W. Sweet

*Electric Generation Supplier License Cancellations of  
Companies with an Expired Financial Security;  
M-2015-2490383*

#### Tentative Order

*By the Commission:*

The Commission's regulations at 52 Pa. Code § 54.40(a) state that an Electric Generation Supplier (EGS) license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. In addition, 52 Pa. Code § 54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a bond or other approved security in the amount directed by the Commission has been obtained.

Each EGS must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120 prior to the EGS's current security expiration date. Each financial instrument must be an original document that displays a "wet" signature or digital signature, preferable in blue ink, and displays a "raised seal" or original notary stamp. The name of the principal on the original financial instrument must match exactly with the name that appears on the EGS's license issued by the Commission.

Failure to file before the financial security's expiration date may cause Commission staff to initiate a formal proceeding that may lead to the following: cancellation of each company's electric supplier license, removal of each company's information from the Commission's website and notification to all electric distribution companies, in which each company is licensed to do business, of the cancellation of the license.

As of January 13, 2017, each EGS listed in the Supplier Table below has not provided proof to the Commission that it has a bond or other approved security in the amount directed by the Commission, to replace its expired bond as noted in the table below.

#### Supplier Table—List of Electric Generation Suppliers

Docket Number	Company Name	Exp. Date
A-2011-2223825	CLEAR ENERGY SOLUTIONS, LLC	2/15/16
A-2012-2311410	COMMERCIAL AND INDUSTRIAL ENERGY SOLUTIONS, LLC	12/29/16
A-2013-2354759	DYNAMIS ENERGY, LLC	1/9/17
A-2016-2533036	GOLD STAR ENERGY, LLC	1/1/17
A-2015-2501712*	GREENLIGHT ENERGY, INC.	1/7/17
A-2013-2374944*	GUTTMAN ENERGY, INC.	12/23/16
A-2014-2435574	POWER KIOSK, LLC	1/1/17

<i>Docket Number</i>	<i>Company Name</i>	<i>Exp. Date</i>
A-2014-2416214*	SMARTENERGY HOLDINGS, LLC	1/7/17
A-2011-2232137	SUSTAINABLE STAR, LLC	1/1/17

\*Taking title to electricity

As part of its EGS license validation procedures, the Commission's Bureau of Technical Utility Services sent a 60-day Security Renewal Notice Letter to each entity in the Supplier Table above stating that original documentation of a bond, or other approved security, must be filed within 30 days prior to each entity's security expiration date. None of the companies listed in the Supplier Table provided the required documentation.

Based on the above facts, we tentatively conclude that the EGSs listed in the Supplier Table are not in compliance with 52 Pa. Code § 54.40(a) and (d) and therefore it is appropriate to initiate the cancellation process for each EGS license of each company listed in the Supplier Table, without the necessity of a formal complaint, as being in the public interest; *Therefore,*

*It Is Ordered That:*

1. Cancellation of the Electric Generation Supplier Licenses of each company listed in the Supplier Table is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation & Enforcement, Department of Revenue—Bureau of Corporation Taxes, all electric distribution companies, all of the Electric Generation Suppliers in the Supplier Table and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.

3. Absent the filing of adverse public comment or the filing of approved security within 30 days after publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Services shall prepare a Final Order for entry by the Secretary.

4. Upon entry of the Final Order described in Ordering Paragraph No. 3 above, each company listed in the Supplier Table will be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility Services and the Assessment Section of the Bureau of Administration, removed from the Commission's website, and notifications be sent to all electric distribution companies in which the Electric Generation Suppliers are licensed to do business.

5. Upon entry of the Final Order described in Ordering Paragraph No. 3, each electric distribution company in which the Electric Generation Suppliers are licensed to do business, shall return the customers of the Electric Generation Suppliers to default service.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-260. Filed for public inspection February 10, 2017, 9:00 a.m.]

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a

common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. 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 27, 2017. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

**Applications of the following for approval to begin operating as common carriers for transportation of persons as described under each application.**

**A-2016-2577694. Kopp Kar Transportation, LLC** (745 School Lane, New Holland, Lancaster County, PA 17557) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lancaster County to points in Pennsylvania, and return.

**A-2017-2585642. SS Getaway, LLC** (1425 Jordan Avenue, Montoursville, Lycoming County, PA 17754) in group and party service, in vehicles seating 11 to 15 passengers, including the driver, between points in Pennsylvania, and return; excluding areas under the jurisdiction of the Philadelphia Parking Authority.

**A-2017-2585692. Ajay Chatha Corporation** (702 Steinman Drive, Lancaster, Lancaster County, PA 17603) for the right to begin to transport, as a common carrier, by motor vehicle, persons in call or demand service, between points in Lancaster County.

**A-2017-2585823. Keith D. Nichols, t/a K. D. Nichols** (695 Clearview Road, Ephrata, Lancaster County, PA 17522) in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Counties of Lancaster, Lebanon and Berks, to points in Pennsylvania, and return.

**Application of the following for the approval of the right and privilege to *discontinue/abandon* operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.**

**A-2017-2586759. Monarch Limousine Services, Inc.** (100 North Conahan Drive, Hazleton, Luzerne County, PA 18201) discontinuance of service and cancellation of its certificate, as a common carrier, to transport, persons in limousine service, between points in Pennsylvania.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-261. Filed for public inspection February 10, 2017, 9:00 a.m.]

## STATE BOARD OF COSMETOLOGY

**Bureau of Professional and Occupational Affairs v.  
Sai Rong Shi; Doc. No. 1952-45-16; File No.  
16-45-11984**

On October 21, 2016, Sai Rong Shi, license No. CL187169, last known of Philadelphia, Philadelphia County, had her license suspended based upon nonpayment of a civil penalty.

Individuals may obtain a copy of the order by writing to Ariel E. O'Malley, Board Counsel, State Board of Cosmetology, P.O. Box 69523, Harrisburg, PA 17106-9523.

STEPHEN A. WALLIN,  
*Chairperson*

[Pa.B. Doc. No. 17-262. Filed for public inspection February 10, 2017, 9:00 a.m.]

## STATE BOARD OF NURSING

**Automatic Suspension of the License to Practice  
of Jennifer Anne Clark, LPN; File No. 14-51-  
13823; Doc. No. 0324-51-16**

On December 12, 2016, Jennifer Anne Clark, LPN, license No. PN293769, formally of Grampian, Clearfield County, was indefinitely suspended retroactive to March 30, 2016, and assessed \$600 in costs of investigation, based on being unable to practice with reasonable skill and safety to patients by reason of mental or physical illness or condition or physiological or psychological dependence upon alcohol, hallucinogenic or narcotic drugs or other drugs which tend to impair judgment or coordination so long as the dependence shall continue.

Individuals may obtain a copy of the automatic suspension by writing to Megan E. Castor, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

LINDA L. KMETZ, PhD, RN,  
*Chairperson*

[Pa.B. Doc. No. 17-263. Filed for public inspection February 10, 2017, 9:00 a.m.]

**Bureau of Professional and Occupational Affairs v.  
Tammy S. Tusing, LPN; File No. 14-51-08139;  
Doc. No. 1610-51-14**

On December 13, 2016, Tammy S. Tusing, LPN, license No. PN094385L, last known of Dover, York County, had a reprimand placed on her practical nursing license based upon her felony convictions.

Individuals may obtain a copy of the adjudication by writing to Ariel E. O'Malley, 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.

LINDA L. KMETZ, PhD, RN,  
*Chairperson*

[Pa.B. Doc. No. 17-264. Filed for public inspection February 10, 2017, 9:00 a.m.]

## STATE HORSE RACING COMMISSION

**New Primary Racetrack Facility and Pari-Mutuel  
License Application Procedures**

The State Horse Racing Commission (Commission) hereby provides notice that on January 26, 2017, it issued an Order approving the applicable administrative procedures for the submission of applications for the sole remaining Standardbred (harness) horse race meeting license and proposed new primary racetrack facility. The Commission also announced the application submission period within which it would receive applications for a license.

As set forth in the January 26, 2017, Order, the application submission period will begin on February 15, 2017, opening date, and end on June 14, 2017, closing date.

The complete text of the January 26, 2017, Order, including the New Primary Racetrack Facility and Pari-Mutuel License Application Procedures (Procedures) adopted by the Order and the Appendix to those Procedures, is set forth as follows. Within the next several weeks the Commission will republish these Procedures as temporary regulations. Until that occurs, the Procedures set forth as follows offer guidance to prospective applicants for the subject license. The complete text of the referenced documents is as follows.

### Order

*And Now*, this 26th day of January, 2017, in accordance with the authority under the act of October 28, 2016, (P.L. No. 114) ("Act") (3 Pa.C.S. § 9301 et seq.) known as the Race Horse Industry Reform Act, the State Horse Racing Commission ("Commission") intends to open the application process and ultimately award, if appropriate, the sole remaining Standardbred (harness) horse race meeting license (3 Pa.C.S. §§ 9315, 9318). The Commission hereby adopts the attached New Primary Racetrack Facility and Pari-Mutuel License Application ("Application") Procedures as a temporary regulation. Pursuant to the statutory authority granted by the General Assembly and as more specifically set forth in § 9311(h) of the Act (3 Pa.C.S. § 9311(h)), the Commission's temporary regulations shall not be subject to the Commonwealth Documents Law, the Commonwealth Attorneys Act or the Regulatory Review Act.

*Furthermore*, as more fully set forth in the Application Procedures, the Commission hereby announces the following "Application Submission Period" which shall commence on February 15, 2017 ("opening date") and close on August 14, 2017 ("closing date"). No application or docu-

mentation shall be submitted prior to the opening date. No Applications shall be accepted or docketed after the closing date.

RUSSELL C. REDDING,  
Chairperson  
State Horse Racing Commission

### **New Primary Racetrack Facility and Pari-Mutuel License Application Procedures**

#### *Section 1. Preliminary Policy Considerations.*

(a) The Commission has authority to issue licenses to conduct horse race meetings at which pari-mutuel wagering is permitted at racetrack facilities, including any new proposed "primary" racetrack facility. A race horse meeting is a specified period of time and dates during which a licensed racing entity is authorized to conduct live horse racing at the location designated and approved by the Commission.

(b) Section 9318 of the Act, (3 Pa.C.S. § 9318) provides that a person seeking to conduct horse race meetings at which pari-mutuel wagering is permitted shall first obtain a license from the State Horse Racing Commission. The license gives its holder the privilege to conduct horse race meetings at which pari-mutuel wagering is permitted. The license does not give its holder a property right.

(c) Applicants seeking to establish a new primary racetrack facility should be aware that the Racing Act authorizes a limited number of race horse meeting licenses to be issued. Sec. 9315(a) of the Act provides that no more than five corporations shall be licensed by the Commission to conduct a Standardbred pari-mutuel meet. Only one remaining Standardbred harness horse racing license presently exists.

(d) Should the Commission receive more than one Application for the last remaining license, the Commission shall utilize the Comparative Consideration Group Process.

(e) The Commission will review and consider only timely, compliant and complete applications pursuant to the provisions of the Act. At its discretion, the Commission may hold any number of administrative hearings for the Applicant(s) and provide for public comment as necessary.

(f) The Commission is not obligated to issue any license despite the availability of a license.

#### *Section 2. Eligibility.*

In accordance with §§ 9315 and 9318 of the Racing Act (3 Pa.C.S. §§ 9315 & 9318) any person is eligible to apply for an available license to conduct horse race meetings with pari-mutuel wagering.

#### *Section 3. Application Submission Period and Requirements.*

The following administrative procedures and requirements are established for those persons seeking a license to conduct race horse meetings and to establish a new primary racetrack facility within the Commonwealth.

(a) The Commission hereby establishes the following "Application Submission Period" which shall commence on February 15, 2017 ("opening date") and end on June 14, 2017 ("closing date"). No application or documentation shall be submitted prior to the opening date. No Applications shall be accepted or docketed after the closing date. The Commission will return any Application that is postmarked after June 14, 2017.

(b) Applications for a license to conduct live horse race meetings at a new primary racetrack facility shall be submitted in the following prescribed forms and format (1 original hardcopy; 1 electronic copy (CD); and 1 copy

redacting information, if any, determined by the applicant to be "proprietary" in nature):

1. Petition for New Racetrack Facility (Numbered paragraphs detailing the project and setting forth why the Applicant satisfies the provisions of § 9318 (3 Pa.C.S. § 9318));

2. Entity Application (Including information in Appendix A);

3. Multi-Jurisdiction Personal History Disclosure Form(s);

4. Electronic Wagering Petition/Application (§§ 9351—9359);

5. All applicable license fees and costs of investigations.

(c) Applications must be submitted by the application "Closing" date as approved by the Commission and set forth above. An Applicant must follow the applicable procedures and requirements herein, including the applicable closing date, in order for the Application to be considered timely. Applications received after the "closing" date will be deemed untimely and will not be reviewed.

(d) The Commission's staff will review all initial submissions of the above Petition/Applications (including all applicable fees) and determine if an application is considered timely and complete. Only applications determined to be timely and complete shall move through the review/hearing process. The Commission may reject any incomplete application as deficient.

(e) The Commission or its Staff reserves the right at any time to:

1. Request additional information regarding any aspect of the application or the applicant's plan for a new racetrack facility, including but not limited to information set forth in Appendix A.

2. Require explanation or revision of the applicant's proposed plan.

3. Require clarification of any aspect of the applicant's proposed plan.

#### *Section 4. Interested Persons.*

Applications shall be submitted to the following address and shall be docketed by the Commission's staff:

State Horse Racing Commission  
c/o Stephanie Pavlik  
Department of Agriculture, Room 301  
2301 N. Cameron Street  
Harrisburg, PA 17110

#### *Section 5. Comparative Consideration Group (If Applicable).*

If the Commission receives more than one (1) Application to conduct race horse meetings at a new racetrack facility and all such submitted Applications are deemed timely and complete, the following policies and procedures shall be applicable:

(a) All Applications received by the application "Closing" date set forth in the Application Notice and determined to be timely and complete shall be placed into a collective group for purposes of administrative review and consideration ("Consideration Group") by the Commission's staff. Untimely or incomplete Applications shall not be placed into the consideration group.

(b) No final license shall be approved or issued until all Applications within the consideration group have been thoroughly reviewed, vetted and considered by the Commission.

(c) At its discretion, the Commission may hold any number of administrative hearings for the Applicants and provide for public comment. The Commission may also



hold any other type of hearing(s) it deems necessary and appropriate to allow participation by other interested persons in this matter.

(d) At the conclusion of all administrative proceedings as determined by the Commission, it shall issue an Order and Adjudication (Findings of Fact/Conclusions of Law) supporting its determination to grant a license, if appropriate, to conduct a horse race meeting at a new racetrack facility to one of the enumerated Applicants.

(e) The Commission is authorized and empowered not to grant a license to the participating Applicants. There is no statutory time frame within which the Commission must render a determination on a license application.

#### Section 6. *Public Comment Hearing Notice.*

(a) Upon the filing of an application by any person, and after the application Closing date, the Commission shall place the following notice or a similar notice in a newspaper of general circulation in the county in which the facility is to be located, if the Commission deems a hearing necessary:

#### TO WHOM IT MAY CONCERN:

The State Horse Racing Commission hereby gives notice that an application was filed by \_\_\_\_\_ which seeks approval to conduct pari-mutuel wagering horse race meetings at \_\_\_\_\_ (location) \_\_\_\_\_ . A public hearing concerning this matter will be held at \_\_\_\_\_ on \_\_\_\_\_, 20\_\_ at \_\_\_\_\_. Public comment is requested. Interested persons are invited to submit written comments to the Pennsylvania State Horse Racing Commission, Department of Agriculture Building, Room 301, 2301 North Cameron Street, Harrisburg, Pennsylvania 17110-9408. Public comments may be submitted up to 48 hours prior to the date set for public hearing. The purpose of the public hearing is to assist the Commission in assessing the impact the proposed racetrack facility will have on the local community and to assist the Commission in determining whether the public interest, convenience or necessity will be served by approving the license application. Persons who believe the proposed facility will affect his or her business or residence and who wish to speak at a public hearing must submit their names, addresses, telephone number, and a brief summary of their statement to the Commission at the address set forth above at least 72 hours prior to the time of the public hearing.

(b) The notice of public hearing will be published in a prominent section of a newspaper of general circulation (or if necessary a similar medium) for the county in which the facility is to be situated.

(c) The purpose of the public hearing will be to assist the Commission in assessing the impact a proposed facility will have on the local community as required by the Act. The public hearing shall be held in the county in which the proposed facility is to be situated.

(d) A person who wishes to speak at the public hearing shall submit name, address, telephone number and a brief summary of his statement at least 48 hours prior to the time of the public hearing to the respective Commission at the following address: State Horse Racing Commission, Agriculture Building, Room 301, 2301 North Cameron Street, Harrisburg, Pennsylvania 17110-9408

(e) The Commission may set reasonable limits upon the time allowed for oral statements, may disallow state-

ments not offered for the purpose set forth in subsection (c) and may set general rules for the conduct of the hearings, including how presentations may be made, testimony given, examination and cross-examination of witnesses or any other matter.

Contact Information for Public Comment Hearings.

State Horse Racing Commission  
c/o Stephanie Pavlik  
Department of Agriculture, Room 301  
2301 North Cameron Street  
Harrisburg, PA 17110

#### Appendix A

In order for the Commission to conduct a thorough and meaningful review of the proposed project, each Application must submit all the necessary and applicable forms set forth above in Subsection III(b) (relating to Application Requirements) and the following:

1. Documentation of an ownership interest (copy of a lease, purchase option, or purchase agreement, title) in the proposed land;
2. A pro-forma financial statement projecting among other things track attendance, live and simulcast handle and projected revenues at the proposed racetrack facility;
3. The financial projection for the total cost for the completed racetrack/casino facility, excluding any license fees, gaming fees or other associated fees;
4. A detailed itemized list of projected costs of operation for the proposed racetrack facility;
5. A complete and accurate listing of all funding sources, including any and all financial documents and letters and personal contacts;
6. A complete listing of officers, directors, shareholders or other persons having a beneficial or equitable ownership in the applicant or its parent organization;
7. A correct and detailed description of the acreage for the proposed facility, including a detailed description of the physical facility and architectural renderings, where the applicant proposes to conduct live horse race meetings with pari-mutuel wagering;
8. The number of proposed live race days;
9. A detailed and accurate assessment of the horse population expected to race at the proposed facility;
10. Attach detailed and updated studies relating to racing handle, horse population, wagering trends within Pennsylvania and nationwide, traffic, and general population;
11. A detailed construction/project timeline for completion of the proposed facility.

As stated above, under the specific authority of the Race Horse Industry Reform Act (3 Pa.C.S. § 9311(h)), within several weeks the Commission shall publish the Application Procedures set forth above as temporary regulations. In the interim, the Commission has posted its Order and Application Procedures on its website for the public's convenience. The website address is: <http://www.agriculture.pa.gov/Protect/RacingCommission/Pages/Publications.aspx>.

BRETT REVINGTON,  
*Director*  
*Bureau of Standardbred Horse Racing*

[Pa.B. Doc. No. 17-265. Filed for public inspection February 10, 2017, 9:00 a.m.]