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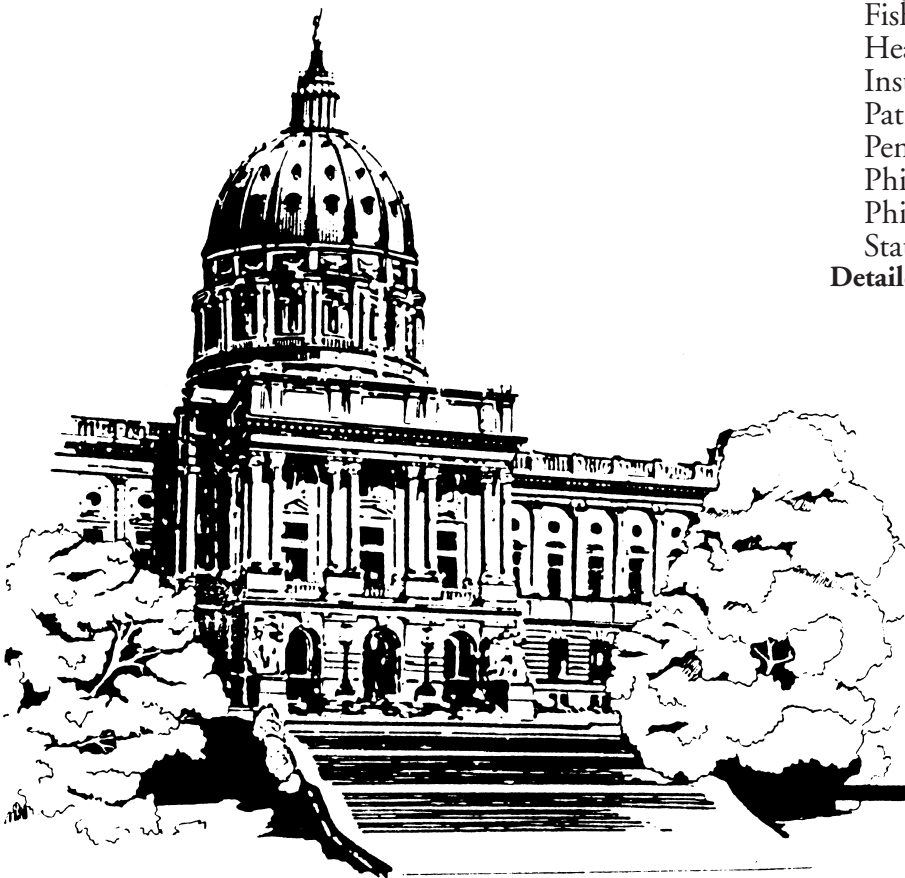
PENNSYLVANIA BULLETIN

Volume 45
Saturday, February 28, 2015 • Harrisburg, PA
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Agencies in this issue

The General Assembly
The Courts
Department of Banking and Securities
Department of Environmental Protection
Department of General Services
Department of Health
Department of Human Services
Fish and Boat Commission
Health Care Cost Containment Council
Insurance Department
Patient Safety Authority
Pennsylvania Public Utility Commission
Philadelphia Parking Authority
Philadelphia Regional Port Authority
State Conservation Commission

Detailed list of contents appears inside.



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

No. 483, February 2015

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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.

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

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

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

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Printing Format

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

Fiscal Notes

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

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

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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2015.

4 Pa. Code (Administration)

Adopted Rules	
1	653, 766
6	542, 543, 768
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7 Pa. Code (Agriculture)

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246 Pa. Code (Minor Court Civil Rules)

Proposed Rules	
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400	954
500	954
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1000	954

249 Pa. Code (Philadelphia Rules)

Unclassified	291, 306
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255 Pa. Code (Local Court Rules)

Unclassified	8, 10, 11, 407, 555, 676, 677, 678, 771, 772, 773, 860, 861, 862, 964
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THE GENERAL ASSEMBLY

COMMISSION ON SENTENCING

Meetings Scheduled

The Commission on Sentencing announces the following meetings to be held at the Harrisburg Hilton and Towers Hotel, One North Second Street, Harrisburg, PA and the Pennsylvania Judicial Center, 601 Commonwealth Avenue, Harrisburg, PA:

Wednesday, March 18, 2015	1 p.m.	Commission Meeting Pennsylvania Judicial Center 601 Commonwealth Avenue Harrisburg, PA
	6:30 p.m.	Dinner Meeting Harrisburg Hilton and Towers Hotel One North Second Street Harrisburg, PA
Thursday, March 19, 2015	9 a.m.	Policy Committee Meeting Pennsylvania Judicial Center 601 Commonwealth Avenue Harrisburg, PA
	9 a.m.	Quarterly Commission Meeting Pennsylvania Judicial Center 601 Commonwealth Avenue Harrisburg, PA

MARK H. BERGSTROM,
Executive Director

[Pa.B. Doc. No. 15-350. Filed for public inspection February 27, 2015, 9:00 a.m.]

THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT [204 PA. CODE CHS. 81 AND 83]

Amendment of Rule 502(b) of the Pennsylvania Rules of Disciplinary Enforcement and Rule 1.15(u) of the Rules of Professional Conduct; No. 133 Disciplinary Rules Doc.

Order

Per Curiam

And Now, this 9th day of February, 2015, it is hereby *Ordered* that Rule 502(b) of the Pennsylvania Rules of Disciplinary Enforcement and Rule 1.15(u) of the Pennsylvania Rules of Professional Conduct are amended in the following form. These amendments shall be effective for the 2015-16 annual attorney assessment and shall continue until further Order of this Court.

Pursuant to Rule 103 of the Pennsylvania Rules of Judicial Administration, the immediate amendment of Rule 502(b) of the Pennsylvania Rules of Disciplinary Enforcement and Rule 1.15(u) of the Pennsylvania Rules of Professional Conduct is required in the interest of efficient administration.

This Order shall be processed in accordance with Rule 103(b) of the Pennsylvania Rules of Judicial Administration and shall be effective immediately.

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart A. PROFESSIONAL RESPONSIBILITY

CHAPTER 81. RULES OF PROFESSIONAL CONDUCT

Subchapter A. RULES OF PROFESSIONAL CONDUCT

§ 81.4. Rules of Professional Conduct.

The following are the Rules of Professional Conduct:

CLIENT-LAWYER RELATIONSHIP

Rule 1.15. Safekeeping Property.

* * * * *

(u) Every attorney who is required to pay an active annual assessment under Rule 219 of the Pennsylvania Rules of Disciplinary Enforcement (relating to annual registration of attorneys) shall pay an additional annual fee of [**\$35.00**] **\$30.00** for use by the IOLTA Board. Such additional assessment shall be added to, and collected with and in the same manner as, the basic annual assessment[, **but the statement mailed by the Attorney Registration Office pursuant to Rule 219 shall separately identify the additional assessment imposed pursuant to this subdivision**]. All amounts received pursuant to this subdivision shall be credited to the IOLTA Board.

* * * * *

Subpart B. DISCIPLINARY ENFORCEMENT CHAPTER 83. PENNSYLVANIA RULES OF DISCIPLINARY ENFORCEMENT

Subchapter E. PENNSYLVANIA LAWYERS FUND FOR CLIENT SECURITY GENERAL PROVISIONS

Rule 502. Pennsylvania Lawyers Fund for Client Security.

* * * * *

(b) *Additional fee*. Every attorney who is required to pay an active annual fee under Rule 219 (relating to annual registration of attorneys) shall pay an additional annual fee of [**\$35.00**] **\$45.00** for use by the Fund. Such additional fee shall be added to, and collected with and in the same manner as, the basic annual fee[, **but the statement mailed by the Attorney Registration Office pursuant to Rule 219 shall separately identify the additional fee imposed pursuant to this subdivision**]. All amounts received pursuant to this subdivision shall be credited to the Fund.

* * * * *

[Pa.B. Doc. No. 15-351. Filed for public inspection February 27, 2015, 9:00 a.m.]

Title 237—JUVENILE RULES

PART I. RULES

[237 PA. CODE CH. 1]

Order Amending Rules 170 and 173 of the Rules of Juvenile Court Procedure; No. 662 Supreme Court Rules Doc.

Order

Per Curiam

And Now, this 12th day of February, 2015, upon the recommendation of the Juvenile Court Procedural Rules Committee, the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3):

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that the modifications to Rules 170 and 173 of the Rules of Juvenile Court Procedure are approved in the following form.

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

Madame Justice Todd dissents.

Annex A

TITLE 237. JUVENILE RULES

PART I. RULES

Subpart A. DELINQUENCY MATTERS

CHAPTER 1. GENERAL PROVISIONS

PART C(3). EXPUNGING OR DESTROYING RECORDS, FINGERPRINTS, AND PHOTOGRAPHS

Rule 170. Motion to Expunge or Destroy Records.

* * * * *

Comment

* * * * *

The new procedures instituted with the changes of [201-] 2014 require one procedure for expunging or destroying records, fingerprints, and photographs. One order will go to the appropriate agencies and departments as required by Rule 172 and will help those agencies become more efficient in the manner in which items are destroyed or expunged.

* * * * *

Official Note: Rule 170 adopted April 1, 2005, effective October 1, 2005. Amended July 28, 2014, effective September 29, 2014. **Amended February 12, 2015, effective immediately.**

* * * * *

Rule 173. Retention of Specific Information from Juvenile Records.

* * * * *

D. *Statistical and research purposes.* The juvenile probation office, the Juvenile Court Judges' Commission, and the Administrative Office of Pennsylvania Courts may maintain the following information in a separate document, file, or database for statistical and research purposes:

- 1) a list of juvenile names;
- 2) identifying information, such as date of birth;
 - [1] 3) demographic information;
 - [2] 4) a list of the delinquent acts alleged or petitioned;
 - [3] 5) a list of the delinquent acts found, if applicable;
 - [4] 6) the disposition of the case; and
 - [5] 7) any recidivism information.

* * * * *

Comment

* * * * *

Paragraph (D) provides for the retention of specific information for statistical and research purposes. **[A juvenile's name may not be associated with this information. Demographics, however, may be retained. Aggregate data compiled under this paragraph also]** The information gathered under this paragraph is confidential. However, aggregate data compiled may be shared with other persons as statistical and research [records only] information. When sharing aggregate data, the juvenile's name or any identifying information cannot be utilized.

* * * * *

Official Note: Rule 173 adopted July 28, 2014, effective September 29, 2014. **Amended February 12, 2015, effective immediately.**

* * * * *

[Pa.B. Doc. No. 15-352. Filed for public inspection February 27, 2015, 9:00 a.m.]

Title 246—MINOR COURT CIVIL RULES

PART I. GENERAL

[246 PA. CODE CHS. 200, 400, 500, 800 AND 1000]

Proposed Rescission of Pa.R.C.P.M.D.J. Nos. 1009—1015, and Proposed Amendment of Pa.R.C.P.M.D.J. Nos. 206, 403, 515—516, 820, 1001—1002, 1005, the Official Notes to Pa.R.C.P.M.D.J. Nos. 514 and 1005, and the Supplemental Instructions for Obtaining a Stay of Eviction

The Minor Court Rules Committee is planning to propose to the Supreme Court of Pennsylvania the rescission of Pa.R.C.P.M.D.J. Nos. 1009—1015, governing writs of certiorari, as well as the amendment of Pa.R.C.P.M.D.J. Nos. 206, 403, 515—516, 820, 1001—1002, the Official Notes to Pa.R.C.P.M.D.J. Nos. 514 and 1005, and the Supplemental Instructions for Obtaining a Stay of Eviction, for the reasons set forth in the accompanying explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They neither will constitute a part of the rules nor be officially adopted by the Supreme Court.

Additions to the text of the proposal are bolded; deletions to the text are bolded and bracketed.

The Committee invites all interested persons to submit comments, suggestions, or objections in writing to:

Pamela S. Walker, Counsel
Minor Court Rules Committee
Supreme Court of Pennsylvania
Pennsylvania Judicial Center
PO Box 62635
Harrisburg, PA 17106-2635
FAX: 717-231-9526
minorrules@pacourts.us

All communications in reference to the proposal should be received by April 15, 2015. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

By the Minor Court Rules Committee

BRADLEY K. MOSS,
Chair

Annex A

TITLE 246. MINOR COURT CIVIL RULES

PART I. GENERAL

CHAPTER 200. RULES OF CONSTRUCTION; GENERAL PROVISIONS

Rule 206. Costs; Proceedings In Forma Pauperis.

* * * * *

C. Taxable costs on appeal [or certiorari] shall be paid by the unsuccessful party, and a plaintiff who appeals shall be considered an unsuccessful party if he or

she does not obtain on appeal a judgment more favorable than that obtained in the magisterial district court proceeding. A defendant [**who prevails on certiorari proceedings brought by the defendant or**] who obtains a favorable judgment upon appeal by either party shall not be liable for costs incurred by the plaintiff in the preceding magisterial district court proceeding and may recover taxable costs in that proceeding from the plaintiff. A plaintiff who is unsuccessful in the magisterial district court proceeding may recover taxable costs in that proceeding from the defendant if the plaintiff is successful on appeal, and in that event the defendant may not recover costs in the magisterial district court proceeding from the plaintiff.

* * * * *

Official Note: “Execution” costs include those for executing an order for possession. The items constituting taxable costs in appeal [**or certiorari proceedings**] will be governed by law or general rule applicable in the court of common pleas.

Under subdivision B, “personal service . . . costs” refers only to personal service since mail costs are to be borne by the plaintiff in all cases in accordance with Section 1725.1 of the Judicial Code, 42 Pa.C.S. § 1725.1.

This rule does not provide for the assessment of filing costs against an unsuccessful plaintiff who has been permitted to proceed in forma pauperis and who remains indigent. *See Brady v. Ford*, [**451 Pa. Super. 363**,] 679 A.2d 837 (Pa. Super. 1996).

* * * * *

CHAPTER 400. ENFORCEMENT OF JUDGMENTS RENDERED BY MAGISTERIAL DISTRICT JUDGES FOR THE PAYMENT OF MONEY

Rule 403. Issuance and Reissuance of Order of Execution.

* * * * *

B. (1) Upon written request filed by the plaintiff within five years from the date of entry of the judgment, an order of execution shall be reissued at any time, and any number of times.

(2) If an order of execution is superseded by an appeal, [**writ of certiorari**,] supersedeas, or a stay pursuant to a bankruptcy proceeding or other federal or state law, and

(a) the appeal[, **writ of certiorari**,] or supersedeas is stricken, dismissed, or otherwise terminated; or

(b) the bankruptcy or other stay is lifted; and

(c) the plaintiff wishes to proceed with the order of execution, the plaintiff must file with the magisterial district judge a written request for reissuance of the order of execution in accordance with subparagraph (1).

C. A written request for reissuance of the order of execution filed pursuant to subparagraph B(2) must be accompanied by a copy of the court order or other documentation striking, dismissing, or terminating the appeal[, **writ of certiorari**,] or supersedeas, or lifting the bankruptcy or other stay.

Official Note: Under subdivision A, the order may be executed by the sheriff of the county in which the office of the issuing magisterial district judge is situated, as well as by any certified constable in that county.

* * * * *

CHAPTER 500. ACTIONS FOR THE RECOVERY OF POSSESSION OF REAL PROPERTY

Rule 514. Judgment; Notice of Judgment or Dismissal and the Right to Appeal.

* * * * *

Official Note: Paragraph A of this rule requires that the plaintiff appear and give testimony to prove the complaint before the magisterial district judge can enter judgment against the defendant, even when the defendant fails to appear for the hearing. The magisterial district judge may not enter a default judgment in a possessory action, including a judgment for money only. See Rule 512A and Note. The various issues that the magisterial district judge must determine at the hearing include: whether notice to quit was given to the defendant in accordance with law or that no notice was required under the terms of the lease; the amount or rent due, if any; damages to the leasehold premises, if any; the amount found to constitute the monthly rental, and; the amount of the security deposit held by the landlord, if any.

As to the notice to quit requirement, *see* Section 501 of The Landlord and Tenant Act of 1951, 68 P. S. § 250.501. *See also Patricia Bros., Inc. v. McKeefrey*, 38 Pa. D. & C.2d 149 (Delaware County C.P. 1966).

The separate entries provided in paragraph A are made necessary as a result of the rental deposit provisions for appeal [**or certiorari**] contained in Rules 1008B [**and 1013B**], as well as the wage attachment provisions contained in Section 8127 of the Judicial Code, 42 Pa.C.S. § 8127.

* * * * *

Rule 515. Request for Order for Possession.

* * * * *

B. (1) Except as otherwise provided in subparagraph (2), if the magisterial district judge has rendered a judgment arising out of a residential lease that the real property be delivered up to the plaintiff, the plaintiff may after the 10th day but within 120 days following the date of the entry of the judgment, file with the magisterial district judge a request for an order for possession. The request shall include a statement of the judgment amount, return and all other matters required by these rules.

(2) In a case arising out of a residential lease, if before the plaintiff requests an order for possession,

(a) an appeal [**or writ of certiorari**] operates as a supersedeas; or

(b) proceedings in the matter are stayed pursuant to a bankruptcy proceeding; and

(c) the supersedeas or bankruptcy stay is subsequently stricken, dismissed, lifted, or otherwise terminated so as to allow the plaintiff to proceed to request an order for possession, the plaintiff may request an order for possession only within 120 days of the date the supersedeas or bankruptcy stay is stricken, dismissed, lifted, or otherwise terminated.

Official Note: The fifteen days in subdivision A of this rule, when added to the 16 day period provided for in Rule 519A, will give the defendant time to obtain a supersedeas within the appeal period. See Rules 1002[,] **and 1008[, 1009 and 1013]**.

The 1995 amendment to section 513 of The Landlord and Tenant Act of 1951, 68 P. S. § 250.513, established a ten-day period from a judgment for possession of real estate arising out of a residential lease; therefore, the filing of the request for order for possession in subparagraph B(1) is not permitted until after the appeal period has expired. In cases arising out of a residential lease, the request for order for possession generally must be filed within 120 days of the date of the entry of the judgment.

Subparagraph B(2) provides that in a case arising out of a residential lease, if a supersedeas [()resulting from an appeal [or writ of certiorari]], or a bankruptcy stay is stricken, dismissed, lifted, or otherwise terminated, thus allowing the plaintiff to proceed with requesting an order for possession, the request may be filed only within 120 days of the date the supersedeas or bankruptcy stay is stricken, dismissed, lifted, or otherwise terminated.

The time limits in which the plaintiff must request an order for possession imposed in subdivision B apply only in cases arising out of residential leases and in no way affect the plaintiff's ability to execute on the money judgment. See Rule 516, Note, and Rule 521A.

At the time the plaintiff files the request for an order for possession, the magisterial district court should collect server fees for all actions through delivery of possession. Thereafter, if the order for possession is satisfied 48 hours or more prior to a scheduled delivery of possession, a portion of the server costs may be refundable. See Rules 516 through 520 and [Section 2950(d) of the Judicial Code, 42 Pa.C.S. § 2950(d)] 44 Pa.C.S. § 7161(d).

Rule 516. Issuance and Reissuance of Order for Possession.

* * * * *

B. (1) Except as otherwise provided in subdivision C, upon written request of the plaintiff the magisterial district judge shall reissue an order for possession for one additional 60 day period.

(2) If an order for possession is issued and subsequently superseded by an appeal, [writ of certiorari,] supersedeas, or a stay pursuant to a bankruptcy proceeding, and

(a) the appeal[, writ of certiorari,] or supersedeas is stricken, dismissed, or otherwise terminated; or

(b) the bankruptcy stay is lifted; and

(c) the plaintiff wishes to proceed with the order for possession, the plaintiff must file with the magisterial district judge a written request for reissuance of the order for possession in accordance with subparagraph (1).

C. In a case arising out of a residential lease a request for reissuance of an order for possession may be filed only within 120 days of the date of the entry of the judgment or, in a case in which the order for possession is issued and subsequently superseded by an appeal, [writ of certiorari,] supersedeas, or a stay pursuant to a bankruptcy proceeding, only within 120 days of the date the appeal[, writ of certiorari,] or supersedeas is stricken, dismissed, or otherwise terminated or the bankruptcy stay is lifted.

D. A written request for reissuance of the order for possession filed after an appeal[, writ of certiorari,] or supersedeas is stricken, dismissed, or otherwise termi-

nated, or a bankruptcy stay is lifted, must be accompanied by a copy of the court order or other documentation striking, dismissing, or terminating the appeal[, writ of certiorari,] or supersedeas, or lifting the bankruptcy stay.

Official Note: The order for possession deals only with delivery of possession of real property and not with a levy for money damages. A plaintiff who seeks execution of the money judgment part of the judgment must proceed under Rule 521A, using the forms and procedure there prescribed. The reason for making this distinction is that the printed notice requirements on the two forms, and the procedures involved in the two matters, differ widely.

Subdivision B provides for reissuance of the order for possession for one additional 60 day period. However, pursuant to subdivision C, in cases arising out of a residential lease, the request for reissuance of the order for possession must be filed within 120 days of the date of the entry of the judgment or, in a case in which the order for possession is issued and subsequently superseded by an appeal, [writ of certiorari,] supersedeas, or a stay pursuant to a bankruptcy proceeding, only within 120 days of the date the appeal[, writ of certiorari,] or supersedeas is stricken, dismissed, or otherwise terminated, or the bankruptcy stay is lifted. The additional 60 day period need not necessarily immediately follow the original 60 day period of issuance. The written request for reissuance may be in any form and may consist of a notation on the permanent copy of the request for order for possession form, "Reissuance of order for possession requested," subscribed by the plaintiff. The magisterial district judge shall mark all copies of the reissued order for possession, "Reissued. Request for reissuance filed _____ (time and date)." A new form may be used upon reissuance, those portions retained from the original being exact copies although signatures may be typed or printed with the mark "/s/." There are no filing costs for reissuing an order for possession, for the reissuance is merely a continuation of the original proceeding. However, there may be additional server costs for service of the reissued order for possession.

* * * * *

CHAPTER 800. MINORS AND INCOMPETENTS AS PARTIES

Rule 820. Appellate Proceedings.

A guardian of a party who is a minor or an incompetent may initiate in an appropriate court of common pleas an appeal[, certiorari proceedings] or a statement of objection to Rule 420 and Rule 519.1 orders and determinations.

Official Note: It was thought advisable to include a provision giving guardians of minors and incompetents, as defined in Rule 801(3), the right to initiate appeals[, certiorari proceedings] and statements of objection to Rule 420 and Rule 519.1 orders and determinations. In doing so, of course, they will have to comply with applicable provisions of the rules governing appellate proceedings. Once the case is in the court of common pleas, however, provisions of the Rules of Civil Procedure relating to guardians ad litem and other procedures will apply.

CHAPTER 1000. APPEALS

APPELLATE PROCEEDINGS WITH RESPECT TO
JUDGMENTS AND OTHER DECISIONS OF
MAGISTERIAL DISTRICT JUDGES IN CIVIL
MATTERS**Rule 1001. Definitions.**

As used in this chapter:

(1) *Judgment*—A judgment rendered by a magisterial district judge under Rule 319, 322 or 514.

(2) *Appeal*—An appeal from a judgment to the court of common pleas.

[(3) *Certiorari*—An examination by the court of common pleas of the record of proceedings before a magisterial district judge to determine questions raised under Rule 1009A.

(4) [(3) *Supersedeas*—A prohibition against any further execution processes on the judgment affected thereby.

[(5)] (4) *Court of common pleas*—The court of common pleas of the judicial district in which is located the magisterial district wherein the questioned action of the magisterial district judge took place.

[(6)] (5) *Claimant*—Includes a defendant with respect to a defendant's cross-complaint or supplementary action filed pursuant to Rule 342 in the action before the magisterial district judge.

[(7)] (6) *Defendant*—Includes a plaintiff with respect to the defendant's cross-complaint or supplementary action filed pursuant to Rule 342 in the action before the magisterial district judge.

[(8)] (7) *Service by certified or registered mail*—The mailing of properly addressed certified or registered mail.

[(9)] (8) *Proof of service*—A verified written statement that service was made by personal service or by certified or registered mail, with the sender's receipt for certified or registered mail attached thereto if service was made by mail.

Official Note: Although one of the purposes of the definitions in this rule is to avoid needless repetition throughout these appellate rules, some of the definitions are intended to state or clarify the law as well.

In connection with the definition of "appeal" in subdivision (2), see also Rule 1007 and the note thereto. **Writs of certiorari are not permitted on judgments of magisterial district courts. The Supreme Court of Pennsylvania was specifically empowered to abolish such writs by rule. See Pa. Const. Art. V, Schedule, § 26; 42 Pa.C.S. § 934; Pa.R.Crim.P. No. 460, Comment. Any claim that would have previously been made on a praecipe for a writ of certiorari shall be made as an appeal to a court of common pleas pursuant to Rules 1002—1008.**

[Under subdivision (3), certiorari is restricted to an examination of the record of the proceedings before the magisterial district judge, which will appear on the complaint forms prescribed by the State Court Administrator. See *Flaherty v. Atkins*, 189 Pa. Super. 550, 152 A.2d 280 (1959). This is a narrow form of certiorari, both with respect to procedure and the matters which can be considered under Rule 1009A. Since an aggrieved party will be entitled to a broad form of appeal de novo

under these rules, there seems to be no justification for providing also for a broad form of certiorari. These restrictions on the writ of certiorari are authorized by § 26 of the Schedule to Article V of the 1968 Constitution. The writ of error, which at common law was probably available only to review the proceedings of a court of record (see *Beale v. Dougherty*, 3 Binn. 432 (1811)), is not a form of appellate process permitted by these rules. See also *County of Carbon v. Leibensperger*, 439 Pa. 138, 266 A.2d 632 (1970) (court of common pleas cannot issue writ of prohibition).]

The definition of supersedeas in subdivision [(4)] (3) points out the proper office and limited nature of a supersedeas. See also [Rules 1008 and 1013] Rule 1008 and the notes thereto.

Under subdivision [(9)] (8), there is no requirement that the sender's receipt for certified mail be postmarked. There is no return receipt requirement for certified or registered mail. It is no longer necessary that the proof of service be under oath or affirmation; however, the statement is now made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

APPEAL

Rule 1002. Time and Method of Appeal.

* * * * *

B. A party aggrieved by a judgment for the delivery of possession of real property arising out of a residential lease may appeal therefrom within ten (10) days after the date of the entry of judgment by filing with the prothonotary of the court of common pleas a notice of appeal on a form which shall be prescribed by the State Court Administrator, together with a copy of the Notice of Judgment issued by the magisterial district judge. The prothonotary shall not accept an appeal from an aggrieved party which is presented for filing more than ten (10) days after the date of entry of judgment without leave of court and upon good cause shown.

C. This rule shall provide the exclusive means of appealing a judgment. Courts of common pleas shall not issue writs of certiorari in such cases.

Official Note: The thirty day limitation in subdivision A of this rule is the same as that found in the Judicial Code § 5571(b), 42 Pa.C.S. § 5571(b), as amended by § 10(67) of the Judiciary Act Repealer Act, Act of April 28, 1978, P.L. 202, No. 53. The ten day limitation in subdivision B of this rule is designed to implement the time for appeal set forth in § 513 of the Landlord and Tenant Act of 1951 (Act No. 1995-33, approved July 6, 1995) (Act No. 1995-33 was suspended by the Pa. Supreme Court on March 28, 1996 by Order of Court insofar as the Act is inconsistent with Rules of Civil Procedure Governing Actions and Proceedings Before District Justices, as adopted by that Order.). The two subdivisions of this rule are intended to clarify that where the right of possession of residential real estate is at issue, the shorter, ten day period for appeal applies; where the appeal is taken from any judgment for money, or a judgment affecting a nonresidential lease, under these rules, the thirty day period of time for appeal applies. A party may appeal the money portion of a judgment only within the thirty day appeal period specified in subsection A of this rule. It is the intent of this rule that no supersedeas under Pa.R.C.P.D.J. No. 1008 shall be issued by the Prothonotary after the ten (10) day period for filing an appeal, unless by order of court.

The method of appeal is by filing with the prothonotary a "notice of appeal" on a form to be prescribed by the State Court Administrator. Copies of this same form will be used for service under Pa.R.C.P.M.D.J. No. 1005. This permits use of the same form for filing and service. No useful purpose would be served by having two forms, one called an "appeal" for filing and another called a "notice of appeal" for service.

The 1990 amendment is intended to encourage the complete utilization of the hearing process available before the magisterial district judge.

A copy of the Notice of Judgment must be filed since it will contain the separate entries required by Pa.R.C.P.M.D.J. No. 514.A and will be needed by the Prothonotary.

Writs of certiorari are not permitted on judgments of magisterial district courts. The Supreme Court of Pennsylvania was specifically empowered to abolish such writs by rule. See Pa. Const. Art. V, Schedule, § 26; 42 Pa.C.S. § 934; Pa.R.Crim.P. No. 460, Comment. Any claim that would have previously been made on a praecipe for a writ of certiorari shall be made as an appeal to a court of common pleas pursuant to Rules 1002—1008.

Rule 1005. Service of Notice of Appeal and Other Papers.

* * * * *

Official Note: Subdivision A requires service of a copy of the notice of appeal upon the magisterial district judge as well as upon the appellee, or his attorney of record. This copy, when received by the magisterial district judge, may operate as a supersedeas under Rule 1008. As to subdivision B, there is no return receipt requirement for service by certified or registered mail and consequently no such receipt need be filed with the prothonotary, although if service is by certified or registered mail the sender's receipt must be attached to the proof of service. See Rule [1001(9)] 1001(8) and the last paragraph of the note to Rule 1001. The notice of appeal and the proof of service may be filed simultaneously. See also Rule 1006 and its note. Subdivision C prescribes a pleading type service of the complaint, which may be made by ordinary mail, upon the opposite party in the appeal or his attorney of record.

CERTIORARI

Rule 1009. [Praecipe for Writ of Certiorari] (Rescinded).

[A. Unless he was the plaintiff in the action before the magisterial district judge, a party aggrieved by a judgment may file with the prothonotary of the court of common pleas a praecipe for a writ of certiorari claiming that the judgment should be set aside because of lack of jurisdiction over the parties or subject matter, improper venue or such gross irregularity of procedure as to make the judgment void. If the party aggrieved by the judgment was the plaintiff in the action before the magisterial district judge, he may file a praecipe for a writ of certiorari only on the last mentioned ground.

B. If lack of jurisdiction over the parties or the subject matter is claimed, the praecipe may be filed at any time after judgment. Otherwise it shall be filed within thirty (30) days from the date of the judgment.

C. The praecipe shall identify the judgment complained of and the magisterial district judge in whose office the record of the proceedings containing the judgment is filed.

D. The praecipe and the writ shall be on a form which shall be prescribed by the State Court Administrator.

Official Note: Subdivision A sets forth the grounds for certiorari. See the comments concerning the limited nature of certiorari in the note to Rule 1001. The plaintiff in the action before the magisterial district judge, and the word "plaintiff" as used in this rule does not include a defendant who has sued on a cross-complaint, may file a praecipe for a writ of certiorari only on the ground of gross irregularity. Having instituted the proceedings before the magisterial district judge, the plaintiff should not be permitted to challenge jurisdiction or venue.

Under subdivision B, the praecipe for the writ of certiorari must be filed within thirty days after the date of the judgment, except when a question of jurisdiction is raised. There is no time limit on raising a question of jurisdiction by certiorari. *Flaherty v. Atkins*, 189 Pa. Super. 550, 152 A.2d 280 (1959). A party who files his praecipe after the thirty day period has run can be heard only on the question of jurisdiction (if permitted to raise that question under subdivision A) even though he claims improper venue or gross irregularity along with his claim of lack of jurisdiction.]

Official Note: All rules pertaining to writs of certiorari are rescinded. Any claim that would have previously been made on a praecipe for a writ of certiorari shall be made as an appeal to a court of common pleas pursuant to Rules 1002—1008.

Rule 1010. [Bond for Writ of Certiorari] (Rescinded).

[No bond or other security shall be required for issuance of the writ of certiorari.

Official Note: As in the case of appeals (see Rule 1003), no bond or other security is required for certiorari, but see Rule 1013 with respect to supersedeas on certiorari.]

Official Note: All rules pertaining to writs of certiorari are rescinded. Any claim that would have previously been made on a praecipe for a writ of certiorari shall be made as an appeal to a court of common pleas pursuant to Rules 1002—1008.

Rule 1011. [Issuance and Service of Writ of Certiorari] (Rescinded).

[A. Upon receipt of the praecipe for a writ of certiorari, the prothonotary shall issue the writ and direct it to the magisterial district judge in whose office the record of the proceedings containing the judgment is filed. The writ shall be delivered for service to the party who filed the praecipe.

B. The party obtaining the writ shall serve it, by personal service or by certified or registered mail, upon the magisterial district judge to whom it was directed. In like manner, he shall also serve a copy of the writ upon the opposite party. The address of the opposite party for the purpose of service shall be his address as listed on the complaint form filed

in the office of the magisterial district judge or as otherwise appearing in the records of that office. If the opposite party has an attorney of record named in the complaint form filed in the office of the magisterial district judge, the service upon the opposite party may be made upon the attorney of record instead of upon the opposite party personally.

C. If proof of service of the writ upon the magisterial district judge and the opposite party is not filed with the prothonotary within five (5) days after delivery of the writ for service, the prothonotary shall, upon praecipe of the opposite party, mark the writ stricken from the record and the writ shall not be reinstated nor shall any new writ issue.

D. Service and proof of service may be made by attorney or other agent.

Official Note: The provisions as to service of the writ parallel those for service of notices of appeal. Subdivision C contains sanctions for failing to comply with the prescribed time limits, and reinstatement of the writ or the issuance of a new one is not allowed.]

Official Note: All rules pertaining to writs of certiorari are rescinded. Any claim that would have previously been made on a praecipe for a writ of certiorari shall be made as an appeal to a court of common pleas pursuant to Rules 1002—1008.

Rule 1012. [Return by Magisterial District Judge] (Rescinded).

[The magisterial district judge to whom the writ of certiorari is directed shall, within ten (10) days after its receipt by him, make return to the writ by transmitting to the prothonotary a certified true copy of the record of the proceedings containing the judgment.

Official Note: The certified true copy of the record of the proceedings containing the judgment will be a certified true copy of the filled out complaint form prescribed by the State Court Administrator.]

Official Note: All rules pertaining to writs of certiorari are rescinded. Any claim that would have previously been made on a praecipe for a writ of certiorari shall be made as an appeal to a court of common pleas pursuant to Rules 1002—1008.

Rule 1013. [Writ of Certiorari as Supersedeas] (Rescinded).

[A. Receipt of the writ of certiorari by the magisterial district judge to whom it was directed shall operate as a supersedeas, except as provided in subdivisions B and C of this rule.

B. When the writ of certiorari involves a judgment for the possession of real property, receipt of the writ by the magisterial district judge shall operate as a supersedeas only if the party obtaining the writ at the time of filing the writ, deposits with the prothonotary a sum of money (or a bond, with surety approved by the prothonotary) equal to the lesser of three (3) months' rent or the rent actually in arrears on the date of the filing of the praecipe for writ of certiorari ("praecipe"), as determined by the magisterial district judge, and, thereafter, de-

posits cash or bond with the prothonotary in a sum equal to the monthly rent which becomes due during the period of time the proceedings upon writ are pending in the court of common pleas, such additional deposits to be made within thirty (30) days following the date of the filing of the praecipe, and each successive thirty (30) day period thereafter.

Upon application by the landlord, the court shall release appropriate sums from the escrow account on a continuing basis while the writ is pending and while the ensuing proceeding is pending (in the event the writ is granted) to compensate the landlord for the tenant's actual possession and use of the premises during the pendency of the writ and during the pendency of the ensuing proceeding (in the event the writ is granted).

In the event that the party filing the praecipe fails to deposit the sums of money, or bond, required by this rule when such deposits are due, the prothonotary, upon praecipe filed by the party that did not file the praecipe for writ of certiorari, shall terminate the supersedeas. Notice of the termination of the supersedeas shall be forwarded by first class mail to attorneys of record, or, if a party is unrepresented to the party's last known address of record.

Where the deposit of money or bond is made pursuant to this Rule at the time of the filing of the praecipe, the prothonotary shall make upon the writ and its copies a notation that the writ will operate as a supersedeas when received by the magisterial district judge.

C. Indigent Tenants

(1) Residential tenants who seek to file a praecipe involving a magisterial district court judgment for possession and who do not have the ability to pay the lesser of three months' rent or the full amount of the magisterial district court judgment for rent shall file with the office of the prothonotary a tenant's affidavit, as set forth in subdivision (2).

(2) The tenant's affidavit shall be substantially in one of the following two forms:

[Caption]

TENANT'S SUPERSEDEAS AFFIDAVIT (NON-SECTION 8)

I, _____ (print name and address here), have filed a praecipe for a writ of certiorari to review a magisterial district court judgment awarding to my landlord possession of real property that I occupy, and I do not have the financial ability to pay the lesser of three (3) times my monthly rent or the judgment for rent awarded by the magisterial district court. My total household income does not exceed the income limits set forth in the instructions for obtaining a stay pending issuance of a writ of certiorari and I have completed an in forma pauperis (IFP) affidavit to verify this. I have/have not (cross out the one that does not apply) paid the rent this month.

I verify that the statements made in this affidavit are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.

Date _____ SIGNATURE OF TENANT
OR
[Caption]

SECTION 8 TENANT’S SUPERSEDEAS AFFIDAVIT

I, _____ (print name and address here), have filed a praecipe for a writ of certiorari to review a magisterial district court judgment awarding my landlord possession of real property that I occupy, and I do not have the financial ability to pay the lesser of three (3) times my monthly rent or the actual rent in arrears. My total household income does not exceed the income limits set forth in the Instructions for obtaining a stay pending issuance of writ of certiorari and I have completed an in forma pauperis (IFP) affidavit to verify this. I have/have not (cross out the one that does not apply) paid the rent this month.

The total amount of monthly rent that I personally pay to the landlord is \$ _____. I hereby certify that I am a participant in the Section 8 program and I am not subject to a final (i.e., non-appealable) decision of a court or government agency which terminates my right to receive Section 8 assistance based on my failure to comply with program rules.

I verify that the statements made in this affidavit are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.

Date _____ SIGNATURE OF TENANT

(3)(a) If the rent has already been paid to the landlord in the month in which the praecipe is filed, the tenant shall pay into an escrow account with the prothonotary the monthly rent in thirty (30) day intervals from the date the praecipe was filed; or

(b) If the rent has not been paid at the time of filing the praecipe, the tenant shall pay:

(i) at the time of filing the praecipe, a sum of money equal to one third (1/3) of the monthly rent;

(ii) an additional deposit of two thirds (2/3) of the monthly rent within twenty (20) days of filing the praecipe; and

(iii) additional deposits of one month’s rent in full each thirty days after filing the praecipe. The amount of the monthly rent is the sum of money found by the magisterial district judge to constitute the monthly rental for the leasehold premises pursuant to Rule 514A. However, when the tenant is a participant in the Section 8 program, the tenant shall pay the tenant share of the rent as set forth in the “Section 8 Tenant’s Supersedeas Affidavit” filed by the tenant.

(4) The prothonotary’s office of the Court of Common Pleas in which the praecipe is filed shall provide residential tenants who have suffered a judgment for possession with a “Supplemental Instructions for Obtaining a Stay of Eviction” as it appears on the website of the Minor Court Rules Committee.

Official Note: The website of the Minor Court Rules Committee is part of the home page of the Administrative Office of Pennsylvania Courts at www.pacourts.us. The Supplemental Instructions include both instructions and income limits.

The income limits are stated in monthly amounts and are based upon the most recent poverty income guidelines issued by the Federal Department of Health and Human Services.

(5) When the requirements of paragraphs (2) and (3) have been met, the prothonotary shall issue a supersedeas.

(6) Upon application by the landlord, the court shall release appropriate sums from the escrow account on a continuing basis while the writ is pending and while the ensuing proceeding is pending (in the event the writ is granted) to compensate the landlord for the tenant’s actual possession and use of the premises during the pendency of the writ and during the pendency of the ensuing proceeding (in the event the writ is granted).

(7) If the tenant fails to make monthly rent payments to the prothonotary as described in paragraph (3), the supersedeas may be terminated by the prothonotary upon praecipe by the landlord or other party to the action. Notice of the termination of the supersedeas shall be forwarded by first class mail to attorneys of record, or, if a party is unrepresented, to the party’s last known address of record.

(8) If the Court of Common Pleas determines, upon written motion or its own motion, that the averments within any of the tenant’s affidavits do not establish that the tenant meets the terms and conditions of paragraph (1), supra, the Court may terminate the supersedeas. Notice of the termination of the supersedeas shall be forwarded by first class mail to attorneys of record, or, if a party is unrepresented, to the party’s last known address of record.

D. If a writ of certiorari is stricken, dismissed or discontinued, any supersedeas based on it shall terminate. The prothonotary shall pay the deposits of rental to the party who sought possession of the real property.

Official Note: As in appeals (see Pa.R.C.P.M.D.J. No. 1008), certiorari operates as an automatic supersedeas in civil actions when the writ is received by the magisterial district judge. If the writ involves a judgment for the possession of real property, however, it will operate as a supersedeas upon receipt by the magisterial district judge only if money is paid or a bond is filed conditioned as stated in the rule. This Rule has been amended to require a payment equal to the lesser of three month’s rent or the rent actually in arrears in order for the writ involving a judgment for the possession of real property to act as a supersedeas to ensure consistency between this Rule and Pa.R.C.P.M.D.J. No. 1008. (Appeal as Supersedeas). A

new subdivision (C) was created in 2008 to provide a praecipe for writ of certiorari process for indigent residential tenants who are unable to meet the bond requirements of subdivision (B).

The request for termination of the supersedeas, upon the praecipe filed with the prothonotary, may simply state: "Please terminate the supersedeas in the within action for failure of the party filing the writ to pay monthly rental as required by Pa.R.C.P.M.D.J. No. 1013 when it became due" and will be signed by landlord. The prothonotary will then note upon the praecipe: "Upon confirmation of failure of the party filing the writ to deposit the monthly rent when it became due the supersedeas is terminated," and the prothonotary will sign and clock the praecipe. A copy of the praecipe may thereupon be displayed to the magisterial district judge who rendered the judgment, and a request for issuance of an order for possession under Pa.R.C.P.M.D.J. No. 515 may be made.

The money judgment portion of a landlord and tenant judgment (see Pa.R.C.P.M.D.J. Nos. 514 and 521) would be governed by subdivision A of this rule.]

Official Note: All rules pertaining to writs of certiorari are rescinded. Any cause of action that would have previously been filed on a writ of certiorari shall be made as an appeal to a court of common pleas pursuant to Rules 1002—1008.

Rule 1014. [Orders of Court in Certiorari Proceedings] (Rescinded).

[A. If the court of common pleas finds in favor of the party obtaining the writ, it shall enter an order that the judgment is set aside without prejudice to the cause of action.

B. If the court of common pleas finds against the party obtaining the writ, it shall enter an order that the writ is dismissed.

Official Note: Subdivision A states the rule that if the court finds in favor of the party obtaining the writ, it merely sets the judgment below aside without prejudice to the cause of action. The grounds for certiorari do not go to the merits of the case but only to matters that usually can be cured by later selecting a proper tribunal. See *Statler v. Alexander Film Co.*, 21 D & C 512 (1934).

Subdivision B provides for dismissal of the writ if the finding is against the party obtaining it. This leaves the judgment below in full force and effect. See Rule 1013C.]

Official Note: All rules pertaining to writs of certiorari are rescinded. Any claim that would have previously been made on a praecipe for a writ of certiorari shall be made as an appeal to a court of common pleas pursuant to Rules 1002—1008.

Rule 1015. [Certiorari and Appeal Not Permitted] (Rescinded).

[A judgment may not be the subject of both certiorari and appeal. The prothonotary shall mark stricken from the record any writ of certiorari concerning a judgment as to which an appeal is pending if proof of service of copies of the notice of appeal has been filed. If the appeal is stricken or

voluntarily terminated, the writ of certiorari shall be reinstated upon praecipe of the party obtaining the writ.

Official Note: This rule forbids bringing both certiorari and an appeal. An appeal involves a trial de novo on the merits, although in many cases first in the form of compulsory arbitration, without regard to any defects in the proceedings below, whereas certiorari does attack defects, not going to the merits, in the proceedings below. To attempt to combine these two procedures would cause administrative difficulties hardly worth the effort, considering that a successful certiorari would often merely allow the case to be tried again, either before another magisterial district judge or in the court of common pleas, and that an appeal actually is a second trial although it may have changed aspects (see Rule 1007B). Probably because of these administrative difficulties, the courts of common pleas have rather uniformly prohibited joining the two remedies of appeal and certiorari and have either required an election or forced the prosecution of the first type filed to the exclusion of the other. See, for example, *Ward v. Harligan*, 1 W.N.C. 72 (1874); *Russell v. Shirk*, 3 C.C. 287 (1888). Since under the 1968 Constitution a party is entitled as of right to an appeal (Art. V, § 9) but not to certiorari (Art. V, Schedule, 26), it was decided to provide in this rule that the remedy of appeal would take precedence in all cases and that a writ of certiorari addressed to a judgment under appeal (from the time of filing proof of service) would be stricken. This would apply even in the perhaps rare case when one party appeals and the other files certiorari.]

Official Note: All rules pertaining to writs of certiorari are rescinded. Any claim that would have previously been made on a praecipe for a writ of certiorari shall be made as an appeal to a court of common pleas pursuant to Rules 1002—1008.

(Editor's Note: In the *Pennsylvania Code*, the Supplemental Instructions for Obtaining a Stay of Eviction follow 246 Pa. Code Rule 1013. See serial pages (363307) to (363308) and (370085).)

SUPPLEMENTAL INSTRUCTIONS FOR OBTAINING A STAY OF EVICTION

* * * * IMPORTANT * * * *

PLEASE READ THESE INSTRUCTIONS CAREFULLY!

This document contains important information about your case. Failure to comply with any instructions provided in these materials may cause you to be evicted before your appeal or writ is heard.

1. FOR TENANTS—SUPERSEDEAS: If you are a tenant and you filed the notice of appeal [or praecipe for writ of certiorari], you must pay money into an escrow account to remain in the property until your appeal [or writ] is decided. This is called a "supersedeas." The supersedeas will suspend the magisterial district court judgment and will prevent your eviction until your case is heard by a judge and a final decision is made on the appeal [or writ]. IF YOU FAIL TO PAY YOUR MONTHLY RENT INTO ESCROW IN FULL AND ON TIME, YOU COULD BE EVICTED BEFORE YOUR APPEAL [OR WRIT] IS HEARD.

Begin by looking at the income limits attached to these instructions.

If your income is below the income limits, complete a Tenant's Affidavit, pursuant to Pa.R.C.P.M.D.J. No. 1008(C)(2) [or 1013(C)(2)]. These affidavits are available on the website of the [**Administrative Office of Pennsylvania Courts (www.aopc.org)**] **Unified Judicial System of Pennsylvania at http://www.pacourts.us/forms/for-the-public**. Then follow the instructions for low-income tenants below. There are several different options available; pick the option (A, B, or C) that best describes your situation.

If your income is higher than the income limits attached to these instructions, follow the instructions for D.

A. If you are a low-income tenant and there was a money judgment entered against you for non-payment of rent, and you HAVE NOT paid rent for the month in which the notice of appeal [or **praecipe for writ of certiorari**] is filed, you must:

1. File an in forma pauperis petition (a petition for low-income parties) pursuant to Pa.R.C.P. No. 240;
2. Pay one-third of your monthly rent into an escrow account with the prothonotary's office at the time the notice of appeal [or **praecipe for writ of certiorari ("praecipe")**] is filed;
3. Pay the remaining two-thirds (2/3) of your monthly rent into the escrow account within twenty (20) days of the date the notice of appeal [or **praecipe**] was filed; and
4. Pay your monthly rent on an ongoing basis into the escrow account in thirty (30) day intervals from the date the notice of appeal [or **praecipe**] was filed until the time of your trial.

B. If you are a low-income tenant, and there was a money judgment against you for non-payment of rent, and you HAVE paid rent for the month in which the notice of appeal or [**praecipe for writ of certiorari ("praecipe")**] is filed, you do not have to pay rent at the time you file your notice of appeal [or **praecipe**]. You must:

1. File an in forma pauperis petition (a petition for low-income parties), pursuant to Pa.R.C.P. No. 240;
2. Pay your monthly rent on an ongoing basis into an escrow account with the prothonotary in thirty (30) day intervals from the date the notice of appeal [or **praecipe**] was filed until the time of trial. It is important to count the thirty (30) days exactly because the date of your payment will change depending on the number of days in a given month.

C. If you are a low-income tenant, and no money judgment was entered against you for non-payment of rent, you do not have to pay rent at the time you file your notice of appeal [or **praecipe for writ of certiorari ("praecipe")**]. This option is to be used if at the magisterial district court hearing, the judge determined that you owed "zero" or "nothing" in rent. You must:

1. File an in forma pauperis petition (a petition for low-income parties), pursuant to Pa.R.C.P. No. 240;
2. Pay your monthly rent on an ongoing basis into an escrow account with the prothonotary in thirty (30) day intervals from the date the notice of appeal [or

praecipe] was filed until the time of your trial. It is important to count the thirty (30) days exactly because the date of your payment will change depending on the number of days in a given month.

D. If your income is higher than the income limits on the attached chart, you must:

1. Pay the fee to file a notice of appeal [or **praecipe for writ of certiorari ("praecipe")**];
2. Pay the lesser of three (3) months' rent or the amount of rent awarded to the landlord in magisterial district court into an escrow account with the prothonotary's office at the time the notice of appeal [or **praecipe**] is filed; and
3. Pay your monthly rent into the escrow account in thirty (30) day intervals from the date the notice of appeal [or **praecipe**] was filed until the time of trial. It is important to count the thirty (30) days exactly because the date on your payment will change depending on the number of days in a given month.

INCOME LIMITS

[2008] _____ HHS Poverty Income Guidelines

Expressed in Monthly Amounts

Size of Family Unit	Poverty Guideline Monthly Amount
1	[\$ 866.66] _____
2	[1,166.66] _____
3	[1,466.66] _____
4	[1,766.66] _____
5	[2,066.66] _____
6	[2,366.66] _____
7	[2,666.66] _____
8	[2,966.66] _____

For each additional person, add [**300.00**] _____

REPORT

Proposed Rescission of Pa.R.C.P.M.D.J. Nos. 1009—1015, and Proposed Amendment of Pa.R.C.P.M.D.J. Nos. 206, 403, 515—516, 820, 1001—1002, 1005, the Official Notes to Pa.R.C.P.M.D.J. Nos. 514 and 1005, and the Supplemental Instructions for Obtaining a Stay of Eviction

Rescission of Rules Providing for Writs of Certiorari

I. Introduction

The Minor Court Rules Committee ("Committee") is planning to propose to the Supreme Court of Pennsylvania the rescission of Pa.R.C.P.M.D.J. Nos. 1009—1015, as well as the amendment of Pa.R.C.P.M.D.J. Nos. 206, 403, 515—516, 820, 1001—1002, the Official Notes to Pa.R.C.P.M.D.J. Nos. 514 and 1005, and the Supplemental Instructions for Obtaining a Stay of Eviction. These rules address writs of certiorari. The Committee is making this recommendation in light of Constitutional and statutory authority, and the requirement, in a certiorari action, that the court of common pleas examine the record of the magisterial district court, a non-record court.

II. Discussion

While conducting routine business, the Committee had the opportunity to review and discuss Rule 1009, which establishes grounds for obtaining a writ of certiorari. Rule 1009A provides, in part:

Unless he was the plaintiff in the action before the magisterial district judge, a party aggrieved by a judgment may file with the prothonotary of the court of common pleas a praecipe for a writ of certiorari claiming that the judgment should be set aside because of lack of jurisdiction over the parties or subject matter, improper venue or such gross irregularity of procedure as to make the judgment void.

See Rule 1009A. Certiorari is defined as “an examination by the court of common pleas of the record of proceedings before a magisterial district judge to determine questions raised under Rule 1009A.” See Rule 1001(3) (emphasis added). The Official Note to Rule 1001 further defines the scope of certiorari, providing that “certiorari is restricted to an examination of the record of the proceedings before the magisterial district judge, which will appear on the complaint forms prescribed by the State Court Administrator.” See Rule 1001, Official Note (emphasis added). Additionally, Rule 205 provides that a record of the proceedings before a magisterial district judge, including “proof of service, returns, entry of judgment and other matters, appearing on a form prescribed by the State Court Administrator shall for all purposes be considered to be a sufficient record of those proceedings.” See Rule 205A.

A magisterial district court is not a court of record. Unlike litigants in the courts of common pleas, litigants in magisterial district court do not file pleadings or briefs, hearings are not transcribed, and magisterial district judges do not enter findings of fact or law on the docket. A judgment entered by a magisterial district court contains a monetary award and/or an award of possession (in landlord tenant matters); it is not a document from which one could readily discern errors of fact or law, and is consistent with the status of the magisterial district court as a non-record court.

The Pennsylvania Constitution guarantees appeals as of right. “There shall be a right of appeal in all cases to a court of record from a court not of record; and there shall also be a right of appeal from a court of record or from an administrative agency to a court of record or to an appellate court . . .” See Pa. Const. Art. V, § 9. The judgment of a magisterial district court in a civil or landlord-tenant case is appealable to a court of common pleas, and such an appeal is made de novo. See 42 Pa.C.S. § 932; Rules 1002, 1007A. In other words, an appeal is made as if it was initially commenced in a court of common pleas, with no regard to the proceedings at the magisterial district court. See Rule 1007A.

In contrast, certiorari actions are not guaranteed under the Pennsylvania Constitution. The Supreme Court of Pennsylvania is specifically empowered under the Pennsylvania Constitution to abolish such actions by rule.

Unless and until changed by rule of the Supreme Court, in addition to the right of appeal under section nine of this article, the judges of the courts of common pleas, within their respective judicial districts, shall have power to issue writs of certiorari to the municipal court in the City of Philadelphia, [magisterial district judges] and inferior courts not of record and to cause their proceedings to be brought before them, and right and justice to be done.

See Pa. Const. Art. V, Schedule, § 26; see also 42 Pa.C.S. § 934 (“Unless and until changed by general rule, the judges of the courts of common pleas, within their respective judicial districts, shall have power, in addition to the right of appeal under [Pa. Const. Art. V, § 9], to issue writs of certiorari to the minor judiciary.”) The Supreme Court has already taken such action with respect to the issuance of writs of certiorari in summary criminal matters. “This rule [providing for appeals] shall provide the exclusive means of appealing from a summary guilty plea or conviction. Courts of Common Pleas shall not issue writs of certiorari in such cases.” See Pa.R.Crim.P. No. 460(E). The Comment to Pa.R.Crim.P. 460 further provides:

Certiorari was abolished by the Criminal Rules in 1973 pursuant to Article V Schedule Section 26 of the Constitution of Pennsylvania, which specifically empowers the Supreme Court to do so by rules. This Schedule section is still viable, and the substance of this Schedule section has also been included in the Judicial Code, 42 Pa.C.S. § 9347. The abolition of certiorari continues with this rule.

See Pa.R.Crim.P. 460, Comment.

While Rules 1009—1015 have provided for a limited form of certiorari to date, the Committee finds that this remedy is inconsistent with the very definition of certiorari as a review of the record below. The rescission of these rules and abolition of this action is necessary, given the lack of a record before a court of common pleas. The Committee does not find it feasible for a court of common pleas to make findings on personal or subject matter jurisdiction, or venue, based on the extremely limited nature of the record available to that court. For example, it seems that a court of common pleas examining a question of personal jurisdiction may need to look beyond the record of the magisterial district court to establish the existence of minimum contacts between the parties and the Commonwealth. Similarly, it is questionable that venue based on the location where a transaction or occurrence took place could be established by the limited record available to a court of common pleas. See Rule 302. For these reasons, the Committee plans to recommend rescission of the certiorari rules to the Court.

III. Proposed Rule Changes

The Committee plans to propose the following rescissions and amendments:

- *Rule 206, 403, 514—516, 820*: Delete all references to certiorari and certiorari rules.
- *Rule 206*: Remove parallel citation to *Brady v. Ford*, in keeping with current drafting practices.
- *Rule 515*: Update reference to constable fee schedule to reflect 2009 statutory changes.
- *Rule 1001*: Delete definition of certiorari; renumber remaining definitions; add paragraph to Official Note clarifying that writs of certiorari have been abolished by the Court and that appeals are the exclusive remedy.
- *Rule 1002*: Add Subdivision C to clarify that writs of certiorari have been abolished by the Court and that appeals are the exclusive remedy.
- *Rule 1005*: Amend the Official Note to reflect the reordering of the definitions in Rule 1001.
- *Rules 1009—1015*: Rescind Rules; add paragraph to Official Note clarifying that writs of certiorari have been abolished by the Court and that appeals are the exclusive remedy.

• *Supplemental Instructions for Obtaining a Stay of Eviction*: Delete all references to certiorari and certiorari rules; amend Income Limits form to remove 2008 HHS Poverty Income Guideline dollar amounts, and instead leave blank to reflect that amounts change yearly.

[Pa.B. Doc. No. 15-353. Filed for public inspection February 27, 2015, 9:00 a.m.]

Title 255—LOCAL COURT RULES

SOMERSET COUNTY

Consolidated Rules of Court; Som.R.Crim.P. 00.1-2015. 552; Administrative Order No. 1; No. 11 Misc. 2015

Amended Adopting Order

Now, this 9th day of February, 2015, it is hereby Ordered:

1. Som.R.Crim.P. 00.1-2015. 552, a copy of which follows, is hereby amended and adopted as Som.R.Crim.P. 00.1-2015. 552 and is effective thirty (30) days after publication in the *Pennsylvania Bulletin* and on the Unified Judicial System Portal.

2. The Somerset County Court Administrator is directed to:

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

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

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

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

JOHN M. CASCIO,
President Judge

Som.R.Crim.P. 00.1-2015. 552. Administrative Processing and Identification.

(A) In all cases in which a defendant has been charged with an offense graded as a misdemeanor or greater, the defendant shall be required to appear [**at the Pennsylvania State Police Barracks, if arrested by a member of the Pennsylvania State Police or, if arrested by an arresting authority other than the Pennsylvania State Police,**] at the Somerset County Regional Booking Center (RBC), located in the **Somerset County Jail** or at such other location designated, in writing, by the President Judge of the Somerset County Court of Common Pleas, for photographing, fingerprinting and processing.

(B) Pursuant to 18 Pa.C.S.A. § 9112, an arresting authority shall be responsible for taking the fingerprints of persons arrested for misdemeanors, felonies or summary offenses which become misdemeanors on a second arrest after conviction of that summary offense. The [**Regional Booking Center**] RBC shall serve as the designated fingerprinting and processing site for all ar-

resting authorities in Somerset County. [**The State Police Barracks shall serve as the designated fingerprinting site for the Pennsylvania State Police.**]

(C)(1) In cases in which a defendant has been arraigned before a Magisterial District Judge and fails to post bond, the defendant shall be fingerprinted and photographed at the RBC [**or the State Police Barracks**] prior to his or her commitment at the Somerset County Jail.

(2) In cases in which a defendant has been arrested during night hours of regular business days between 10 p.m. and 8:30 a.m. prevailing time, or during weekend or holiday hours, unless the charges proceed by summons, the defendant shall be **fingerprinted and photographed at the RBC and taken [to an appropriate facility for video arraignment and then taken directly to the RBC or the State Police Barracks for a video arraignment and booking procedure, before being committed if bond is not posted] to and committed at the Somerset County Jail where a video arraignment will be conducted by the on duty Magisterial District Judge at 8:30 A.M.**

(3) In cases of private prosecutions, the defendant may only be fingerprinted and photographed after conviction of a misdemeanor, felony or summary offense which becomes a misdemeanor on a second arrest after conviction of that summary offense. An order shall be issued from the Court of Common Pleas after such conviction directing the Defendant to report to the RBC to be fingerprinted and photographed.

(4) In cases which proceed by issuance of a summons, the Magisterial District Judge presiding at the scheduled Preliminary Hearing shall order the defendant to submit to the RBC **for processing, photographing and fingerprinting** within five (5) days following the date of issuance of such order.

(D) A booking fee of one hundred dollars (\$100.00) shall be assessed and collected by the Somerset County Clerk of Courts after sentencing upon conviction of or plea to a misdemeanor or felony offense or acceptance into the Accelerated Rehabilitative Disposition Program.

(E) This fee will not apply to those Defendants whose cases are dismissed by the Magisterial District Judge, withdrawn or nolle prossed by the Commonwealth or who enter a guilty plea to a summary offense **after withdrawal of all other misdemeanor and/or felony charges in the complaint** at the time of the preliminary hearing.

(F) Pursuant to 42 Pa.C.S.A. § 6308(c), law enforcement officers shall have the authority to take or cause to be taken the fingerprints and/or photographs of any juvenile who is alleged to have committed an act designated as a misdemeanor or felony under the laws of the Commonwealth or of another state, if the act occurred in that state, or under federal law. **The RBC shall serve as the designated fingerprinting and processing site for those purposes in Somerset County. No processing fee shall be charged to any juvenile.**

[(F)] (G) The RBC shall also serve as a processing center for [**all**] parties required to be registered and processed under the provisions of 42 Pa.C.S.A. § 9791, et. seq., commonly known as [**“Megan’s Law”**] SORNA pursuant to 42 Pa.C.S.A. § 9795.2(d), if determined by

the Pennsylvania State Police to be an “approved registration site” pursuant to 42 Pa.C.S.A. § 9799.12.

CREDIT(S)

See 42 Pa.C.S.A. § 1725.5, et. seq.

Adopted October 30, 2008, effective April 1, 2009 and after publication in the *Pennsylvania Bulletin*.

[Pa.B. Doc. No. 15-354. Filed for public inspection February 27, 2015, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending February 17, 2015.

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

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
2-10-2015	Wesbanco, Inc. Wheeling Ohio County, WV Application for Wesbanco, Inc., Wheeling, WV, to acquire 100% of ESB Financial Corporation, Ellwood City.	Effective

Branch Applications

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
2-7-2015	Beneficial Bank Philadelphia Philadelphia County	611 Beverly-Rancocas Road Willingboro Burlington County, NJ	Closed
2-7-2015	Beneficial Bank Philadelphia Philadelphia County	157 Whitehorse Pike Audubon Camden County, NJ	Closed

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
2-11-2015	Republic First Bank Philadelphia Philadelphia County	<i>To:</i> 29-39 East Wynnewood Road Wynnewood Montgomery County <i>From:</i> 233 East Lancaster Avenue Ardmore Montgomery County	Filed

CREDIT UNIONS

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
2-11-2015	Boeing Helicopters Credit Union Ridley Park Delaware County	1810 Wilmington Pike Glen Mills Delaware County	Filed
2-12-2015	Diamond Credit Union Pottstown Montgomery County	22 Anchor Parkway Royersford Montgomery County	Approved

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

ROBIN L. WIESSMANN,
Acting Secretary

[Pa.B. Doc. No. 15-355. Filed for public inspection February 27, 2015, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0080918 SEW	Rick R. Long 101 Speedwell Forge Road Lititz, PA 17543-9541	Lancaster County Elizabeth Township	Kettle Run/7-J	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0209651 (Sewage)	Country Terrace Estates MHP Country Terrace Lane Bloomsburg, PA 17815	Columbia County Main Township	Unnamed Tributary of Catawissa Creek (5-E)	Y
PA0114286 (Sewage)	New Albany Borough Sewer System STP 401 Main Street New Albany, PA 18833	Bradford County New Albany Borough	South Branch Towanda Creek (4-C)	Y
PA0228150 (IW)	Embassy Powdered Metals 70 Airport Road Emporium, PA 15834	Cameron County Emporium Borough	Driftwood Branch Sinnemahoning Creek (8-A)	Y
PA0228885 (Sewage)	Burnside Borough Sewer System SR 219 Burnside, PA 15721	Clearfield County Burnside Borough	West Branch Susquehanna River (8-B)	Y
PA0028100 (Sewage)	Turbotville Borough Wastewater Treatment Plant 2 Adam Street Turbotville, PA 17772-9069	Northumberland County Turbotville Borough	Unnamed Tributary to Warrrior Run (10-D)	Y
PA0228184 (Sewage)	J & D Campground 973 Southern Drive Catawissa, PA 17820	Columbia County Franklin Township	Roaring Creek (5-E)	Y
PA0110680 (Industrial Waste)	Wood Mode, Inc. One Second Street Kreamer, PA 17833	Snyder County Middlecreek Township	Middle Creek (6-A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N?</i>
PA0239003 (Sewage)	Perry Lake Estates MHP US Route 19 Harmony, PA 16037	Butler County Lancaster Township	Scholars Run (20-C)	Y
PA0034878 (Sewage)	Springhill Estates MHP 13279 West Ridge Road West Springfield, PA 16443	Crawford County Spring Township	Unnamed Tributary to the Conneaut Creek (15-A)	Y
PA0263567 (Industrial Waste)	Ridgway Borough WTP Waterworks Road Ridgway, PA 15853	Elk County Ridgway Borough	Big Mill Creek (17-A)	Y

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

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

PA0275646, Stormwater, SIC Code 2051, **Bimbo Bakeries USA, Inc.**, 150 Boulder Drive, Breinigsville, PA 18031. Facility Name: Bimbo Bakeries USA—Lehigh Plant. This proposed facility is located in Upper Macungie Township, **Lehigh County**.

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

The receiving stream, Iron Run, is located in State Water Plan watershed 2-C and is classified for High Quality Waters—Cold Water Fishes and, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0 MGD (stormwater).

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

The proposed effluent limits for Outfall 002 are based on a design flow of 0 MGD (stormwater).

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

Other requirements: Preparedness, Prevention and Contingency (PPC) Plan, Stormwater Best Management Practices (BMPs), and Annual Inspection and Compliance Evaluation.

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.

III. WQM Industrial Waste and Sewerage Applications Under the Clean Streams Law (35 P. S. §§ 691.1—691.1001)

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

WQM Permit No. 6414401, Sewerage, **South Wayne County Water and Sewer Authority**, P. O. Box 6, Lake Ariel, PA 18436.

This proposed facility is located in Salem and Lake Townships, **Wayne County**.

Description of Proposed Action/Activity: This project involves the replacement of a portion of the existing wastewater collection system in The Hideout residential community with a low pressure sanitary sewer system. The project is known as Stage 2 and includes 54,000 L.F. of low pressure sewer pipe, individual lot grinder pumps, air releases valves and cleanout structures. Sewerage will continue to be treated at the existing wastewater treatment plant.

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

WQM Permit No. 6715402, Sewerage, **Windsor Township**, 1480 Windsor Road, Red Lion, PA 17356.

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

Description of Proposed Action/Activity: Replacement and upgrade of the Delta Road pump station.

WQM Permit No. 2115401, Sewerage, **North Middleton Authority**, 240 Clearwater Drive, Carlisle, PA 17013.

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

Description of Proposed Action/Activity: Demolish existing pump station on Cavalry Road and replace with upgraded system.

WQM Permit No. 2115402, Sewerage, **Monroe Township Municipal Authority**, 1220 Boiling Springs Road, Mechanicsburg, PA 17055.

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

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

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

WQM Permit No. 1114407, Sewerage, **Johnstown Redevelopment Authority**, 4th Floor Public Safety Bldg, Johnstown, PA 15901.

This proposed facility is located in City of Johnstown, **Cambria County**.

Description of Proposed Action/Activity: Proposed rehabilitation of existing sanitary interceptor sewers in the Oakhurst and Woodvale Areas of the City of Johnstown.

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

WQM Permit No. WQG01251502, Sewerage, **Albert V Gernovich & Eric Knapp d/b/a Kingdon Developers**.

This proposed facility is located in Concord Township, **Erie County**.

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

IV. NPDES Applications for Stormwater Discharges from MS4

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

PAI132240, MS4, **Forest City Borough**, 535 Main Street, Forest City, PA 18421. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Forest City Borough, **Susquehanna County**. The receiving stream, Lackawanna River, is located in State Water Plan watershed 5-A and is classified for High Quality Waters—Cold Water Fishes and, aquatic life, water supply and recreation.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA waiver is not in effect.

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

PAI136130, MS4, **Allegheny County**, 501 County Office Building, Pittsburgh, PA 15219. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Pittsburgh City, **Allegheny County**. The receiving streams, Monongahela River, Montour Run, Ohio River, Pine Creek, Squaw Run, Turtle Creek, Unnamed Tributary to Allegheny River and Unnamed Tributary to Monongahela River, is located in State Water Plan watershed 18-A, 19-A, 19-C and 20-G and is classified for Trout Stocking, Warm Water Fishes and High Quality Waters—Warm Water Fishes, aquatic life, water supply and recreation.

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

The EPA waiver is not in effect.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010914009	Waste Gas Fabricating 450 Newbold Road Fairless Hills, PA 19030	Bucks	Falls Township	Delaware River WWF-MF
PAI014614007	The Cutler Group, Inc. 5 Apollo Road, Suite 1 Plymouth Meeting, PA 19462	Montgomery	Upper Dublin Township	Unnamed Tributary to Wissahickon Creek

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024814018	MJL Realty Company Mark J. Leuthe 1414 Deerfield Drive Allentown, PA 18104-1954	Northampton	Moore Township	Hokendauqua Creek (CWF, MF) & Wetlands (EV)

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

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030614004	Pennsylvania Department of Transportation Engineering District 5-0 1002 West Hamilton Street Allentown, PA 18101-1013	Berks	Richmond & Perry Townships	Maiden Creek (WWF, MF) Moselem Creek (HQ-CWF, MF)
PAI034410003(1)	J&D's, Inc. 35 School Bus Lane Lewistown, PA 17044-8316	Mifflin	Armagh Township	Tea Creek (HQ-CWF, MF)
PAI030611019(1)	East Penn Manufacturing Company, Inc. PO Box 1547 Lyon Station, PA 19536	Berks	Topton Borough and Longswamp Townships	Toad Creek (HQ-CWF, MF)
PAI032915001	PA Turnpike Commission PO Box 67676 Harrisburg, PA 17106-7676	Fulton	Taylor Township	UNT Lick Branch (HQ-CWF)
PAI030714001	Reuban Newswanger 4532 Clover Creek Road Williamsburg, PA 16693	Blair	Huston Township	UNT Clover Creek (HQ-CWF)

Permit #	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI032814006	Clyde W. Martin 763 Zarger Rd. Greencastle, PA 17225	Franklin	Antrim Township	UNT Muddy Run (HQ-CWF, MF)

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

Warren County Conservation District, 300 Hospital Drive, Suite D, Warren, PA 16365

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI066214001	PA DCNR Northcentral Engineering Office Park Region 1 262 Sizerville Road Emporium, PA 15834	Warren	Pleasant Township	West Branch Tionesta HQ; CWF

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

PAG-12 CAFOs

CAFO Notices of Intent Received

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

PAG123799, CAFO, **Greg Kennard**, 1277 Bridgeton Road, Airville, PA 17302.

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

Description of Size and Scope of Proposed Operation/Activity: 332.17 AEUs for a Poultry operation.

The receiving stream, UNT Orson Run, is in watershed 7-I, and classified for: TSF.

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.

PAG123800, CAFO, **Zach Akers**, 1218 Cherry Lane, Clearville, PA 15535.

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

Description of Size and Scope of Proposed Operation/Activity: 148 AEU: 1.46 AEU/Acre for a Duck/Beef operation.

The receiving stream, UNT Shaffer Creek, is in watershed 11-C, and classified for: WWF.

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

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.

<i>Agricultural Operation</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>Application or Action</i>
Hummel Family Farms, LLC Jonathan and Pauline Hummel 3493 Middle Road Middleburg, PA 17842	Snyder	105.64	726.9	Swine	N/A	Application

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

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

Permit No. 0215501, Public Water Supply.
 Applicant **Borough of Tarentum**
 318 2nd Avenue
 Tarentum, PA 15084
 [Township or Borough] Tarentum Borough

Responsible Official	William Rossey, Borough Manager Borough of Tarentum 318 2nd Avenue Tarentum, PA 15084
Type of Facility	Water System
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street PO Box 853 Latrobe, PA 15650
Application Received Date	January 26, 2015
Description of Action	Construction of two 1.5 million gallon water storage tanks and a pump station.
Application No. 5615505MA , Public Water Supply.	
Applicant	Windber Area Authority 1700 Stockholm Avenue Windber, PA 15963
[Township or Borough]	Paint Township
Responsible Official	William J. Oldham, Chairman Windber Area Authority 1700 Stockholm Avenue Windber, PA 15963
Type of Facility	Water system
Consulting Engineer	The EADS Group, Inc. 450 Aberdeen Drive PO Box 837 Somerset, PA 15501
Application Received Date	December 29, 2014
Description of Action	Replacement of the Hoffman water storage tanks and pumps.
<i>Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481</i>	
Permit No. 1015501 , Public Water Supply	
Applicant	Linda Mueller
Township or Borough	Penn Township
County	Butler County
Responsible Official	Don Gilmore, P.E.
Type of Facility	Community Water Supply
Consulting Engineer	Don A. Gilmore, P.E.

Application Received Date January 23, 2015
 Description of Action Add multimedia sand filter to existing permit.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Permit No. 0614502 MA, Minor Amendment, Public Water Supply.

Applicant **Delaware Valley Christian Camp**
 Municipality Earle Township
 County **Berks**
 Responsible Official Tom Scarella, General Manager
 33 Camp Road
 Douglasville, PA 19518
 Type of Facility Public Water Supply
 Consulting Engineer Daniel R. Hudson, P.E.
 Evans Mill Environmental, Inc.
 PO Box 735
 Uwchland, PA 19480-0735
 Application Withdrawn: 2/10/2015

Description of Action Installation of nitrate treatment at the Retreat House. Retreat House connected to another source of drinking water instead of treating the existing source.

Permit No. 0614512 MA, Minor Amendment, Public Water Supply.

Applicant **Mohrsville Water Association**
 Municipality Centre Township
 County **Berks**
 Responsible Official Colin C. Wenrich, Board Member/Operator
 PO Box 1
 217 Railroad Road
 Mohrsville, PA 19541
 Type of Facility Public Water Supply
 Consulting Engineer Brian D. Boyer, P.E.
 Boyer Engineering, LLC
 1860 Weavertown Road
 217 Railroad Road
 Douglassville, PA 19518
 Application Withdrawn: 2/12/2015

Description of Action carbon dioxide addition for pH adjustment.

Permit No. 3615501, Minor Amendment, Public Water Supply.

Applicant **Welsh Mountain Home, Inc.**
 Municipality Sadsbury Township
 County **Lancaster**

Responsible Official Larry L. Miller, Water System Operator
 2021 Horseshoe Road
 Lancaster, PA 17602

Type of Facility Public Water Supply
 Consulting Engineer David T. Lewis, P.E.
 Columbia Water Company
 220 Locust Street
 Columbia, PA 17512

Application Received: 2/9/2015
 Description of Action Installation of new water treatment building with new Greensand filtration, sodium hypochlorite disinfection system, finished water storage tank and pump station.

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

Application No. 0215502MA, Minor Amendment.

Applicant **Municipal Authority of the Township of Robinson**
 4200 Campbells Run Road
 Pittsburgh, PA 15205
 [Township or Borough] Moon Township
 Responsible Official Anthony T. Lenze, Executive Director
 Municipal Authority of the Township of Robinson
 4200 Campbells Run Road
 Pittsburgh, PA 15205

Type of Facility Water system
 Consulting Engineer NIRA Consulting Engineers, Inc.
 950 Fifth Avenue
 Coraopolis, PA 15108

Application Received Date February 9, 2015

Description of Action Construction of a precast concrete chamber on an existing transmission main to house a flow meter, control valve and monitoring equipment; and updating the SCADA system.

Application No. 0415502MA, Minor Amendment.

Applicant **Borough of Monaca**
 928 Pennsylvania Avenue
 Monaca, PA 15061
 [Township or Borough] Monaca Borough
 Responsible Official Mario N. Leone, Jr., Borough Manager
 Borough of Monaca
 928 Pennsylvania Avenue
 Monaca, PA 15061

Type of Facility Water system
 Consulting Engineer Widmer Engineering, Inc.
 806 Lincoln Place
 Beaver Falls, PA 15010

Application Received Date February 6, 2015

Description of Action Replacement of the gas chlorination system with a calcium hypochlorite disinfection system.

Application No. 0215505MA, Minor Amendment.

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

[Township or Borough] South Strabane Township

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

Type of Facility Water system

Consulting Engineer

Application Received Date January 16, 2015

Description of Action Blasting and painting of the interior and exterior of the 421,000 gallon Mon Road water storage tank.

Application No. 0215503MA, Minor Amendment.

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

[Township or Borough] Bethel Park

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

Type of Facility Water system

Consulting Engineer

Application Received Date January 16, 2015

Description of Action Blasting and painting of the interior and exterior of the 5,000,000 gallon Rocky Ridge 19 water storage tank.

Application No. 0215504MA, Minor Amendment.

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

[Township or Borough] North Franklin Township

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

Type of Facility Water system

Consulting Engineer

Application Received Date January 16, 2015

Description of Action Blasting and painting of the interior and exterior of the 100,000 gallon Lincoln Hill water storage tank.

Application No. 5615501MA, Minor Amendment.

Applicant **Windber Area Authority**
1700 Stockholm Avenue
Windber, PA 15963

[Township or Borough] Ogle Township

Responsible Official William J. Oldham, Chairman
Windber Area Authority
1700 Stockholm Avenue
Windber, PA 15963

Type of Facility Water system

Consulting Engineer The EADS Group, Inc.
450 Aberdeen Drive
PO Box 837
Somerset, PA 15501

Application Received Date February 3, 2015

Description of Action Rehabilitation of the Control Building tank #1.

Application No. 5615502MA, Minor Amendment.

Applicant **Windber Area Authority**
1700 Stockholm Avenue
Windber, PA 15963

[Township or Borough] Ogle Township

Responsible Official William J. Oldham, Chairman
Windber Area Authority
1700 Stockholm Avenue
Windber, PA 15963

Type of Facility Water system

Consulting Engineer The EADS Group, Inc.
450 Aberdeen Drive
PO Box 837
Somerset, PA 15501

Application Received Date February 3, 2015

Description of Action Rehabilitation of the Control Building tank #2.

Application No. 5615503MA, Minor Amendment.

Applicant **Windber Area Authority**
1700 Stockholm Avenue
Windber, PA 15963

[Township or Borough] Paint Township

Responsible Official William J. Oldham, Chairman
Windber Area Authority
1700 Stockholm Avenue
Windber, PA 15963

Type of Facility Water system

Consulting Engineer The EADS Group, Inc.
450 Aberdeen Drive
PO Box 837
Somerset, PA 15501

Application Received Date February 3, 2015

Description of Action Rehabilitation of the Clear Shade tank.

Application No. 5615504MA, Minor Amendment.

Applicant **Windber Area Authority**
1700 Stockholm Avenue
Windber, PA 15963

[Township or Borough] Paint Township

Responsible Official William J. Oldham, Chairman
Windber Area Authority
1700 Stockholm Avenue
Windber, PA 15963

Type of Facility Water system

Consulting Engineer The EADS Group, Inc.
450 Aberdeen Drive
PO Box 837
Somerset, PA 15501

Application Received Date February 3, 2015

Description of Action Rehabilitation of the Leveling
Basin tank #1.

Application No. 5615505MA, Minor Amendment.

Applicant **Windber Area Authority**
1700 Stockholm Avenue
Windber, PA 15963

[Township or Borough] Paint Township

Responsible Official William J. Oldham, Chairman
Windber Area Authority
1700 Stockholm Avenue
Windber, PA 15963

Type of Facility Water system

Consulting Engineer The EADS Group, Inc.
450 Aberdeen Drive
PO Box 837
Somerset, PA 15501

Application Received Date February 3, 2015

Description of Action Rehabilitation of the Leveling
Basin tank #2.

Application No. 6315502MA, Minor Amendment.

Applicant **Authority of the Borough of Charleroi**
3 McKean Avenue
Charleroi, PA 15022

[Township or Borough] Charleroi Borough and
Fallowfield Township

Responsible Official Edward Golanka, Authority
Manager
Authority of the Borough of
Charleroi
3 McKean Avenue
Charleroi, PA 15022

Type of Facility Water system

Consulting Engineer Chester Engineers
1555 Coraopolis Heights Road
Moon Township, PA 15108

Application Received Date February 13, 2015

Description of Action Installation of approximately
11,100 feet of 6-inch, 8-inch and
12-inch diameter waterline and
appurtenances (Fallowfield
Avenue waterline project).

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**UNDER ACT 2, 1995
PREAMBLE 1****Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907)**

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

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

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

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

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

J. J. Hamilton No. 20, Hamilton Markton Road, Perry Township, **Jefferson County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of XTO Energy, Inc., 395 Airport Road, Indiana, PA 15701, submitted a Notice of Intent to Remediate. The production tank was shot numerous times resulting in the release of approximately 3.5 barrels of produced water onto site soil. The Notice of Intent to Remediate was published in *The Punxsutawney Spirit* on January 5, 2015.

Southeast Region: Environmental Cleanup Program Manager, Southeast Regional Office: Regional Manager, Environmental Cleanup and Brownfields, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5960. Charline Bass

Rob's Automotive & Collision Center, 3114 Veteran Highway, Bristol Township, **Bucks County**. Robert Leipziger, Rob's Automotive & Collision Center, 3114 Valley Highway, Bristol Township, PA 19007 on behalf of Kelvin Pittman, Whitestone Associates, Inc., 1600 Manor Drive, Suite 220, Chalfont, PA 18914, Jeffery T. Bauer, Whitestone Associates, Inc. 1600 Manor Drive, Suite 200, Chalfont, PA 18914 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of leaded gasoline. The intended future use is commercial. The Notice of Intent to Remediate was published in *The Bucks County Courier Times* on January 19, 2015. PF782396.

Pfizer Great Valley Office & Information System Technical Center, 31-43 Morehall Road, Whiteland Township, **Chester County**. Matt Basso, Pfizer Inc. 100 Route 206N, M/S 414, Peapack, NJ 07977, Elizabeth Bongard, Golder Associates on behalf of Michael A. Bray, Horatio Realty Trust (c/o The Vanguard Group, Inc., P. O. Box 2600, Valley Forge, PA 19482-2600 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with the release of other inorganics. The intended futures use of the site for administrative offices and related incidental uses of the benefit of its employees, including recreational child care and health care facilities, and for potential future development consistent with applicable zoning. PF748303.

Emlen Street & West Mt. Pleasant Avenue, 7039, 7035, 7037 and 7041 Emlen Street, 338, 340, 342 and 344 West Mt. Pleasant Avenue, City of Philadelphia, **Philadelphia County**. Richard Brown, 314 Josephs Way, Media, PA 19036 on behalf of Christina Ruble, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382, Paul White, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with the release of leaded and unleaded gasoline. The proposed future use includes redevelopment with a mixed commercial residential use. The Notice of Intent to Remediate was published in *The Chestnut Hill Local* on January 14, 2015. PF775526.

Loos & Dilworth Bristol Facility, 61 East Green Lane, Bristol Township, **Bucks County**. Laura George, ENVIRO International Corporation, 1760 Market Street, Suite 1000, Philadelphia, PA 19103, Richard Campbell, L&D Chemicals, LLC., 1616 Paper Mill Road, Meadowbrook, PA 19046, Rick Renner, Loos and Dilworth, Inc. Route 1036, Riddlesburg, PA 16672, Rick Renner, PetroChoice Holding, Inc., Route 1036, Riddlesburg, PA

16672 on behalf of Barry Fleck Fleck Investment, LLC., 300 Ben Fairless Drive, Fairless Hills, PA 19030 has submitted a Notice of Intent to Remediate. Soil and groundwater has been impacted with the release of no. 6 fuel oil. The intended future use of the property is expected to be non-residential. PF723058.

5960 Upland Way, 5960 Upland Way, City of Philadelphia, **Philadelphia County**. Michael A. Christie, Penn E&R, Inc. 2755 Bergey Road, Hatfield, PA 19440, Michael D. Lattanze, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of William Camp, 5960 Upland Way, LP, 123 East Lancaster Avenue, Ardmore, PA 19003 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of pcbs and svocs. The site is currently and will continue to be utilized of non-residential purpose by local car dealership to store new vehicles. The Notice of Intent to Remediate was published in *The Philadelphia Daily News* January 1, 2015. PF7783059.

Sharon Hill Shop Center, 1130 Chester Pike, Borough of Sharon Hill, **Delaware County**. Michael A. Christie, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440, Michael D. Lattanze, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of William Frutkin, Sharon Hill Chester Pike, LP, 44 West Lancaster Avenue, Suite 110, Ardmore, PA 19003 has submitted a Notice of Intent to Remediate. Soil and grounder water at the site has been impacted with the release of voc. The site will continue to be used for commercial, non-residential purpose. The Notice of Intent to Remediate was published in the *Delaware County Daily Times* on January 19, 2015. PF 617846.

(Revised) Marcus Hook Industrial Complex, 100 Green Street, Borough of March Hook, **Delaware County**. Jim Oppenheim, Evergreen Resources Management Operations, 2 Righter Parkway, Suite 200, Wilmington, DE 19803, Jennifer Menges, Stantec, 1060 Andrew Drive, Sue 140, West Chester, PA 19380 on behalf of Brad Fish, Sunoco Partners Marketing & Terminals, L.P., 4041 Market Street, Aston, PA 19014 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of no. 2 fuel oil. The future use of the site is to remain industrial. PF780192.

Lamborn Residence, 3502 Limekiln Pike, Warrington Township, **Bucks County**. Bradford F. McGoldrick, 1350 Welsh Road, North Wales, PA 19454 on behalf of Andrew Lamborn, Administrator of the Estate of Robert Lamborn, 5317 Cambridge Circle, Doylestown, PA 18902 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of lead and inorganics. The proposal future use of the property will be residential. The Notice of Intent to Remediate was published in the *Intelligencer* on December 15, 2014. PF783092.

Clark Residence, 34 Emerald Lane, Falls Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Theresa O'Connor, State Farm Insurance, PA Fire Claims, P. O. Box 106110, Atlanta, GA 30348-6110 on behalf of Lawrence Clark, 34 Emerald Lance, Levittown, PA 19054 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of no. 2 fuel oil. The intended future use of the site is residential. The Notice of Intent to Remediate was published in the *Bucks County Courier Times* on November 17, 2014. PF782048.

(Revised) Colonial Heritage Mobile Homes, 221 Vaux Drive, New Britain Township, **Bucks County**. Alan R. Hirschfeld, L&A Environmental Specialties, Inc., 219 Lauren Road, Schwenksville, PA 19473 on behalf of James Perano, GSP Management, P. O. Box 677 Morgantown, PA 19543 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of no. 2 heating oil and diesel. The intended future use of the property is residential. The Notice of Intent to Remediate was published in the *Intelligencer* on January 23, 2015. PF782124.

Meadowbrook Golf Course, 10 Campbell Lane, Borough of Phoenixville, **Chester County**. Gerald Kirkpatrick, Environmental Standard, Inc., 1140 Valley Forge Road, Valley Forge, PA 19482, Angela Price Environmental Standards Inc., 1140 Valley Forge Road, Valley Forge, PA 19482 on behalf of Stanley Jonson, Phoenixville Area School District, 386 City Line Avenue, Phoenixville, PA 19460 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of arsenic and petroleum. The proposal future use of the property is for the early education/elementary school and middle high school athletic fields. The Notice of Intent to Remediate was published in the *Mercury* on November 22, 2014. PF781674.

Cross Residence, 8 Holland Drive, Chalfont Borough, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, John Bernhardt, State Farm Insurance, PA Fire Insurance, P. O. 106110, Atlanta, GA 30348-6110 on behalf of Hugh M. Cross Cynthia L. Cross, 8 Holland Drive, Chalfont, PA 18914-2702 and has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. The current use and proposal future use of the property will be residential. The Notice of Intent to Remediate was published in the *Bucks County Courier Times* on December 12, 2014. PF782379.

Tube Methods, 416 Depot Street, Bridgeport Borough, **Montgomery County**. Phil Gray Jr. Compliance Management International, 1350 Welsh Road, Suite 200, North Wales, PA 19454, Sean Fullmer, Compliance Management International, 1350 Welsh Road, Suite 100, North Wales, PA 19454 on behalf of Matt Mankus, 416 Johnson Properties, Rambo & Depot Streets, P. O. box 460, Bridgeport, PA 19405 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of chlorinated solvent. The proposal future use of the property will be non-residential for industrial and manufacturing use. The Notice of Intent to Remediate was published in the *Times Herald* on January 13, 2015. PF618311.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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

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

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

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

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

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

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

23-0038F: Delaware County Regional Water Quality Control Authority (DELCORA) (P. O. Box 999,

Chester, PA 19016) for a new air pollution control system and increase in sewage sludge throughput to 55 tons dry sludge per day for each of two incinerators located in the City of Chester, **Delaware County**. DELCORA is a major facility. The new air pollution equipment train for each incinerator includes a quench, multi-venturi scrubber, wet electrostatic precipitator and regenerative thermal oxidizer, which were determined to be Best Available Technology (BAT). Currently, the top hearth of each incinerator functions as an afterburner. The top hearth will be modified to accept the sludge feed, since the afterburner function has been located downstream. There will be a slight increase in the allowable emissions of particulate matter due to the higher throughput. Allowable emissions of other air pollutants will remain at the level of the current Title V permit or decrease due to the more efficient air pollution control equipment. Allowable emissions of the following air pollutants for both incinerators in tons/year are: particulate matter 26.2 and sulfur oxides 65.8. Allowable emissions of nitrogen oxides, carbon monoxide and volatile organic compounds will remain as stated in the facility's Title V Operating Permit, 23-00038. Emissions of beryllium, mercury, lead, arsenic, cadmium, nickel and chromium are limited by the provisions of 40 CFR Part 61 Subparts C and E (National Emission Standards for Beryllium and Mercury), and Part 503 Subpart E Standards for Use or Disposal of Sewage Sludge, Incineration), as currently provided by the facility's operating permit. The facility is subject to the requirements of 40 CFR Part 60 Subpart O (Standards of Performance for Sewage Treatment Plants), which regulates particulate matter.

The sewage sludge incinerators are an affected source under 40 CFR Subpart M (Emission Guidelines and Compliance Times for Existing Sewage Sludge Incinerator Units). A federal plan with the regulatory authority to carry out the provisions of the Subpart is pending from the Environmental Protection Agency (EPA). The Plan Approval contains the condition that the permittee comply with the more stringent requirements of the Plan Approval as issued or the federal plan, when the federal plan becomes available. The Plan Approval will include monitoring, testing and recordkeeping requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

36-05158A: Perdue Grain & Oil Seed, LLC (PO Box 1537, Salisbury, MD 21802-1537) for the construction of a grain elevator and a soybean oil extraction facility in Conoy Township, **Lancaster County**. Plan Approval No. 36-05158A is for the installation of a grain elevator and a soybean oil extraction facility. Air emissions from various grain elevator operations will be controlled by baghouses. Air emissions from soybean oil extraction operations will be controlled by several baghouses, a mineral oil scrubber and various cyclones. Potential emissions from the proposed project are estimated to be: 178.34 tpy PM, 44.73 tpy PM₁₀, 8.05 tpy PM_{2.5}, 0.04 tpy SO_x, 1.02 tpy CO, 4.08 tpy NO_x, 208.05 tpy VOC, 104.01 tpy of a single HAP (n-hexane), 104.02 tpy combined HAPs, and 4,565.87 tpy CO₂. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory

requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12, storage tank requirements of 25 Pa. Code § 129.57, the new source review (NSR) requirements of 25 Pa. Code §§ 127.201—127.211, 40 CFR 60, Subpart DD—Standards of Performance for Grain Elevators. 40 CFR 63, Subpart GGGG—National Emission Standards for Hazardous Air Pollutants: Solvent Extraction for Vegetable Oil Production, and Compliance Assurance Monitoring (CAM) requirements of 40 CFR Part 64. Based on these findings, the Department proposes to issue a plan approval for the proposed construction.

06-05112B: WBLF Acquisition Co., LLC—Western Berks Landfill (455 Poplar Neck Road, Birdsboro, PA 19508) for the municipal waste landfill in Cumru Township, **Berks County**. The draft plan approval would modify the facility's existing Title V permit to remove the requirements for hazardous air pollutant (HAP) testing and for the determination of the HAP ambient impact. Facility emissions will not change due to this permit modification. The plan approval will contain monitoring, recordkeeping, and operating restrictions designed to keep the facility operating within all applicable air quality requirements. After plan approval issuance, the Department would anticipate shortly incorporating the plan approval requirements into the facility's Title V Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

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

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

60-00002A: NGC Industries, LLC (PO Box 210, West Milton, PA 17886-0210) has submitted an application to the Pennsylvania Department of Environmental Protection for plan approval to modify the 68.9 MMBtu/hr Babcock & Wilcox Boiler (Boiler #2) at their facility located in White Deer township, **Union County**, to utilize #2 fuel oil rather than #6 fuel oil as a backup fuel. The Department has determined that the proposed change satisfies the Department's air quality regulatory requirements. Based on these findings presented above, the Department intends to approve the application and issue a plan approval for the proposed change as indicated in the application. If the Department subsequently determines that the boiler is operated in compliance with all of the plan approval conditions, the conditions established in the plan approval will be incorporated into a Title V Operating Permit by means of an administrative amendment pursuant to 25 Pa. Code § 127.450 and pursuant to the operating permit requirements of 25 Pa. Code Subchapter F. The following is a summary of the conditions that the Department proposes to place in the plan approval to be issued to ensure compliance with all applicable air quality regulatory requirements:

(a) Boiler #2 shall be fired on natural gas or #2 fuel oil to which there has been no reclaimed or waste oil or other waste materials added.

(b) The sulfur content of #2 fuel oil fired in Boiler #2 shall not, at any time, exceed 0.05% (by weight).

The combustion of #2 fuel oil in Boiler #2 shall not exceed 3,472,560 gallons in any 12 consecutive month period.

Boiler #2 shall only burn #2 fuel oil during periods of gas curtailment, gas supply interruption, startups, or

periodic testing on #2 fuel oil. Periodic testing of #2 fuel oil shall not exceed a combined total of 48 hours during any calendar year.

Upon request by the Department, the permittee shall provide fuel analyses and/ or samples of the fuel being fired in Boiler #2.

(a) The permittee shall maintain comprehensive, accurate records of the following details for any period of #2 fuel oil combustion in Boiler #2:

(1) The start and end times of the period #2 fuel oil combustion.

(2) The quantity of #2 fuel oil combusted.

(3) The reason for operating the boiler on #2 fuel oil.

(b) These records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

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: Mark R. Gorog, P.E., Environmental Engineer Manager—Telephone: 412-442-4150

11-00524C: JWF Industries, Inc. (84 Iron Street, Johnstown, PA 15907) In accordance with 25 Pa. Code §§ 127.44—127.46, the Pennsylvania Department of Environmental Protection (DEP) is providing a corrected notice that it intends to issue an Air Quality Plan Approval to JWF Industries, Inc. to authorize the construction and temporary operation of a new spray paint booth and a shot blast booth at their Environmental Tank and Container (ETC) facility located in West Taylor Township, **Cambria County**.

Sources at the existing facility include a spray paint booth, shot blast booth, gas metal arc welding, portable heat sources and space heaters. The spray paint booth will exhaust through GFS wave exhaust filters. Welding operations and shot blast booth will be located in a permanently-located building, and exhaust to a dust collector.

Upon authorization of this plan approval the facility potential to emit will not exceed 5.0 tons of PM₁₀, 0.5 ton of NO_x, 0.3 ton of CO, 30 tons of VOC, and 1.2 ton of HAP on an annual basis. The ETC facility is subject to the best available technology (BAT). The VOC limit restriction, monitoring, recordkeeping, reporting and work standards practice conditions of the Plan Approval have been derived from the applicable requirements of 25 Pa. Code Chapters 121—143.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review may be made by contacting Phil Bouse at 412-442-4000.

Any person may submit comments or object to the plan approval or a proposed condition thereof by filing a written protest with the Department at the Southwest

Regional Office. A 30-day comment period, from the date of this publication, will exist for the submission of comments.

A protest 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 § 127.44 (relating to public notice). A protest shall include the name, address and telephone number of the person filing the protest, identification of the proposed plan approval issuance being opposed (Plan Approval 11-00524C) and a concise statement of the objections to the plan approval issuance and the relevant facts upon which the objections are based.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons who have properly filed a protest under 25 Pa. Code § 127.46 may appear and give testimony. The applicant, the protestant and other participants 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 determines such notification by telephone is sufficient.

Written comments, protests, and requests for a public hearing may be directed to Jesse Parihar, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222. For additional information concerning the plan approval or the issuance procedure, contact Mr. Parihar at 412-442-4030.

32-00429A: Reparex Fabricated Systems, Inc. (PO Box 705, Latrobe, PA 15650) Notice is hereby given in accordance with 25 Pa. Code §§ 127.44—127.46 that the Department of Environmental Protection (DEP) intends to issue Air Quality Plan Approval: PA-32-00429A to for the reinforced plastic composite manufacturing facility located in Greene Township, **Indiana County**. Sources include VOC and HAP emissions from the resin and gel coat used in the fiberglass tank manufacturing process. This facility will be classified as a synthetic minor facility.

Potential to emit from the facility is less than 10 tons of volatile organic compounds (VOC), 9.5 tons of a single hazardous air pollutant (HAP), 1.6 ton of particulate matter (PM), 1.0 ton of nitrogen oxides (NO_x), and 1.0 ton of carbon monoxide (CO). Best available technology (BAT) includes good operating practices, minimizing material usage, tracking and recordkeeping of material usage, air assisted airless spray guns, and employee training. The authorization is subject to State regulations including 25 Pa. Code §§ 123.1, 123.2 and 123.31. Plan Approval has been conditioned to ensure compliance with all applicable rules. This includes work practice, monitoring, recordkeeping, and reporting conditions. Once compliance with the Plan Approval is demonstrated, the applicant will subsequently apply for a State Only Operating Permit in accordance with 25 Pa. Code Subchapter F.

This plan approval application, the Department's review memo, and proposed plan approval are available to 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 plan approval application, please contact Phillip Bouse at pbouse@pa.gov or 412-442-4000.

A person may oppose the proposed plan approval by filing a written protest with the Department through Alexander Sandy, Pennsylvania Department of Environ-

mental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval (PA-32-00429A) and concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval.

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

A public hearing may be held, if the Department, 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 in writing or by publication in the newspaper and the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient.

For additional information, you may contact Alexander Sandy at 412-442-4028.

56-00319A: Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) for intent to issue Air Quality Plan Approval to authorize the construction and temporary operation of a coal preparation plant at its Stoneycreek Mine in Quemahoning Borough, **Somerset County**.

Sources at the facility will include a pit conveyor, double-deck screen, radial stacker to clean coal stockpile, conveyor to oversize stockpile, truck loadout, front-end loader for stockpile manipulation, and an emergency diesel generator. Roadway emissions will be controlled by paving and a water truck; fugitive emissions from the process will be controlled by water sprays.

Based on a raw coal throughput limitation of 750,000 tons per year, potential to emit from the facility will not exceed 18 tons of PM, 5.5 tons of PM₁₀, 1.5 ton of NO_x, 0.9 ton of CO, and 0.1 ton of VOC on an annual basis. The monitoring, testing, recordkeeping, reporting and work practice conditions of the Plan Approval have been derived from applicable requirements of 40 CFR Part 60 Subpart Y (Standards of Performance for Coal Preparation and Processing Plants) and 25 Pa. Code Chapters 123 and 127.

Copies of the application, the Department's analysis, and other documents used in the evaluation of the application are available for public review during normal business hours at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review may be made by calling 412-442-4000.

Any person may submit comments or object to the plan approval or a proposed condition thereof by filing a written protest with the Department at the Southwest Regional Office. A 30-day comment period, from the date of this publication, will exist for the submission of comments.

A protest 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 § 127.44 (relating to public notice). A protest shall include the name, address and telephone number of the person filing the protest, identification of the proposed plan approval issuance being opposed (Plan Approval 56-00319A) and a concise statement of the objections to the plan approval issuance and the relevant facts upon which the objections are based.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons who have properly filed a protest under 25 Pa. Code § 127.46 may appear and give testimony. The applicant, the protestant and other participants 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 determines such notification by telephone is sufficient.

Written comments, protests, and requests for a public hearing should be directed to Devin P. Tomko, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222. For additional information concerning the plan approval or the issuance procedure, contact Devin P. Tomko at 412-442-5231.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

10-330B: Butler Veterinary Associates (1761 N. Main Street, Butler, PA 16001), The Department of Environmental Protection intends to issue a plan approval to Butler Veterinary Associates, Inc., for changes in their method of operating one existing animal crematory (relating to door opening) at their facility in the Center Township, **Butler County**. Public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44.

Their facility consists of a single animal crematory which currently operates in accordance with SOOP-10-00330. This plan approval application was submitted per the Department's instruction that those crematories which open their primary chamber's door during operation could do so no longer without direct authorization for the practice. The practice must be conditioned and authorized by a plan approval or must be discontinued. Butler Veterinary Associates has elected to apply for a plan approval rather than discontinue the opening of their door which they feel is necessary for economical and complete cremation cycles. Special conditions will be included in the plan approval which address door opening and its impact on emissions and operation.

Emissions are estimated to be: less than 1.0 tpy (each) of SO_x, NO_x, CO, VOC, PM, and HAP.

In accordance with 25 Pa. Code § 127.44(e)(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 at (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(e)(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 [Butler Veterinary Associates, 10-330B] 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 Edward F. Orris, 230 Chestnut St., Meadville, PA 16335, (814) 332-6636.

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.

42-174G: Casella Waste Management—McKean County Landfill (19 Ness Lane, Kane, PA 16735-5335), for the modification of conditions from plan approval 42-174F with regards to submittal of a plan approval application for the gas collection system in Sergeant Township, **McKean 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 42-174G is for the proposed modification of conditions associated with plan approval 42-174F issued on June 18, 2009, and subsequently incorporated into the facility operating permit. This modification will not result in any emission increase at the facility. 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:

- Annually, the permittee shall calculate the year-end gas generation rate in accordance with 40 CFR 60.755(a)(1)(ii) using known year-to-year solid waste acceptance rates. Also, the permittee shall estimate the next year-end gas generation rate using projected solid waste acceptance rates. The permittee shall compare both rates to the installed control devices maximum gas capacity. The permittee shall submit a report containing the calculated year-end and the estimated next year end gas generation rates by June 30 until such time as the plan approval for the next control device has been submitted. This report may be submitted as part of the Solid Waste Annual Operating Report; however, a copy needs to go to Air Quality. Once the calculated year-end or the estimated next year-end gas generation rate exceeds 80% of the existing control devices maximum gas capacity (>1,640 cfm) from the report due June 30, the permittee shall submit a new plan approval application, within 60-days of the report above, for installation of an additional control device that will control LFG above the permitted capacity (2,050 cfm) as stipulated under this plan approval.

- The facility shall have in place approved additional control device(s) prior to the landfill exceeding its currently permitted flare capacity of 2,050 cfm.

- All conditions from the Title V Operating Permit 42-00174 issued on December 11, 2012, for the landfill and the flares (550 cfm enclosed and 1,500 cfm enclosed) shall remain in effect unless modified/deleted in this plan approval.

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 at (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 [42-174G] 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 25 Pa. Code §§ 127.521—127.524 for Title V operating permits.

42-174G: Casella Waste Management—McKean County Landfill (19 Ness Lane, Kane, PA 16735-5335), for the modification of conditions from plan approval 42-174F with regards to submittal of a plan approval application for the gas collection system in Sergeant Township, **McKean 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 42-174G is for the proposed modification of conditions associated with plan approval 42-174F issued on June 18, 2009, and subsequently incorporated into the facility operating permit. This modification will not result in any emission increase at the facility. 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:

- Annually, the permittee shall calculate the year-end gas generation rate in accordance with 40 CFR 60.755(a)(1)(ii)

using known year-to-year solid waste acceptance rates. Also, the permittee shall estimate the next year-end gas generation rate using projected solid waste acceptance rates. The permittee shall compare both rates to the installed control devices maximum gas capacity. The permittee shall submit a report containing the calculated year-end and the estimated next year end gas generation rates by June 30 until such time as the plan approval for the next control device has been submitted. This report may be submitted as part of the Solid Waste Annual Operating Report; however, a copy needs to go to Air Quality. Once the calculated year-end or the estimated next year-end gas generation rate exceeds 80% of the existing control devices maximum gas capacity (>1,640 cfm) from the report due June 30, the permittee shall submit a new plan approval application, within 60-days of the report above, for installation of an additional control device that will control LFG above the permitted capacity (2,050 cfm) as stipulated under this plan approval.

The facility shall have in place approved additional control device(s) prior to the landfill exceeding its currently permitted flare capacity of 2,050 cfm.

All conditions from the Title V Operating Permit 42-00174 issued on December 11, 2012, for the landfill and the flares (550 cfm enclosed and 1,500 cfm enclosed) shall remain in effect unless modified/deleted in this plan approval.

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 at (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 [42-174G] 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.

PLAN APPROVAL

PUBLIC HEARINGS

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

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

36-05158A: Perdue Grain & Oil Seed, LLC (PO Box 1537, Salisbury, MD 21802-1537) regarding the proposed approval of an air quality plan approval for the construction of a grain elevator and a soybean oil extraction facility in Conoy Township, **Lancaster County**.

Plan Approval No. 36-05158A is for the installation/operation of a grain elevator and a soybean oil extraction facility. Air emissions from various grain elevator operations will be controlled by baghouses. Air emissions from soybean oil extraction operations will be controlled by several baghouses, a mineral oil scrubber and various cyclones. Potential emissions from the proposed project are estimated to be: 178.34 tpy PM, 44.73 tpy PM₁₀, 8.05 tpy PM_{2.5}, 0.04 tpy SO_x, 1.02 tpy CO, 4.08 tpy NO_x, 208.05 tpy VOC, 104.01 tpy of a single HAP (n-hexane), 104.02 tpy combined HAPs, and 4,565.87 tpy CO₂.

The plan approval will contain testing, monitoring, recordkeeping, reporting & work practice standards designed to keep the facility operating within all applicable air quality requirements. Among other items, the conditions include provisions derived from 40 CFR 60, Subpart DD—Standards of Performance for Grain Elevators, 40 CFR 63, Subpart GGGG—National Emission Standards for Hazardous Air Pollutants: Solvent Extraction for Vegetable Oil Production and Compliance Assurance Monitoring (CAM) requirements of 40 CFR Part 64. The overall project is not subject to Prevention of Significant Deterioration (PSD); however, the project is subject to Nonattainment New Source Review (NNSR) since there will be a resulting significant increase in VOC emissions. The proposed facility is subject to Lowest Achievable Emission Rate (LAER) requirements and will be required to obtain emission reduction credits (ERCs).

Copies of the plan approval application, DEP's analyses, and other relevant information are available for public review at DEP's Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. An appointment to review the documents may be scheduled by calling 717-705-4732 between 8:00 A.M. and 3:30 P.M., Monday through Friday, except holidays.

The public hearing will be held on March 31, 2015, from 6-8 PM at the Bainbridge Fire Hall, located at 34 South 2nd Street, Bainbridge, PA 17502. The public is invited to comment on the proposed plan approval. Persons wishing to give testimony at the hearing should contact Eileen Bitting at 717-705-4703 to reserve a time to present any testimony. Oral testimony will be limited to 5 minutes per person. All groups or organizations are required to designate one witness to present testimony on its behalf. Commenters shall provide two written copies of their remarks at the time of the hearing. Persons interested in submitting written comments should send their comments to Thomas Hanlon, Air Quality Permitting Chief, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, by close of business on April 7, 2015.

Individuals who are in need of an accommodation for the hearing as provided for in the Americans with Disabilities Act should contact Eileen at the number provided above or make accommodations through the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD).

OPERATING PERMITS

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

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

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

19-00004: Cheetah Chassis Corp. (P. O. Box 388, Berwick, PA 18603) for renewal of the Title V operating permit for their facility located in Berwick Borough, **Columbia County**. The facility's sources include eighteen natural gas-fired space heaters less than 2.5 million Btu per hour, two natural gas-fired space heaters less than 5.0 million Btu per hour, two chassis painting lines, equipment cleanup activities, two curing ovens, spray guns washer, two shot blast booths, and miscellaneous sources determined to be of minor significance. This facility is operating under TVOP 19-00004.

The facility has potential annual emissions of 6.19 tons of carbon monoxide, 7.36 tons of nitrogen oxides, 0.04 ton of sulfur oxides, 53.77 tons of particulate matter including particulate matter less than 10 microns in size, 53.77 tons of particulate matter less than 2.5 microns in size, 252.07 tons of volatile organic compounds, 104.82 tons of hazardous air pollutants, and 7,936 tons of greenhouse gases. The emission limits, throughput limitations, and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 40 CFR Part 63 Subpart M and 25 Pa. Code Chapters 121—145.

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

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

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

20-123F: Lord Corporation (124 Grant Street, Cambridge Springs, PA 16403), Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b) that the Department of Environmental Protection (DEP) intends to issue a plan approval to Lord Corporation for the installation of one surface coating application booth (adhesive), one natural gas fired drying/staging oven, and one thermal oxidizer at their existing Cambridge Springs Plant in **Crawford County**.

The facility currently operates in accordance with Title V Operating Permit No. TV- 20-00123. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date. This project is subject to 25 Pa. Code § 129.77 concerning non-compliant

coatings. The regenerative thermal oxidizer will have a control efficiency of 85% or more.

This Plan Approval will contain emission restrictions along with testing, monitoring, recordkeeping, reporting, work practice, and additional requirements, which will satisfy 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions). Best Available Technology for the source will be contained in the plan approval. Emissions from the source are as follows: NO_x 2.5 tpy, CO 2.1 tpy, SO_x 0.02 tpy, VOC 1.97 tpy, and PM₁₀/PM_{2.5} 0.2 tpy. This project has been reviewed for PSD/NSR applicability. PSD/NSR program action will not be triggered.

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 Edward Orris, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6636.

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 below. The Department will consider any written comments received within 30 days of the publication of this notice. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit [Plan Approval No. 20-123F] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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 Northwest Regional Office, 230 Chestnut St., Meadville, PA 16335.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should by contacting Edward Orris or the Pennsylvania AT&T relay service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

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. This facility is located in Cambridge Springs, Crawford County.

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

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

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

46-00213: Cremation Society of PA (371 East Church Road, King of Prussia, PA 19406), for renewal of a State Only, Natural Minor Operating Permit in Upper Merion Township, **Montgomery County**. The facility operates a human crematorium. There have been no changes made to the source since the permit was last issued (renewed) in January 2010. The permittee shall continue to comply

with all applicable requirements included in the operating permit for renewal. The permit includes monitoring, record keeping and reporting requirements designed to address all applicable air quality requirements.

09-00156: Oldcastle Lawn and Garden, Inc., (500 East Pumping Station Road, Quakertown, Pennsylvania 18951) for operation of six diesel engines and wood processing equipment located in Richland Township, **Bucks County**. This action is a renewal of a non-Title V (State-only) Operating Permit and incorporation of diesel engines installed under the General Plan Approval/General Operating Permit (GP11-09-0019) and RFD Nos. 1525 and 3457. The facility is a synthetic minor for NO_x and PM emissions. The renewal will include monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

46-00021: First Quality Retail Services, LLC (601 Allendale Road, King of Prussia, PA 19406) located in Upper Merion Township, **Montgomery County**, for a renewal of State Only (Synthetic Minor) Operating Permit No. 46-00021. The facility's air emissions sources consist of three natural gas-fired boilers, two diesel fuel-fired emergency generator sets, and 17 adult diaper and sanitary napkin production lines with associated dust collectors. The facility is subject to a site-level nitrogen oxide (NO_x) emission restriction of less than 25 tons/yr, and the plan approval-exempt engines of the emergency generator sets are subject to combined NO_x emission restrictions of 100 lbs/hr, 1,000 lbs/day, 2.75 tons/ozone season, and 6.6 tons/yr (calculated monthly as a 12-month rolling sum). The only changes that have occurred at the facility since the SOOP was last renewed in May 2009 are the removal of a fire pump and the removal and replacement of some of the adult diaper and sanitary napkin production lines and associated dust collectors (also, an emergency generator set approved under a Request for Determination but never installed is no longer listed in the State Only Operating Permit [SOOP]).

The engines of the emergency generator sets are subject to the provisions of 40 C.F.R. Part 63, Subpart ZZZZ. 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.

46-00044: Glasgow, Inc. (Church & Flint Hill Roads, King of Prussia, PA 19406), located in Upper Merion Township, **Montgomery County**, for a renewal of State Only (Synthetic Minor) Operating Permit No. 46-00044 for its McCoy facility. The facility's air emissions sources consist of a batch hot mix asphalt (HMA) plant, a primary stone crushing plant, and a secondary stone crushing plant (the latter which is currently permitted under Plan Approval No. 46-0044B). The batch HMA plant is subject to a HMA production restriction of 576,000 tons per year, and the facility is subject to site-level nitrogen oxide (NO_x) and volatile organic compound (VOC) emission restrictions of less than 25 tons/yr each. Other than the replacement of two secondary stone crushers approved under Plan Approval No. 46-0044B, no changes have occurred at the facility since the SOOP was last amended in February 2010.

The batch HMA plant is subject to the provisions of 40 C.F.R. Part 60, Subpart I, and the primary stone crushing plant is subject to the provisions of 40 C.F.R. Part 60, Subpart OOO. 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.

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

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

54-00056: Pine Grove Area School Authority (103 School Street, Pine Grove, PA 17963-1698) for the operation of a school in Pine Grove Borough, **Schuylkill County**. The sources consist of two (2) anthracite fired coal boilers. The emissions are controlled by two (2) cyclones. This is a renewal of a State-Only Operating Permit. The State-Only operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110

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

28-03023: Valley Quarries, Inc. (169 Quarry Road, Chambersburg, PA 17201) to issue a State Only Operating Permit for sandstone crushing and screening operations at the Mt. Cydonia #2 sand plant in Greene Township, **Franklin County**. Potential emissions of particulate matter (PM) from the plant's operation are estimated at around 11 tons per year. Actual PM emissions are well below estimated maximum levels. Potential emissions of other pollutants are minimal. The Operating Permit includes emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. The crushing plant includes equipment subject to 40 CFR Part 60 Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

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

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

41-00047: Wildwood Cemetery Co. (1151 Cemetery St. Williamsport, PA 17701-1605) to issue a renewal State Only Operating Permit for their Wildwood Cemetery facility located in Loyalsock Township, **Lycoming County**. The facility is currently operating under State Only Operating Permit 41-00047. The facility's main sources include two crematories with propane-fired burners with a total combined maximum rated heat input of 4.23 MMBtu/hr.

The facility has potential annual emissions of 0.54 ton of carbon monoxide, 1.28 ton of nitrogen oxides, 0.44 ton of sulfur oxides, 0.82 ton of particulate matter (including particulate matter less than 10 microns in size and particulate matter less than 2.5 microns in size), 0.05 ton of volatile organic compounds, and 2,327 tons of carbon dioxide equivalent.

The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regula-

tions. These operating permit conditions have been derived from the applicable requirements of 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.

14-00029: Con-Stone, Inc. (PO Box 28, Bellefonte, PA 16823), to issue a renewal State Only Operating Permit for their limestone crushing and processing facility located in Haines Township, **Centre County**. The facility is currently operating under State Only Operating Permit 14-00029. The facility's main sources include a primary crusher, secondary crusher, tertiary crusher and associated various material sizing and conveying equipment.

The facility has taken synthetic minor restrictions to limit its particulate matter emissions below the major emission threshold of 100 tons per year. With synthetic minor restriction, the facility has potential emissions of 86.29 tons per year of particulate matter. No emission or equipment changes are being proposed by this action.

The crushing operations at the facility are subject to Federal Standards of Performance for New Stationary Sources, 40 CFR Part 60, Subpart OOO. The permittee shall comply with all applicable requirements of 40 CFR Section 60.670—60.676.

The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 as well as 40 CFR Part 60.

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

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

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

10-00310: Air Products & Chemicals Inc. (357 Marian Ave, Tamaqua, PA 18252), to issue a renewal State Only Operating Permit for the facility located in Butler Township, **Butler County**. The facility is a Natural Minor. The primary sources at the facility include a hydrogen reformer, hydrogen purification, process water deaeration, a parts washer, and a diesel fired emergency fire pump engine. The engine is certified to meet the requirements of 40 CFR 60 Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. The engine manufacturer has certified that the engine conforms to the emission warranty of 40 CFR Part 89. 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.

25-00337: Custom Engineering Company (2800 McClelland Avenue, Erie, PA 16510-2544) for renewal of a Natural Minor Permit at the fabricated metal products manufacturing plant located in the City of Erie, **Erie**

County. The emitting sources include: 1) Natural Gas Combustion Units (Heaters), 2) Burn Table Torch Cutting (2 Tables), 3) two Paint Booths, 4) Dry abrasive blasting operations, 5) Dry Machining Operations, 6) Welding Operations, and 7) Rust Preventative by hand application. The potential emissions from the facility are less than the Title V threshold limits. Thus, the facility is a natural minor. The actual emissions from the facility based on the original permit application and plan approval 25-337A are: VOC: 8.2 TPY, Tons per year (Plan approval VOC emission restriction), NO_x: 0.4 TPY, PM: 0.1 TPY. CO and SO_x emissions are less than 1.0 TPY.

33-00141: National Fuel Gas Supply Corporation, Knox Compressor Station (Office Address: 6363 Main Street, Williamsville, NY 14221) for the re-issuance of a Natural Minor Permit to operate a Natural Gas Compressor Station, located at 157 Pump Station Road, in Knox Township, **Jefferson County**. The primary sources of emissions are the four (4) compressor engines used to move natural gas.

The engines (Source IDs: 101, 102, 103, 104, and 105—600 Hp Compressor Engine 1, 600 Hp Compressor Engine 2, 384 Hp Compressor Engine 3, 384 Hp Compressor Engine 4, and 140 Hp Emergency Generator Unit G1) at this facility are subject to the newly promulgated requirements of 40 CFR 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The latest revisions of that subpart have been listed in the operating permit.

The potential emissions from this facility are as follows. (All values are in tons/year.) PM—1.1, PM₁₀/PM_{2.5}—1.1, SO_x—0.05, NO_x—58.3, VOC—45.6, CO—34.5, CO_{2e}—9570.0, Formaldehyde—4.4, and Methane—273.5.

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA. 19104-4543, Contact: Edward Wiener, Chief, Source Registration at (215) 685-9426.

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

S14-010: St. Christopher's Hospital for Children, LLC, (Erie Avenue at Front Street, Philadelphia, PA 19134) for the operation of a hospital in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes one (1) 200 Hp boiler, one (1) 300 Hp boiler, one (1) 500 Hp boiler, two (2) less than 50 Hp boilers, two (2) 1520 Hp emergency generators, and two (2) emergency generators less 500 Hp.

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

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

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

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

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

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

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

Coal Applications Received

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

17990111 and NPDES PA0238341. Larry D. Baumgardner Coal Company, Inc. (P. O. Box 186, Lanse, PA 16849). Permit renewal for continued operation and restoration also change in land use of a bituminous surface mine located in Decatur Township, **Clearfield County** affecting 109.2 acres. Receiving stream(s): Unnamed Tributaries to Little Laurel Run and Little Laurel Run to Laurel Run to Moshannon Creek classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: February 6, 2015.

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

26090101 and NPDES Permit No. PA0251569. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258). Renewal application for continued treatment and reclamation only to an existing bituminous surface mine, located in Dunbar Township, **Fayette County**, affecting 160.7 acres. Receiving stream: Craig Branch to Bute Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: February 4, 2015.

30090101 and NPDES Permit No. PA0251607. Shannopin Materials, LLC (308 Dents Run Road, Morgantown, WV 26501). Renewal application for reclamation only to an existing bituminous surface mine, located in Monongahela Township, **Greene County**, affecting 120.0 acres. Receiving streams: unnamed tributaries to Dunkard Creek and Monongahela River, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: February 10, 2015.

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

Permit No. 54150201. Rausch Creek Land, LP, (978 Gap Street, Valley View, PA 17983), commencement, operation and restoration of an anthracite coal refuse reprocessing operation in Hegins Township, **Schuylkill County** affecting 34.22, receiving streams: East and West Branch of Rausch Creek, classified for the following uses: cold water and migratory fishes. Application received: January 2, 2015.

Permit No. 54020101C14. Summit Anthracite, Inc., (196 Vista Road, Klingerstown, PA 17941), correction to an existing anthracite surface mine operation to increase the permitted acreage from 300.0 acres to 325.5 acres in Porter and Hegins Townships, **Schuylkill County**, receiving stream: East Branch Rausch Creek, classified for the following use: cold water fishes. Application received: January 2, 2015.

Permit No. 54850101R6. Gilberton Coal Company, (10 Gilberton Road, Gilberton, PA 17934), renewal of an existing anthracite surface mine operation in Mahanoy Township, **Schuylkill County** affecting 61.0 acres, receiving stream: North Mahanoy Creek, classified for the following uses: cold water and migratory fishes. Application received: January 12, 2015.

Permit No. 35763202R6. Northampton Fuel Supply Co., Inc., (1 Horwith Drive, Northampton, PA 18067), renewal of an existing anthracite coal refuse reprocessing operation in Carbondale Township, **Lackawanna County** affecting 45.0 acres, receiving streams: Powderly Creek and Lackawanna River, classified for the following use: cold water fishes. Application received: January 16, 2015.

Noncoal Applications Received

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

37140301 and NPDES Permit No. PA0259551. Amerikohl Aggregates, Inc. (202 Sunset Drive, Butler, PA 16001) Commencement, operation and restoration of a large industrial minerals mine in Wayne Township, **Lawrence County**, affecting 225.1 acres. Receiving streams: Unnamed tributaries to Connoquenessing Creek and Squaw Run, both classified for the following uses: WWF.

The first downstream potable water supply intake from the point of discharge is PA American Water Authority and Beaver Falls Municipal Water Authority. Application received: January 23, 2015.

22807-37140301-E-1. Amerikohl Aggregates, Inc. (202 Sunset Drive, Butler, PA 16001) Application for a stream encroachment to conduct support activities within 100 feet of and cross over Squaw Run in Wayne Township, **Lawrence County**, affecting 225.1 acres. Receiving streams: Unnamed tributaries to Connoquenessing Creek and Squaw Run, both classified for the following uses: WWF. The first downstream potable water supply intake from the point of discharge is PA American Water Authority and Beaver Falls Municipal Water Authority. Application also includes a request for a Section 401 Water Quality Certification. Application received: January 23, 2015.

22807-37140301-E-2. Amerikohl Aggregates, Inc. (202 Sunset Drive, Butler, PA 16001) Application for a stream encroachment to conduct support activities within 100 feet of unnamed tributary No. 3 to Connoquenessing Creek in Wayne Township, **Lawrence County**, affecting 225.1 acres. Receiving streams: Unnamed tributaries to Connoquenessing Creek and Squaw Run, both classified for the following uses: WWF. The first downstream potable water supply intake from the point of discharge is PA American Water Authority and Beaver Falls Municipal Water Authority. Application also includes a request for a Section 401 Water Quality Certification. Application received: January 23, 2015.

37140302. Amerikohl Aggregates, Inc. (202 Sunset Drive, Butler, PA 16001) Application for a wetlands encroachment to impact and restore 0.59 acre of wetlands in Wayne Township, **Lawrence County**, affecting 225.1 acres. Receiving streams: Unnamed tributaries to Connoquenessing Creek and Squaw Run, both classified for the following uses: WWF. The first downstream potable water supply intake from the point of discharge is PA American Water Authority and Beaver Falls Municipal Water Authority. Application also includes a request for a Section 401 Water Quality Certification. Application received: January 23, 2015.

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

Permit No. 39140301 and NPDES Permit No. PA0225444. Geryville Materials, Inc., (PO Box 193, Eaglesville, PA 19408), commencement, operation and restoration of a quarry operation (application revised to update the permitted acres from 628.5 to 127.64) in Lower Milford Township, **Lehigh County**, receiving stream: unnamed tributary to Hosensack Creek, classified for the following uses: cold water and migratory fishes. Application Originally Received: March 4, 2014. Revisions received: December 23, 2014.

Permit No. 6575SM1C9 and NPDES Permit No. PA0594415. Hanson Aggregates PA, LLC, (7660 Imperial Way, Allentown, PA 18195), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Hamilton Township, **Monroe County** affecting 180.0, receiving stream: unnamed tributary to Lake Creek and unnamed tributary to Cherry Creek, classified for the following uses: HQ—cold water and migratory fishes. Application received: January 6, 2015.

Permit No. 8074SM1C5 and NPDE Permit No. PA0013722. Glasgow, Inc., (PO Box 1089, Glenside, PA 19038), Montgomery Township, **Montgomery County** affecting 63.5 acres, receiving stream: Park Creek, renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in classified for the following uses: warm water and migratory fishes. Application received: January 8, 2015.

Permit No. 45152801 and NPDES Permit No. PA0225541. Elmer F. Possinger & Sons, Inc., (PO Box 520, Bartonsville, PA 18321), commencement, operation and restoration of a quarry operation in Hamilton Township, **Monroe County** affecting 5.0 acres, receiving stream: McMichael Creek, classified for the following uses: HQ—cold water and migratory fishes. Application received: January 9, 2015.

Permit No. 8073SM1C11 and NPDES Permit No. PA0614602. Highway Materials, Inc., (1750 Walton Road, Blue Bell, PA 19422), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Marlborough Township, **Montgomery County** affecting 80.8 acres, receiving stream: Unami Creek, classified for the following use: HQ—trout stocking fishes. Application received: January 12, 2015.

Permit No. 8274SM4A2C13 and NPDES Permit No. PA0010111. Rohrer's Quarry, Inc., (70 Lititz Road, Lititz, PA 17543), correction to an existing quarry to update the mining plan and permitted acreage (from 191.3 to 171.8 acres) and increase the average discharge rate of NPDES Permit in Penn and Warwick Townships, **Lancaster County**, receiving stream: unnamed tributary to Little Conestoga Creek, classified for the following use: warm water fishes. Application received: January 13, 2015.

Permit No. 8274SM4A2C14 and NPDES Permit No. PA0010111. Rohrer's Quarry, Inc., (70 Lititz Road, Lititz, PA 17543), renewal of NPDES Permit for discharge of treated mine drainage from quarry operation in Penn and Warwick Townships, **Lancaster County** affecting 171.8 acres, receiving stream: unnamed tributary to Little Conestoga Creek, classified for the following use: warm water fishes. Application received: January 13, 2015.

MINING ACTIVITY NPDES DRAFT PERMITS

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

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

Effluent Limits for Coal Mining Activities

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

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

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

* The parameter is applicable at all times.

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

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

Effluent Limits for Noncoal Mining Activities

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

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

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

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

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

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA0279358 (Mining Permit No. 56130109), Berwind Coal Sales Company, 509 15th Street, Windber, PA 15963, new NPDES permit for bituminous surface mine in Paint and Ogle Townships, **Somerset County**, affecting 316.7 acres. Receiving streams: Seese Run, unnamed tributary to/and Paint Creek, classified for the following use: cold water fishery. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: December 2, 2014.

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

The treated wastewater outfalls listed below discharge to Seese Run, unnamed tributary to/and Paint Creek:

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

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

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

<i>Outfalls: 001, 002, 003, 004</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75
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 Seese Run, unnamed tributary to/and Paint Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
005	Y
006	Y
007	Y
008	Y
009	Y
010	Y

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

<i>Outfalls: 005, 006, 007, 008, 009, 010</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

This proposed mine site also contains or is hydrologically connected to substandard discharges for which there is no responsible party. Pursuant to 25 Pa. Code § 87.201, effluent limits for those discharges will be based upon the existing baseline pollution load, or the standards found at 25 Pa. Code § 87.102(a) Group A, whichever is least stringent.

NPDES No. PA0249815 (Mining Permit No. 40A77SM12), PBS Coals, Inc., 1576 Stoystown Road, P. O. Box 260 Freidens, PA 15541, renewal of an NPDES permit for bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 147 acres. Receiving stream: Piney Run, classified for the following use: cold water fishery. This receiving stream is included in the Casselman River TMDL. Application received: January 16, 2015.

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

The treated wastewater outfall listed below discharge to Piney Run:

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

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

<i>Outfalls: 001</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

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

NPDES No. PA0615218 (Permit No. 10813005), Magnum Minerals, Inc. (Manor Oak One, Suite 200, 1910 Cochran Road, Pittsburgh, PA 15220) Renewal of an NPDES permit for a bituminous surface mine in Washington Township, **Butler County**, affecting 222.5 acres. Receiving streams: Unnamed tributary to Slippery Rock Creek, classified for the following uses: CWF. TMDL: None. Application received: December 10, 2014.

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

The outfall(s) listed below discharge to an unnamed tributary to Slippery Rock Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
Pond A	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			10.0
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 ¹				
Total Suspended Solids (mg/l)		35.0	70.0	90.0

¹ The parameter is applicable at all times.

The outfall(s) listed below discharge to an unnamed tributary to Slippery Rock Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
Pond D	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	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 ¹				
Total Suspended Solids (mg/l)		35.0	70.0	90.0

¹ The parameter is applicable at all times.

NPDES No. PA0259535 (Permit No. 16140106). Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) New NPDES permit for a bituminous surface mine in Limestone & Redbank Townships, **Clarion County**, affecting 133.0 acres. Receiving streams: Unnamed tributaries to Glade Run and unnamed tributaries to Town Run, both classified for the following uses: CWF. TMDL: Lower Clarion River & Town Run. Application received: December 23, 2014.

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

The outfall(s) listed below discharge to unnamed tributary No. 1 to Glade Run and unnamed tributary No. 4 to Town Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TA	Y
TC	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		1.8	3.6	4.5
Aluminum (mg/l)		0.75	1.5	1.9
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹ The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributary Nos. 1 & 3 to Glade Run, and unnamed tributary No. 4 to Town Run:

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

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

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

The outfall(s) listed below discharge to unnamed tributary No. 3 to Glade Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TB	Y

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		0.75	1.5	1.9
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹ The parameter is applicable at all times.

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

NPDES No. PA0219665 (Mining permit no. 17930125), Enercorp, Inc., 16866 Allport Cutoff, Morrisdale, PA 16858, renewal of an NPDES permit for coal surface mining in Morris Township, **Clearfield County**, affecting 72.7 acres. Receiving stream(s): Unnamed Tributary to Moshannon Creek classified for the following use(s): CWF. Moshannon Creek TMDL. Application received: August 13, 2014.

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

The outfall(s) listed below discharge to UNT to Moshannon Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001	N
002	N
003	N
004	Y
005	Y

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		0.5	0.5	0.5
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)				

¹ The parameter is applicable at all times.

Noncoal NPDES Draft Permits

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

NPDES No. PA0249611 (Mining Permit No. 32040301), Penn Run Quarry 2 Spruce Mine, 456 Weston Road Penn Run, PA 15765, renewal of an NPDES permit for sandstone mining in Cherryhill and Pine Townships, **Indiana County**, affecting 97.8 acres. Receiving streams: unnamed tributaries to Yellow Creek, classified for the following use: cold water fisheries. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: December 29, 2014.

The outfalls listed below discharge to two (2) unnamed tributaries to Yellow Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001 (Sediment Pond 1)	N
002 (Sediment Pond 2)	N
003 (Sediment Pond 3)	N
004 (Treatment Pond 1)	N
005 (Treatment Pond 2)	N

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

<i>Outfalls: 001—005 (All Weather Conditions) 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)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

Alternate discharge limitations and monitoring requirements for erosion and sedimentation control facilities during precipitation events are not applicable to this permit due to the requirements of the Kiski-Conemaugh TMDL.

NPDES No. PA0279340 (Mining Permit No. 31140301), U.S. Silica Company, 12942 Oriskany Road, Mapleton Depot, PA 17502 new NPDES permit for a sandstone quarry in Brady Township, **Huntingdon County**, affecting 55.9 acres. Receiving streams: unnamed tributaries to Mill Creek, classified for the following use: trout stocked fishery. Application received: December 1, 2014.

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

The treated wastewater outfall listed below discharges to unnamed tributary to Mill Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
003A	Y

The proposed effluent limits for the above listed outfall is as follows:

<i>Outfall: 003A Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater outfalls listed below discharge to unnamed tributaries to Mill Creek:

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

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

<i>Outfalls: 004A and 005A Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Settleable Solids (ml/l)			0.5
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

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

NPDES No. PA0259080 (Permit No. 10110303), Allegheny Mineral Corporation (P. O. Box 1022, Kittanning, PA 16201) Revision to an existing NPDES permit for a large industrial minerals surface mine in Washington Township, **Butler County**, affecting 309.0 acres. Receiving streams: Unnamed tributaries Nos. 1, 3 and 4 to South Branch Slippery Rock Creek, classified for the following uses: CWF. TMDL: None. Application received: January 7, 2015.

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

The outfall(s) listed below discharge to unnamed tributary No 3 to South Branch Slippery Rock Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TC	Y

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		1.8	3.6	4.5
Aluminum (mg/l)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹ The parameter is applicable at all times.

NPDES No. PA0258580 (Permit No. 43080302), White Rock Silica Sand Company, Inc. (331 Methodist Road, Greenville, PA 16125) Revision and renewal to an existing NPDES permit for a large industrial minerals surface mine in Hempfield Township, **Mercer County**, affecting 76.0 acres. Receiving streams: Unnamed tributaries to Shenango River, classified for the following uses: WWF. TMDL: None. Application received: December 22, 2014.

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

The outfall(s) listed below discharge to unnamed tributaries 1A & 1B to Shenango River:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TA	N
TB	N

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

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

¹ 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.

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southeast Region: Waterways and Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5900

E46-1115. Cheltenham Township, 8230 Old York Road, Elkins Park, PA 19027-1589, Cheltenham Township, **Montgomery County**, ACOE Philadelphia District.

To replace approximately 13,000 Linear Feet of an existing sewer line interceptor with all new branch contributing lines, and all new manholes, in and along

the 100-year floodway of Tookany Creek, utilizing 11 new stream crossings, 4 utility stream crossings, and a temporary 0.56 acre of wetland impact.

The sewer line will run from the corner of Forrest Avenue/Shoemaker Road, near Old York Road (RT 611), in Elkins Park and terminate at Tookany Creek Parkway/Central Avenue intersection near the Philadelphia City line (Frankford, PA USGS map, Lat. 40.0626; Long. -75.0978).

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

F40-016. Plymouth Township, 925 West Main Street, Plymouth, PA 18651, in Plymouth Township, **Luzerne County**, U.S. Army Corps of Engineers, Philadelphia District.

To demolish and remove structures located on the following sites in the floodplain of the Susquehanna River through the HMGP Acquisition Program. Sites will be restored to open space. The sites are located in the Plymouth Township, Luzerne County.

1. 2-4 West Poplar Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'21.48"; Longitude: -76°00'52.78")

2. 26 East Poplar Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'18.22"; Longitude: -76°00'48.41")

3. 33 East Poplar Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'17.85"; Longitude: -76°00'46.67")

4. 33 West Poplar Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'22.89"; Longitude: -76°00'57.02")

5. 34 East Poplar Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'17.25"; Longitude: -76°00'48.01")

6. 37 East Poplar Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'16.89"; Longitude: -76°00'46.19")

7. 47 East Poplar Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'15.51"; Longitude: -76°00'45.37")

8. 55 West Poplar Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'22.36"; Longitude: -76°01'01.60")

9. 56-58 East Poplar Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'14.37"; Longitude: -76°00'46.75")

10. 64 Allen Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'13.61"; Longitude: -76°00'50.98")

- 11. 64 West Poplar Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'21.51"; Longitude: -76°01'02.52")
- 12. 88 Allen Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'11.00"; Longitude: -76°00'47.10")
- 13. 92 Allen Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'10.70"; Longitude: -76°00'46.62")
- 14. 121 East Poplar Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'08.21"; Longitude: -76°00'39.90")
- 15. 314 Canal Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°13'00.09"; Longitude: -76°00'32.97")
- 16. 322 Canal Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°12'59.65"; Longitude: -76°00'31.04")
- 17. 324-324 1/2 Canal Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°12'59.48"; Longitude: -76°00'30.46")
- 18. 326 Canal Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°12'59.37"; Longitude: -76°00'29.98")
- 19. 330 Canal Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°12'59.06"; Longitude: -76°00'28.72")
- 20. 360 Canal Street, Nanticoke (Nanticoke, PA Quadrangle Latitude: 41°12'58.00"; Longitude: -76°00'24.92")
- 21. 800 Flats Road, Plymouth (Wilkes-Barre West, PA Quadrangle Latitude: 41°13'51.51"; Longitude: -75°57'33.47")
- 22. 1038 West Main Street, Nanticoke (Wilkes-Barre West, PA Quadrangle Latitude: 41°13'45.48"; Longitude: -75°58'14.42")
- 23. 1056 West Main Street, Nanticoke (Wilkes-Barre West, PA Quadrangle Latitude: 41°13'44.13"; Longitude: -75°58'17.33")
- 24. 1091 West Main Street, Nanticoke (Wilkes-Barre West, PA Quadrangle Latitude: 41°13'43.69"; Longitude: -75°58'19.95")
- 25. 1100 West Main Street, Nanticoke (Wilkes-Barre West, PA Quadrangle Latitude: 41°13'41.08"; Longitude: -75°58'21.69")

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

E05-380: South Woodbury Township, 125 North Road, New Enterprise, PA, 16664 in South Woodbury Township, **Bedford County**, U.S. Army Corps of Engineers Baltimore District

To install and maintain a 1.5 in. diameter wastewater lateral (Latitude: 40° 09' 24", Longitude: -78° 22' 58") crossing 20-linear feet of UNT to Beaver Creek (HQ-CWF) and 36-linear feet of wetlands (EV) and to abandon 20-linear feet of UNT to Beaver Creek (HQ-CWF) and 36-linear feet of wetlands. The project proposed to directly affect 0.002 ac of stream and 0.01 ac of wetlands.

Southwest District: Oil and Gas Management Program Manager 400 Waterfront Drive, Pittsburgh, PA, 15222

E63-07-009: Range Resources-Appalachia, LLC, 3000 Town Boulevard Canonsburg, PA 15317

Project Location—Mount Pleasant Township, **Washington County**, ACOE Pittsburgh District.

Range Resources-Appalachia, LLC is proposing to construct and maintain a well pad, access driveway and appurtenances associated with oil and gas exploration within the proposed project area. The proposed project is for the installation of 75-feet of two (2) 48-inch diameter culverts in a UNT to South Fork Cross Creek and a 60-foot 24-inch diameter bypass culvert along the bank of the UNT to South Fork Cross Creek. The project is located within the Midway USGS 7 1/2 Minute Quadrangle Map.

The project is a Joint Permit Application due to the proposed project not meeting the terms and conditions of the General Permit 07 (Minor Road Crossings). The project will result in 75 linear feet of permanent stream impact and 108 linear feet of temporary stream impact.

The attached table describes the total impact for the permanent and temporary impacts to UNT to South Fork Cross Creek and its associated floodway:

<i>Stream Crossings</i>	<i>Latitude/Longitude</i>	<i>Areas of Impact</i>	
UNT to South Fork Cross Creek (HQ) & associated floodway	40.2796805, -80.343838	Temporary:	12,722 ft ² (0.27 ac), 108 linear feet
		Permanent:	6,690 ft ² (0.15 ac), 75 linear feet

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

E56-333-A1. Conemaugh Township, 1120 Tire Hill Road, Johnstown, PA 15905; Stonycreek and Conemaugh Townships; **Cambria and Somerset Counties**; ACOE Pittsburgh District.

The applicant is proposing to amend Water Obstruction and Encroachment Permit No. E56-333, which authorized the construction and maintenance of two (2) channel deflectors, two (2) drop structures, approximately 695 feet of stone riprap streambank protection and an access ramp in and along the Stonycreek River (WWF) and to regrade the stream bed to create a recreational whitewater course, to:

1. dredge approximately 1,025' of the Stonycreek River, and to
2. construct and maintain a 3' X 12' X 35' concrete weir in this river,

for the purpose of improving Greenhouse Park and the functionality of the existing features, within the whitewater course. The project site is located along Greenhouse Park, a recreational area, at 100 Greenhouse Road, Johnstown, PA 15905, near its intersection with Tire Hill Road (SR 403), in Conemaugh Township, Somerset County and Stonycreek Township, Cambria County (USGS Quadrangle: Johnstown, PA; Latitude: 40° 16' 38.22"; Longitude: -78° 55' 17.06").

MB990563-0003, First Pennsylvania Resource, LLC. 90 Whiteman Road, West Finley Twp., PA 16950; Robinson Fork Mitigation Bank, in West Finley Township,

Washington County, ACOE Pittsburgh District (Clayville and Wind Ridge, PA Quadrangles N: 39°, 58', 27"; W: 80°, 29', 56").

To construct the Robinson Fork Mitigation Bank consisting of restoration, enhancement and conservation activities within approximately 552 acres of the Robinson Fork watershed. These activities would include activities affecting uplands, floodplains, stream channels and wetland areas of the Robinson Fork watershed; including the main stem of Robinson Fork, Beham Run tributary and numerous unnamed tributaries.

The project consists of the following activities: Wetland resources—enhancement of 2.7 acres, re-establishment of 55.9 acres, and rehabilitation of 1.5 acre. An additional 3.5 acres of existing wetlands will be protected under the overall site conservation easements. Riverine and floodplain resources—Reestablishment of 37,125 linear feet of the stream and floodplain, rehabilitation of 10,372 linear feet of the stream channel and floodplain, enhancement of 41,890 linear feet of stream channel and floodplain and 53,508 linear feet of stream channel and floodplain protected under the overall site conservation easements. Upland resources—513 acres will be protected under the overall site conservation easements. Some of the areas will involve vegetation habitat management, invasive plant species control and vegetative plantings. The project may provide compensatory mitigation credits through the applicant's existing permit MB9915-0001. This application is being jointly evaluated as a mitigation bank by the Army Corps of Engineers under the 2008 Mitigation Rule.

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

E5829-098: Lathrop Township, Regency Marcellus Gas Gathering, LLC; 101 West Third Street, Williamsport, PA 17701; Lathrop Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) an 8 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 2,666 square feet (0.06 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; Latitude: 41° 40' 23", Longitude: -75° 48' 09"),

2) an 8 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 3,257 square feet (0.07 acre) of a PSS wetland (Hop Bottom, PA Quadrangle; Latitude: 41° 40' 23", Longitude: -75° 48' 08"),

3) a temporary timber mat crossing impacting 419 square feet of floodway impacts to unnamed tributary to Horton Creek (Hop Bottom, PA Quadrangle; Latitude: 41° 40' 22", Longitude: -75° 48' 09"),

4) an 8 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 78 lineal feet of an unnamed tributary to Horton Creek (Hop Bottom, PA Quadrangle; Latitude: 41° 40' 23", Longitude: -75° 48' 09"),

The project consists of constructing approximately 0.31 mile of 8" steel natural gas gathering line located in Lathrop Township, Susquehanna County connecting the Phelps B. well pad to the Phelps to Polovitch pipeline. The project will result in 78 lineal feet of temporary stream impacts, 419 square feet of floodway only impacts, 2,666 square feet (0.06 acre) of temporary wetland impacts, and 3,257 square feet (0.07 acre) of permanent

wetland conversion for the purpose of providing safe and reliable conveyance of Marcellus Shale natural gas to market.

E5829-048 Amendment #2; Gibson Township, Williams Field Services Company, LLC; Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275; Gibson Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 16-inch natural gas pipeline and timber bridge crossing impacting 37 lineal feet of an unnamed tributary to Bell Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 46' 07" Lat., W -75° 37' 35" Long.),

2) a 16-inch natural gas pipeline and timber bridge crossing impacting 90 lineal feet of an unnamed tributary to Bell Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 46' 07" Lat., W -75° 37' 35" Long.),

3) a 16-inch natural gas pipeline and timber bridge crossing impacting 35 lineal feet of an unnamed tributary to Bell Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 46' 06" Lat., W -75° 37' 29" Long.),

4) a 16-inch natural gas pipeline and timber bridge crossing impacting 41 lineal feet of Bell Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 46' 06" Lat., W -75° 37' 27" Long.),

5) a 16-inch natural gas pipeline and timber bridge crossing impacting 101 lineal feet of an unnamed tributary to Bell Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 46' 06" Lat., W -75° 37' 24" Long.),

6) a 16-inch natural gas pipeline and timber mat impacting 32,234 square feet (0.74 acre) of a PSS wetland (Thompson, PA Quadrangle; N 41° 46' 06" Lat., W -75° 37' 31" Long.),

7) a 16-inch natural gas pipeline and timber bridge crossing impacting 51 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 46' 17" Lat., W -75° 36' 37" Long.),

8) a 16-inch natural gas pipeline and timber bridge crossing impacting 78 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 46' 50" Lat., W -75° 36' 00" Long.),

9) a 16-inch natural gas pipeline and timber bridge crossing impacting 108 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 46' 55" Lat., W -75° 35' 54" Long.),

10) a 16-inch natural gas pipeline and timber bridge crossing impacting 89 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 46' 58" Lat., W -75° 35' 57" Long.),

11) a 16-inch natural gas pipeline and timber bridge crossing impacting 81 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 47' 09" Lat., W -75° 35' 54" Long.),

12) a 16-inch natural gas pipeline and timber bridge crossing impacting 50 lineal feet of Tunkhannock Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 47' 41" Lat., W -75° 35' 11" Long.),

13) a 16-inch natural gas pipeline and timber bridge crossing impacting 81 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 47' 41" Lat., W -75° 35' 08" Long.),

14) a 16-inch natural gas pipeline and timber bridge crossing impacting 59 lineal feet of an unnamed tributary

to Tunkhannock Creek (CWF-MF) (Thompson, PA Quadrangle; N 41° 47' 41" Lat., W -75° 35' 06" Long.),

15) a 16-inch natural gas pipeline and timber mat crossing impacting 2,178 square feet (0.05 acre) of a PEM wetland (Thompson, PA Quadrangle; N 41° 46' 55" Lat., W -75° 35' 54" Long.),

16) a timber mat crossing impacting 871 square feet (0.02 acre) of a PEM wetland (Thompson, PA Quadrangle; N 41° 46' 59" Lat., W -75° 35' 58" Long.),

17) a 16-inch natural gas pipeline and timber mat crossing impacting 16,117 square feet (0.37 acre) of a PEM wetland (Thompson, PA Quadrangle; N 41° 47' 33" Lat., W -75° 35' 37" Long.),

18) a 16-inch natural gas pipeline and timber mat crossing impacting 871 square feet (0.02 acre) of a PEM wetland (Thompson, PA Quadrangle; N 41° 47' 41" Lat., W -75° 35' 11" Long.),

19) a 16-inch natural gas pipeline and timber mat crossing impacting 14,810 square feet (0.34 acre) of a PFO wetland (Thompson, PA Quadrangle; N 41° 47' 41" Lat., W -75° 35' 07" Long.),

20) a dry stone masonry wall impacting 180 square feet (<0.01 acre) of PSS wetland (Thompson, PA Quadrangle; N 41° 46' 06" Lat., W -75° 37' 22" Long.).

The project consists of constructing approximately 4.5 miles of 16" natural gas gathering line from the Reilly J. well pad routed to the Southwest to the Davis pipeline in Gibson Township, Susquehanna County. Amendment #2 has been submitted to modify the permit for impact #20 to include a stone masonry wall within a previously permitted wetland crossing. No other modifications or changes result from prior approvals, for this amendment. The project includes 833 lineal feet of stream impacts, 0.46 acre of temporary wetland impacts, and 0.81 acre of permanent wetland conversion impacts, all for the conveyance of Marcellus Shale natural gas to market.

E5829-100: Gibson Township, Williams Field Services Company, LLC; Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275; Gibson Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 10 inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 9,386 square feet (0.21 acre) of a PEM wetland (Clifford, PA Quadrangle; Latitude: 41° 44' 19", Longitude: -75° 36' 26"),

2) a 10 inch diameter steel natural gas gathering pipeline and temporary timber bridge crossing impacting

77 lineal feet of Bear Swamp Creek (CWF-MF) (Clifford, PA Quadrangle; Latitude: 41° 44' 19", Longitude: -75° 36' 26").

The project consists of constructing approximately 0.43 mile of 8" steel natural gas gathering line located in Gibson Township, Susquehanna County, connecting the Merritt Well Pad to the Gibson Compressor Station. The project will result in 77 lineal feet of temporary stream impacts and 9,386 square feet (0.21 acre) of temporary wetland impacts, for the purpose of providing safe reliable conveyance of Marcellus Shale natural gas to market.

ENVIRONMENTAL ASSESSMENTS

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

EA07-004: Blair County Conservation District, 1407 Blair Street, Hollidaysburg, PA 16648, Hollidaysburg Borough, **Blair County**, ACOE Baltimore District

The applicant proposes to construct and maintain restoration activities on 1.53 acre of Exceptional Value (EV) Palustrine Emergent (PEM) wetland consisting of (1) invasive species control and removal (2) excavation and removal of invasive species root systems (3) replacement of topsoil and grading (4) restoration of the wetland through filling of a constructed swale (5) and planting the wetland with native species. The wetland restoration activities described will be performed in and impact the 1.53 acre of EV PEM wetland all for the purpose of restoring and enhancing the existing wetlands on the site of the future Blair County Conservation District office. The project location is at the former of Bedford Street and State Route 36 (Hollidaysburg, PA Quadrangle Latitude: 40°25'13"N", Longitude: 78°23'33.1"W) in Hollidaysburg Borough, Blair County.

DAM SAFETY

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

D54-001. Lofty Reservoir, Kathleen Wufsus, Mahanoy Township Authority, 46 North Main Street, Mahanoy City, PA 17948. To modify, operate, and maintain Lofty Reservoir Dam across Messers Run (HQ-CWF), impacting 0.493 acre of wetlands (PFO) with no proposed impacts to the stream channel and providing a contribution to the Pennsylvania Wetland Replacement Fund as mitigation, for the purpose of raising the dam 4 feet using a concrete parapet wall and earthfill buttress, regrading the embankment, construction of a blanket and toe drain system, and clearing woody vegetation below the dam. (Delano, PA Quadrangle Latitude: 40° 52' 20", Longitude: -76° 02' 42") in Kline Township, **Schuylkill County**.

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PAS603504 IW—Stormwater	Buck Auto Sales and Salvage Co. 915 Lancaster Pike Quarryville, PA 17566	Lancaster County Providence Township	Conowingo Creek/7-K	Y
PA0031992 SEW	PA DCNR State Parks Bureau 15795 Greenwood Road Huntingdon, PA 16652-5831	Huntingdon County Jackson Township	East Branch Standing Stone Creek/11-B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0209686 (Sewage)	Tom Harris SFTF 9855 Curwensville-Tyrone Hwy Curwensville, PA 16833	Clearfield County Pike Township	Unnamed Tributary to Little Clearfield Creek (8-C)	Y
PA0228192 (Sewage)	Wallaceton Borough and Boggs Township Municipal Authority Sewer Treatment Facility 110 Blue Ball Road West Decatur, PA 16878	Clearfield County Boggs Township	Laurel Run (8-D)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0252476 (Sewage)	Shuppe Rentals Trailer Park STP SR 2010, Dillner, PA 15327	Greene County Dunkard Township	Unnamed Tributary to Dunkard Creek (19-G)	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0253847 (Sewage)	Wenatchee 17 26 Windhill Drive Greensburg, PA 15601	Somerset County Indian Lake Borough	Unnamed Tributary of Indian Creek (18-E)	Y
PA0254886	Barbara & Tom Mannion SRSTP 1986 Aleppo Road Wind Ridge, PA 15380-1324	Greene County Aleppo Township	Unnamed Tributary to South Fork Dunkard Fork (20-E)	Y
PA0216101	Kerry Beener SR STP 144 Berry Road Rockwood, PA 15557	Somerset County Milford Township	South Glade Creek (19-F)	Y
<i>Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481</i>				
<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0222607 (Sewage)	Lorraine Steele SFTF RR 1 Box 9613 Wilcox, PA 15870	Elk County Jones Township	East Branch Clarion River (17-A)	Y
PA0100013 (Sewage)	National Fuel Gas West Erie County Service Center 8170 Avonia Road Fairview, PA 16415	Erie County Fairview Township	Unnamed Tributary of Elk Creek (15-A)	Y
PA0239445 (Sewage)	Sugar Grove Area STP Dobson Road Sugar Grove, PA 16350	Warren County Sugar Grove Borough	Stillwater Creek (16-B)	Y
PA0101851 (Sewage)	Villa Maria Comm Center 228 Villa Drive Villa Maria, PA 16155	Lawrence County Pulaski Township	Unnamed Tributary to Coffee Run (20-B)	Y

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

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

NPDES Permit No. PA0060046 A-1, Sewage, SIC Code 4952, **Can Do Inc. WWTP**, One South Church Street, Hazleton, PA 18201.

This existing facility is located in Hazle Township, **Luzerne County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit amendment for an existing discharge of treated Sewage for UV disinfection and modification of interim compliance dates for permit limits for Chlorodibromomethane and Dichlorobromomethane.

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

NPDES Permit No. PA0096342, Sewage, **Fairchance-Georges Joint Municipal Sewage Authority**, 141 Big Six Road, Smithfield, PA 15478.

This existing facility is located in Georges Township, **Fayette County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing and proposed expanded discharge of treated sewage.

NPDES Permit No. PA0028801, Sewage, **Moon Township Municipal Authority**, 1700 Beaver Grade Road, Suite 200, Moon Township, PA 15108-3193.

This existing facility is located in Moon Township, **Allegheny County**.

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

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

PA0222836, Sewage, SIC Code 4952, 8800, **Wendy L Davis**, 106 Bend Road, New Wilmington, PA 16142-1806. Facility Name: Wendy L Davis SFTF.

This existing facility is located in Wilmington Township, **Mercer County**.

Description of Proposed Activity: A new NPDES permit for a new discharge of treated sewage from an existing facility.

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

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

WQM Permit No. 0688201 A-0, Industrial Waste, **Giorgio Foods Inc.**, PO Box 96, 1161 Park Road, Temple, PA 19560-0096.

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

Description of Proposed Action/Activity: Permit amendment approving the construction of industrial wastewater facilities consisting of multiple upgrades and improvements.

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

WQM Permit No. 0214408, SIC Code 4952, **Pittsburgh Water and Sewer Authority**, 1200 Penn Avenue, Pittsburgh, PA 15222.

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

Description of Proposed Action/Activity: Construction of sanitary sewer extension with manholes.

WQM Permit No. 3014401, Sewage, SIC Code 8800, **Tom & Barbara Mannion**, 1986 Aleppo Road, Wind Ridge, PA 15380-1324.

This proposed facility is located in Aleppo Township, **Greene County**.

Description of Proposed Action/Activity: The applicant has proposed to construct a single residence sewage treatment plant to replace a malfunctioning onlot system.

WQM Permit No. 0473211-T1, Amendment No. 1, Industrial Waste, SIC Code 4911, **FirstEnergy Nuclear Operating Company**, 76 S Main Street, Akron, OH 44308. This existing facility is located in Shippingport Borough, **Beaver County**.

Description of Proposed Action/Activity: Chemical injection and dechlorination upgrades to the Beaver Valley Power Station's river and service water circulating systems.

WQM Permit No. 5608403, Sewage, **Hohman Fred A**, 26 Windihill Drive, Greensburg, PA 15601.

This existing facility is located in Indian Lake Borough, **Somerset County**.

Description of Proposed Action/Activity: Transfer permit from G. Lynn Waugaman to Mr. Hohman.

WQM Permit No. 1114407, 1169401, Sewage, SIC Code 4952, **Johnstown Redevelopment Authority**, 4th Floor Public Sfty Bldg, Johnstown, PA 15901.

This existing facility is located in West Taylor Township, **Cambria County**.

Description of Proposed Action/Activity: Installation of a new Centrifuge sludge dewatering unit and control building to replace the existing Belt Filter Presses as the primary means of sludge dewatering. Existing Belt Filter presses will remain as backup facilities.

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

WQM Permit No. 1014403, Sewage, **PA DCNR**, P. O. Box 8551, Harrisburg, PA 17105-8451.

This existing facility is located in Muddycreek Township, **Butler County**.

Description of Proposed Action/Activity: New WWTP facilities to replace existing WWTP facilities at Moraine State Park.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025214001	Cellco Partnership d/b/a Verizon Wireless 4642 Jonestown Road, Suite 200 Harrisburg, PA 17109	Pike	Shohola Township	Twin Lakes Creek (HQ-CWF, MF)
PAI023907005R(2)	Jaindl Land Company c/o Mr. David M. Jaindl 3150 Coffeetown Road Orefield, PA 18069	Lehigh	Upper Macungie Township	Hassen Creek (HQ-CWF, MF); UNT to Hassen Creek (HQ-CWF, MF)
PAI023914015	Bethlehem Area School District c/o Mr. Mark Stein 250 E. Fairview Street Bethlehem, PA 18018-4138	Lehigh	City of Bethlehem	Monocacy Creek (HQ-CWF, MF)
PAI024014011	Hazleton City Authority 400 East Arthur Gardner Parkway Hazleton, PA 18201	Luzerne	Hazle Township Hazleton City	UNT to Hazle Creek (HQ-CWF, MF)
PAI024509005R	Monroe-Pike Land, LLC 507 Seven Bridge Road East Stroudsburg, PA 18301-9228	Monroe	Hamilton Township	McMichaels Creek (HQ-CWF, MF)

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<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024514013	Shawnee Development, Inc. 6277 Sea Harbor Drive Orlando, FL 32821	Monroe	Smithfield Township	Shawnee Creek (HQ-CWF, MF)
PAI023914019	Yen Family, L.P. 1728 Jonathan Street Suite 101 Allentown, PA 18104	Lehigh	Lower Macungie Township	Little Lehigh 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 & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033614005 Issued	Steve Long 1919 Furniss Road Drumore, PA 17518	Lancaster	Drumore Township	Wissler Run (HQ-WWF)
PAI033615001 Issued	Turkey Hill LP 257 Centerville Road Lancaster, PA 17603	Lancaster	Drumore Township	Fishing Creek (HQ-CWF, MF)
PAI0030714003 Issued	Roaring Spring Municipal Authority 616 Spang Street Roaring Spring, PA 16673	Blair	Taylor Township Freedom Township	Halter Creek (WWF, HQ-CWF) Frankstown Branch Juniata River (TSF)
PAI032114009 Issued	Carlisle Auto Industries, Inc. 1000 Bryn Mawr Road Carlisle, PA 17013	Cumberland	Carlisle Borough	LeTort Spring Run (HQ-CWF, MF)
PAI030613013 Issued	Benjamin Brubacher 67 Ledgerock Road Mohnton, PA 19540	Berks	Ruscombmanor Township	Furnace Creek (CWF, MF) EV Wetlands

VII. Approvals to Use NPDES and/or Other General Permits

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

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

*General Permit Type-PAG-02**Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915**Facility Location:*

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Franklin Township Carbon County	PAG02001309005(1)	Mr. Wayne Redline 860 Interchange Road Lehighton, PA 18235	Tar Run (CWF, MF)	Carbon County Conservation District 610-377-4894
Roaring Brook Township Lackawanna County	PAG02003515002	Landview Properties LLC 5 Manorsville Road Dallas, PA 18612	Roaring Brook (CWF, MF)	Lackawanna County Conservation District 570-392-3086
Butler Township Luzerne County	PAG02004014018	UGI Utilities, Inc. Scott Segraves 2121 City Line Road Bethlehem, PA 18017	Nescopek Creek (TSF, MF) UNT to Nescopeck Creek (TSF, MF) Little Nescopek Creek (CWF, MF)	Luzerne Conservation District 570-674-7991
Dorrance Township, Slocum Township, Conyngham Township	ESG00079140001	Transcontinental Gas Pipe Line Company Brent Simmons 2800 Post Oak Boulevard Level 17 Houston, TX 77056	UNT to Little Wapwallopen Creek (CWF, MF) Little Wapwallopen Creek (CWF, MF)	Luzerne Conservation District 570-674-7991
Allen Township Northampton County	PAG02004812017R	Impact Environmental Richard Parrish 170 Keyland Court Bohemia, NY 11716	Dry Run (CWF, MF)	Northampton County Conservation District 610-746-1971
Bethlehem Township Northampton County	PAG02004807006R	Ashley Development Corporation Louis Pektor 559 Main Street Bethlehem, PA 18018	UNT to Lehigh River (CWF, MF)	Northampton County Conservation District 610-746-1971

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

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Huntington Township Adams County	PAG02000114037 Issued	Bermudian Springs School District 7335 Carlisle Pike York Springs, PA 17372	North Branch Mud Run/ WWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325 717.334.0636
Hampden Township Cumberland County	PAG02002114046 Issued	Michael Pion 4242 Carlisle Pike Camp Hill, PA 17011	Sears Run/WWF	Cumberland County Conservation District 310 Allen Road, Suite 301 Carlisle, PA 17013 717-240-5359
North Middleton Township Cumberland County	PAG02002114045 Issued	James Hall 1071 Rockledge Drive Carlisle, PA 17015	UNT to Conodoguinet Creek/WWF	Cumberland County Conservation District 310 Allen Road, Suite 301 Carlisle, PA 17013 717-240-5359
Carlisle Borough Cumberland County	PAG02002114050 Issued	Penn Holding Group, LLC 410 South 22nd Street Lewisburg, PA 17837	Alexander Spring Creek/CWF, MF	Cumberland County Conservation District 310 Allen Road, Suite 301 Carlisle, PA 17013 717-240-5359

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Manheim Township Lancaster County	PAG02003614109 Issued	Manheim Township School District 450A Candlewyck Road Lancaster, PA 17601	Landis Run/WWF, MF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
Ephrata Township Lancaster County	PAG02003614117 Issued	Vernon Weaver 135 Bethany Road Ephrata, PA 17522	UNT Cocalico Creek/WWF, MF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
Millersville Borough Lancaster County	PAG02003615002 Issued	Student Services— G. Beers, CEO 21 South George Street Millersville, PA 17551	Conestoga River/WWF, MF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
West Earl Township Lancaster County	PAG02003615004 Issued	David S. Lapp 182 Cider Mill Road Ephrata, PA 17522	Conestoga River/WWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
Swatara Township Lebanon County	PAG02003814043 Issued	Dane A. Diangelis 646 Jonestown Road Jonestown, PA 17038	UNT to Elizabeth Run/WWF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717-272-3908, Ext. 4
<i>Northcentral Region: Waterways & Wetlands Program Manager; 208 West Third Street, Williamsport, PA 17701, 570.327.3636</i>				
<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Bradford County Herrick Twp	PAG02000814017	David Kailbourne Rev LNG LLC 1002 Empson Rd Ulysses, PA 16948	Rummerfield Creek WWF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd Ste E Towanda, PA 18848 (570) 265-5539, X 6
Centre County Harris Twp	PAG02001407009R(2)	Vince Romanini Wynwood House Personal Care Home 122 Wynwood Dr Centre Hall, PA 16828	UNT to Spring Creek CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817
Cranberry Township Butler County	PAG02001014032	United Refining Company of PA c/o Mr. Alvin M. Kolb PO Box 688 Warren, PA 16365	UNT Brush Creek WWF	Butler County Conservation District 724-284-5270
Jackson Township Butler County	PAG02001014034	Creative Real Estate Development Corporation c/o Mr. Don Rodgers 215 Executive Drive Suite 300 Cranberry, PA 16066	Connoquenessing Creek WWF & Scholars WWF	Butler County Conservation District 724-284-5270

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Harborcreek Township Erie County	PAG02002514032	Giant Eagle Inc 261 Kappa Drive Pittsburgh, PA 15328	UNT Four Mile Creek WWF; MF	Erie County Conservation District 814-825-6403
City of Hermitage Mercer County	PAG02004315001	Giant Eagle Inc 261 Kappa Drive Pittsburgh, PA 15328	Pine Hollow Run and Bobby Run WWF	Mercer County Conservation District 724-663-2242

General Permit Type—PAG-03

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Pottsville City Schuylkill County	PAR802222	United Parcel Service Inc. 1821 S 19th Street Harrisburg, PA 17104	Unnamed Tributary to Mill Creek CWF, MF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Scranton City Lackawanna County	PAR802223	United Parcel Service Inc. 1821 S 19th Street Harrisburg, PA 17104	Keyser Creek— 5-A/CWF & MF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Pittston Township Luzerne County	PAR802224	United Parcel Service Inc. 1821 S 19th Street Harrisburg, PA 17104	Mill Creek— 5-A/CWF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Williamsport City Lycoming County (Industrial Stormwater)	PAR704807	HRI Inc. 1750 West College Avenue State College, PA 16801	Daugherty Run— 10-A	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530
Wyalusing Township Bradford County	PAR204806	Arrow United Industries, Inc. PO Box 69 Wyalusing, PA 18853	Susquehanna River & Wyalusing Creek—4-D	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530
Aliquippa City Beaver County	PAG036122	Cronimet Corporation 1 Pilarsky Way Aliquippa, PA 15001	Ohio River and Logstown Run—20-G	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
Kittanning Borough Armstrong County	PAG036128	Paul Bradigan & Sons, Inc. 114 South Water Street Ext P O Box 995 Kittanning, PA 16201	Allegheny River—17-E	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

General Permit Type—PAG-4

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Philadelphia City Philadelphia County	PAG040198	Mendte Dawn E 151 E Bells Mill Road Philadelphia, PA 19118-2616	Wissahickon Creek—3-F	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Sadsbury Township Crawford County	PAG048451	Karen & Mark Temel 7786 US Highway 6 Conneaut Lake, PA 16316	Unnamed Tributary to Crooked Creek—20-A	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street, Meadville, PA 16335-3481 814.332.6942

General Permit Type—PAG-12

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Columbia Township Bradford County	PAG124849	Van Blarcom Farms 1301 Fulling Mill Road Suite 3000 Middletown, PA 17057	Unnamed Tributary to Wolfe Creek—4-C TSF	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530
Washington Township Snyder County	PAG124850	Garrett & Darren Moyer Swine & Dairy Farm 1200 Red Bank Road Middleburg, PA 17842	Unnamed Tributary to Susqueheca Creek—6-A/ CWF	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530

General Permit Type—MS4 PAG-13

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Aliquippa Storm Sewer System Beaver County	PAG136334	City of Aliquippa 160 Hopewell Avenue Aliquippa, PA 15001	Ohio River—20-G	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
McDonald Borough Storm Sewer System Washington County	PAG136235	McDonald Borough 151 School Street McDonald, PA 15057	Robb Run 20-F	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

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

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

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

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

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

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

<i>Agricultural Operation (Name and Address)</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units (AEUs)</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproval</i>
Harley Bange 15629 Trough Creek Valley Pike Huntingdon, PA 16652	Huntingdon	467.5 acres for manure application	610.69 AEU’s 1.31 AEU’s/ac	Swine	Not Applicable	Approved
Hickory Lane Farms 23 Clarks Run Road Blain, PA 17006	Perry	410	1,707.7	Swine	HQ	Approved
Phillip Reisinger 684 Green Valley Rd Landisburg, PA 17040	Perry	1,284.9	378	Poultry	NA	Approved

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

<i>Agricultural Operation (Name and Address)</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units (AEUs)</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproval</i>
Morning Dew Farms, LLC—Wendy Carpenter, 266 Piatt Road, Shunk, PA 17768	Sullivan	0	620.25	Swine Finisher	HQ	Approved

PUBLIC WATER SUPPLY PERMITS

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street,

PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board’s rules of practice and procedure may be obtained from the Board. The appeal form and the Board’s rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 4814508MA, Public Water Supply.

Applicant **PA American Water**
800 W. Hershey Park Drive
Hershey, PA 17033

[Borough or Township] Lower Mt. Bethel Township

County **Northampton**

Type of Facility PWS

Consulting Engineer Mr. Jeremy A. Nelson, PE
PA American Water
Scranton, PA 18505

Permit to Construct 1/15/2015
Issued

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

Permit No. 0614502 MA, Minor Amendment, Public Water Supply.

Applicant **Delaware Valley Christian Camp**

Municipality Earle Township

County **Berks**

Responsible Official Tom Scarella, General Manager
33 Camp Road
Douglasville, PA 19518

Type of Facility Public Water Supply

Consulting Engineer Daniel R. Hudson, P.E.
Evans Mill Environmental, Inc.
PO Box 735
Uwchland, PA 19480-0735

Application 2/10/2015
Withdrawn:

Description of Action Installation of nitrate treatment at the Retreat House. Retreat House connected to another source of drinking water instead of treating the existing source.

Permit No. 0614512 MA, Minor Amendment, Public Water Supply.

Applicant **Mohrsville Water Association**

Municipality Centre Township

County **Berks**

Responsible Official Colin C. Wenrich, Board Member/Operator
PO Box 1
217 Railroad Road
Mohrsville, PA 19541

Type of Facility Public Water Supply

Consulting Engineer Brian D. Boyer, P.E.
Boyer Engineering, LLC
1860 Weavertown Road
217 Railroad Road
Douglassville, PA 19518

Application 2/12/2015
Withdrawn:

Description of Action Carbon dioxide addition for pH adjustment.

Permit No. 3615501, Minor Amendment, Public Water Supply.

Applicant **Welsh Mountain Home, Inc.**

Municipality Sadsbury Township

County **Lancaster**

Responsible Official Larry L. Miller, Water System Operator
2021 Horseshoe Road
Lancaster, PA 17602

Type of Facility Public Water Supply

Consulting Engineer David T. Lewis, P.E.
Columbia Water Company
220 Locust Street
Columbia, PA 17512

Application Received: 2/9/2015

Description of Action Installation of new water treatment building with new Greensand filtration, sodium hypochlorite disinfection system, finished water storage tank and pump station.

Operation Permit No. 0614511 MA issued to: **Teen Challenge Center (PWS ID No. 3060064)**, Tulpehocken Township, **Berks County** on 2/10/2015 for facilities approved under Construction Permit No. 0614511 MA.

Transferred Comprehensive Operation Permit No. 7220038 issued to: **Borough of Middletown (PWS ID No. 7220038)**, Middletown Borough, **Dauphin County** on 2/12/2015. Action is for a Change in Ownership for the operation of facilities previously issued to Middletown Borough Authority.

Operation Permit No. 0614508 issued to: **The Caernarvon Township Authority (PWS ID No. 3060052)**, Caernarvon Township, **Berks County** on 2/12/2015 for facilities approved under Construction Permit No. 0614508.

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

Permit No. 1411501—Operation—Public Water Supply.

Applicant **Penns Cave, Inc.**

Township/Borough Gregg Township

County **Centre**

Responsible Official Mr. Russell Schleiden
Penns Cave, Inc.
222 Penns Cave Road
Centre Hall, PA 16828

Type of Facility Public Water Supply

Consulting Engineer N/A
 Permit Issued February 12, 2015
 Description of Action Operation of a duplicate 2 stage filtration system; including a 5 micron nominal cartridge filter (Harmsco HC90-5), a 1 micron absolute NSF Standard 53 certified cartridge filter (Harmsco PP HC170-1), sodium hypochlorite chemical feed system, and 85 LF of 24-inch diameter detention piping.

Permit No. 1714503—Construction—Public Water Supply.

Applicant **Brady Township—Troutville Borough Water Association, Inc.**
 Township/Borough Brady Township
 County **Clearfield**
 Responsible Official Lester G. Wachob, President
 Brady Township—Troutville Borough Water Association, Inc.
 3309 Shamokin Trail
 Luthersburg, PA 15848-4019
 Type of Facility Public Water Supply
 Consulting Engineer Charles R. Meier, P.E.
 Geotech Engineering, Inc.
 90 Beaver Drive
 Suite 120-D
 DuBois, PA 15801-4660
 Permit Issued February 17, 2015

Description of Action Construction of building additions to Luthersburg-Salem Water Treatment Plant and replacement of the deteriorating greensand iron and manganese filter tank for Beatty 4 Well water with a new, coated filter tank containing GreensandPlus™.

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

Permit No. 0214540MA, Minor Amendment. Public Water Supply.

Applicant **Borough of Blawnox**
 376 Freepoint Road
 Blawnox, PA 15238
 [Borough or Township] O'Hara Township
 County **Allegheny**
 Type of Facility Water system
 Consulting Engineer Senate Engineering Company
 U-PARC
 420 William Pitt Way
 Pittsburgh, PA 15238-1330
 Permit to Construct Issued February 10, 2015

Permit No., 3791502-MA3 (Construction) Public Water Supply

Applicant **Bessemer Borough**

Township or Borough Bessemer Borough
 County **Lawrence**
 Type of Facility Public Water Supply
 Consulting Engineer Thomas Thompson, P.E.
 Permit to Construct Issued February 13, 2015

Operation Permit issued to **Pithole Water Association, PWSID No. 6420031**, Keating Township, **McKean County**. Permit Number Emergency II issued February 13, 2015 for the operation of the new replacement well.

Operation Permit issued to **Country Estates MHP, PWSID No. 6114501**, Clinton Township, **Venango County**. Permit Number 6114501 issued February 13, 2015 for the operation of manganese greensand filtration system for removal of iron, manganese, aluminum; modify disinfection to meet 4-log treatment requirements of GWR. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on January 30, 2015.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Shippensburg Borough	111 North Fayette Street, Shippensburg, PA 17257	Cumberland

Plan Description: The approved plan (B1-21806-ACT) provides for modifications to the Borough's Wastewater Treatment Plant to increase the design flow to 4.95 MGD. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority, as appropriate.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Oliver Township	PO Box 126, Newport, PA 17074	Perry

Plan Description: The Request for Planning Exemption for Glenn Clouser, DEP Code No. A3-50920-077-3E, APS Id 863273, consisting of 2 new single family residential lots using Oliver Township Municipal Authority sewers, with treatment at the Newport Borough Municipal Authority wastewater treatment plant, is disapproved. The proposed development is located on Keystone Way in Oliver Township, Perry County. The plan is disapproved because the Department has determined that the Newport Borough Municipal Authority Wastewater Treatment

Plant is not in compliance with the Clean Streams Law and the rules and regulations thereunder as required by Chapter 71, Section 71.51(b)(2)(i).

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995
PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Bower HHO Release, 108 East Summit Street, Avis Borough, **Clinton County**. MEA, Inc., 1365 Ackermanville Road, Barger, PA 18013, on behalf of Paul Bower, 108 East Summit Street, Avis, PA 17721 submitted a Final Report concerning remediation of site soils contaminated with heating oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Fraleigh & Schilling, Inc., US Routes 11/15N, Chapman Township, **Snyder County**. Northridge Group, Inc., P. O. 231, Northumberland, PA 17857, on behalf of Fraleigh & Schilling, Inc., 1920 S. State Road 3, Rushville, IN

46173 submitted a Final Report concerning remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, and Methyl Tertiary Butyl Ether. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Renovo Industrial Park, 504 Erie Avenue, Renovo Borough, **Clinton County**. Letterle & Associates, LLC, 2022 Axemann Road, Suite 201, Bellefonte, PA 16823 on behalf of Clinton County Economic Partnership, 212 North Jay Street, Lock Haven, PA 17745 submitted a Remedial Investigation and Risk Assessment Report concerning remediation of site soils contaminated with Tetrachloroethylene (PCE) and groundwater contaminated with Tetrachloroethylene (PCE), Trichloroethylene (TCE), Vinyl Chloride. The report is intended to document remediation of the site to meet the Site-Specific Standard.

URAL Express, Inc., I-80 @ MM189E, Greene Township, **Clinton County**. Northridge Group, Inc., P. O. Box 231, Northumberland, PA 17857, on behalf of URAL Express, Inc., 318 West Half Day Road, Buffalo Grove, IL 60089 submitted a Final Report concerning remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl Tertiary Butyl Ether. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Diaz Manufacturing Company LLC, formerly Donald Dean and Sons Property, 747 Grow Avenue, Bridgewater Township, **Susquehanna County**. Dawn Washo, Resource Environmental, 36 Taylor Lane, Montrose, PA 18801, on behalf of Adam Diaz, Diaz Manufacturing, 747 Grow Avenue, Montrose, PA 18801, submitted a Final Report concerning remediation of site soils and groundwater contaminated with #2 Fuel Oil. The report is intended to document remediation of the site to meet the Site Specific & Statewide Health Standard.

Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Bakery Square 2.0 (Former Reizenstein Middle School), 129 Denniston Avenue, City of Pittsburgh, **Allegheny County**. American Geosciences, Inc., 3925 Reed Boulevard, Suite 400, Murrysville, PA 15668 on behalf of Walnut Capital Management, Inc., 5500 Walnut Street, Ste 300, Pittsburgh, PA 15232 has submitted a Remedial Investigation Report concerning the remediation of site soil contaminated with arsenic, and groundwater contaminated with tetrachlorethene and trichlorethene. The report is intended to document remediation of the site to meet the Site Specific Standard. Notice of the RIR was published in the *Tribune-Review* on January 30, 2015.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995
PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Bower HHO Release, 108 East Summit Street, Avis Borough, **Clinton County**. MEA, Inc., 1365 Ackermanville Road, Barger, PA 18013 on behalf of Paul Bower, 108 East Summit Street, Avis, PA 17721 submitted a Final Report concerning the remediation of site soils contaminated with heating oil. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on January 21, 2015.

Captain Moore Road Right of Way, Windham Township, **Bradford County**. Golder Associates, Incorporated, 209 N. Main Street, Suite 3, Horseheads, NY 14845, on behalf of Talisman Energy USA Inc., 337 Daniel Zenker Drive, Horseheads, NY 14845 submitted a Final Report concerning the remediation of site soils contaminated with diesel fuel. The Final Report demonstrated attain-

ment of the Statewide Health Standard, and was approved by the Department on November 12, 2014.

Fraleley & Schilling, Inc., US Routes 11/15N, Chapman Township, **Snyder County**. Northridge Group, Inc., P. O. 231, Northumberland, PA 17857, on behalf of Fraleley & Schilling, Inc., 1920 S. State Road 3, Rushville, IN 46173 submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, and Methyl Tertiary Butyl Ether. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on December 2, 2014.

Growmark FS, LLC Property, 200 Packer Avenue, Towanda Borough, **Bradford County**. Pennsylvania Technologies, Inc., 723 Main Street, Archbald, PA 18403, on behalf of Growmark FS, LLC, 308 NE Front Street, Milford, DE 19963, submitted a Remedial Investigation Report and Cleanup Plan concerning the remediation of site soils contaminated with Alachlor, and Atrazine. The Remedial Investigation Report and Cleanup Plan met the requirements of the Site-Specific Standard, and was approved by the Department on April 8, 2014.

Renovo Industrial Park, 504 Erie Avenue, Renovo Borough, **Clinton County**. Letterle & Associates, LLC, 2022 Axemann Road, Suite 201, Bellefonte, PA 16823 on behalf of Clinton County Economic Partnership, 212 North Jay Street, Lock Haven, PA 17745, submitted a Remedial Investigation and Risk Assessment Report concerning the remediation of site soils contaminated with Tetrachloroethylene (PCE) and groundwater contaminated with Tetrachloroethylene (PCE), Trichloro-ethylene (TCE), Vinyl Chloride. The report was approved by the Department on March 6, 2014.

URAL Express Inc., I-80 @ MM 189E, Greene Township, **Clinton County**. Northridge Group, Inc., P. O. Box 231, Northumberland, PA 17857, on behalf of URAL Express, Inc., 318 West Half Day Road, Buffalo Grove, IL 60089 submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl Tertiary Butyl Ether. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on November 21, 2014.

Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Former Neides Property (former P&LE- Pgh & Lake Erie RR- Neides Property) Harriet Street, McKees Rocks 15136, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Greenville Commercial Properties, L.P., 1 Atlantic Avenue, Pittsburgh, PA 15202 submitted a Combined Baseline Environmental and Risk Assessment Report concerning the remediation of site soil contaminated with benzo(a)pyrene, arsenic, chromium and lead; and site groundwater contaminated with arsenic. The Baseline Environmental Report and Risk Assessment Report was approved by the Department on February 9, 2015. In order to obtain cleanup liability protection, the person undertaking the reuse of a Special Industrial Area shall enter into an agreement with the Department, based on the approved Baseline Environmental Report which outlines cleanup liability of the property.

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

Marcho W & M Well Pad 1, 7486 State Route 2067, Gibson Township, **Susquehanna County**. Dawn Washo, Resource Environmental, 36 Taylor Lane, Montrose, PA 18801 on behalf of Cabot Oil & Gas, 5 Penn Center West, Suite 401, Pittsburgh, PA 15276, submitted a Final Report concerning the remediation of site soils contaminated with produced water. The Final Report demonstrated attainment of the Statewide Health and Back-ground standards, and was approved by the Department on February 11, 2015.

Warner Farm, 1461 Babcock Road, Dimock Township, **Susquehanna County**. Dawn Washo, Resource Environmental, 36 Taylor Lane, Montrose, PA 18801, on behalf of Allan Warner, 1641 Babcock Road, Dimock, PA 18816, submitted a Notice of Intent to Remediate and Final Report concerning remediation of site soils contaminated with benzene, naphthalene, toluene, ethylbenzene, cumene, MTBE, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene. The Report was approved by the Department on February 10, 2015.

Mayfield Elementary School Property, 510 Linden Street, Mayfield Borough, **Lackawanna County**, Martin Gilgallon, Pennsylvania Tectonics Inc., 723 Main St. Archbald, PA 18403, has submitted a Final Report on behalf of his client, Lakeland School District, 1355 Lakeland Drive, Scott Township, PA 18433, concerning the remediation of soil found to have been impacted by #2 fuel oil as a result of a faulty hose on a truck while product was transferred from an underground storage tank to a tanker truck during close activity of the UST. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on September 12, 2014.

555 Union Boulevard—buildings 4 & 5, 555 Union Blvd, City of Allentown, **Lehigh County**, William Ahlert, HDR Engineering Inc., has submitted a Notice of Intent to Remediate and a Final Report on behalf of his client Mr. Sam Brill, 555 Union Blvd LLP, concerning the remediation of soil due to the presence of VOC's and metal from historical operations at the site. The applicant proposes to remediate the site to meet the Statewide Health Standards for soil. The report documented attainment of the Statewide Health Standard for soil and was approved on September 11, 2014.

Kotran Property, 4715 Main Street, Whitehall, PA 18052, Whitehall Township, **Lehigh County**, Richard D. Trimpi, Trimpi Associates Inc., 1635 Old Plains Road, Pennsburg, PA 18073, has submitted a NIR, and Final Report on behalf of his client, Mr. Dan Kotran, 2463 Victoria Way, Coplay, PA 18037, concerning the remediation of soil as a result of a malfunctioning aboveground storage tank. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on September 11, 2014.

Easton Hospital, 250 South 21st Street, Wilson Borough, **Northampton County**, Dave Fife, Quad3 Group Inc., has submitted a Final Report on behalf of his client, Terri Martis, 250 South 21st Street, Easton, PA 18042 concerning the remediation of soil and groundwater due to an unknown quantity of fuel oil leaked from cracked

pipings into the soil from the 1,000 gallon AST (aboveground storage tank). The applicant proposes to remediate the site to meet the Statewide Health Standard for soil and groundwater. The report documented attainment of the Statewide Health Standard for soil and groundwater and was approved on September 9, 2014.

S. Slocum Well Pad 1, 1861 Slocum Road, Jackson Township, **Susquehanna County**, Dawn Washo, Resource Environmental, 36 Taylor Lane, Montrose, PA 18801 has submitted a Final Report, (on behalf of her client, Cabot Oil & Gas Corporation, 5 Penn Center West, Suite 401, Pittsburgh, PA 15276, concerning the remediation of 30-40 gallons of diesel fuel that was released to the soil when a tool punctured the saddle tank of a drill rig as containment was being removed. The report documented attainment of the Residential Statewide Health Standard for soils and was approved on September 10, 2014. The report was originally submitted within 90 days of the release.

Former Allentown Metal Works, 905 Harrison Street, Allentown, PA 18103, City of Allentown, **Lehigh County**, Scott Campbell, Earth Res Engineering and Science, has submitted a Baseline Remedial Investigation Report on behalf of his clients, Allentown Commercial and Industrial Development Authority, 905 Harrison Street, Allentown, PA 18103, concerning the remediation of soil due to historical and past uses at the site. The report was submitted in partial fulfillment of the Special industrial Area standard and was approved on September 8, 2014.

Fomer Tamaqua Junior High School, 234 High Street, Tamaqua, PA 18252, Tamaqua Borough, **Schuylkill County**, Alfred C. Guiseppe, SSM Group Inc., has submitted a Final Report on behalf of his clients, Lehigh Carbon Community College Foundation Inc., 4525 Education Park Drive, concerning the remediation of soil due to removal of an Underground Storage Tank. The applicant proposes to remediate the site to meet the Used-Aquifer Statewide Health Standard for soil. The report documented attainment of the Residential Statewide Health Standard for groundwater and was approved on September 4, 2014.

Poole Property, 2825 Rockway Road, Lake Township, **Wayne County**, Martin Gilgallon, Pennsylvania Tectonics Inc., 723 Main St. Archbald, PA 18403, has submitted a Final Report on behalf of his client, Mr. Charles and Mrs. Robin Poole, 427 Long Mountain Rd, New Milford, CT 06776, concerning the remediation of soil found to have been impacted by an unknown amount of #2 fuel oil from a aboveground storage tank being dropped as it was removed. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on September 9, 2014.

Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Former Edgewater Steel Property, 300 College Avenue, Borough of Oakmont, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Kacin Companies, Inc., 3875 Old William Penn Highway, Murrysville, PA 15668 submitted Final Report concerning the remediation of site soils and groundwater contaminated with volatile & semi-volatile organic compounds (VOC's & SVOC's), lead and heavy metals. The Final Report demonstrated attainment of the Site Specific standard for both soils and groundwater and was approved by the Department on February 11, 2015.

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

Geibel 1H/2H/3H/4H/5H Well Site, 549 Keck Road, Summit Township, **Butler County**. Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205, on behalf of XTO Energy, Inc. 520 Keystone Drive, Warrendale, PA 15086, submitted a Final Report concerning the remediation of site soil contaminated with Benzyl Chloride and Ethylene Glycol. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 6, 2014.

Parcel 25-04-20-06, 450 feet Northeast of the northernmost end of Mitchell Avenue, Cornplanter Township, **Venango County**. URS Corporation, 12420 Milestone Center Drive, Germantown, MD 20876, on behalf of Shell Oil Products, US, 17 Junction Drive, PMB #399, Glenn Carbon, IL 62034, submitted a Final Report concerning the remediation of site soil contaminated with Acenaphthene, Acenaphthylene, Anthracene, Benzene, Benzo[a]anthracene, Benzo[a]pyrene, Benzo[b]fluoranthene, Benzo[g,h,i]perylene, Benzo[k]fluoranthene, Benzoic Acid, Bis[2-ethylhexyl]phthalate, Butylbenzene, N-butylbenzene, Sec-butylbenzene, Carbazole, Chrysene, o-cresol, 3 & 4-methylphenol, Cumene, Cyclohexane, Dibenz[a,h]anthracene, Dibenzofuran, 2,4-dimethylphenol, Dimethyl Phthalate, Ethyl Benzene, Fluoranthene, Fluorene, Ideno[1,2,3-cd]pyrene, p-isopropyltoluene, 2-methylnaphthalene, Naphthalene, Phenanthrene, Phenol, N-propylbenzene, Pyrene, Toluene, 1,3,4-trimethylbenzene, o-xylene, m,p-xylene, Xylenes, Arsenic, Barium & Compounds, Cadmium, Chromium, Lead, Mercury, and Silver. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on February 4, 2015.

Metal Powder Products, 150 Ford Road, City of Saint Marys, **Elk County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Metal Powder Products, LLC, 16855 Southpark Drive, Suite 100, Westfield, IN 46074, submitted a Remedial Investigation Report and Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with volatile organic compounds, primarily trichloroethene. The Reports were approved by the Department on February 4, 2015.

Salem Tube, 951 Fourth Street, Pymatuning Township, **Mercer County**. Groundwater Sciences Corporation, 2601 Market Place Street, Harrisburg, PA 17110, on behalf of Salem Tube, Inc., 951 Fourth Street, Greenville, PA 16125, submitted a Cleanup Plan concerning the remediation of site groundwater contaminated with trichloroethylene (TCE) and its degradation products, as well as, other incidental volatile organic compounds (VOCs). The Report was disapproved by the Department on February 9, 2015.

Southeast Regional Office: Regional Manager, Environmental Cleanup and Brownfields, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5960. Charline Bass 484-250-5787

Girard Medical Center, 8th Street and Girard Avenue, City of Philadelphia, **Philadelphia County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of George Walmsley, Girard Medical Center, 8th Street and Girard Avenue, Philadelphia, PA 19122 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with no. 2 fuel oil. The Final report did not

demonstrate attainment of the Statewide Health Standard and was disapproved by the Department on January 15, 2015. PF619292

Brandywine Lehigh Transportation, Springfield Township, **Bucks County**. Andrew Markoski, Patriot Environmental Management, LLC, 21 Unionville road, P. O. Box 629, Douglassville, PA 19518, James Turner, James A. Turner, Inc., 3469 Bethlehem Pike, Soudertown, PA 18964 on behalf of Sherry L. Thompson, Liberty Home Development Corporation LTD, 347 New Street, Suite 220, Quakertown, PA 18951 has submitted a 90 day Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The 90 day Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 18, 2014. PF781675

Turksma Residence, 105 Valley Lane, Lower Providence Township, **Montgomery County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 Est Mermaid Lane, Glenside, PA 19038, Anthony Turksma, 105 Valley Lane, Norristown, PA 19403 on behalf of Linda Hampton, Valley Forge Group, LP., 1311 Catfish Lane, Norristown, PA 19403 has submitted a 90 day Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The 90 day Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 4, 2014. PF779738

Snyder Giroti Elementary School Bristol School District, 450 Beaver Street, Bristol Borough, **Bucks County**. Richard S. Werner, P.G., Environmental Consulting, Inc., 2002 Renaissance Boulevard, Suite 110, King of Prussia, PA 19406, Charles Groff, Bristol Borough of School District, 1776 Farragut Avenue, Bristol, PA 19007 on behalf of Robert White, Redevelopment Authority of the County of Bucks, 1 North Wilson Avenue, Suite 1, Bristol, PA 19007 has submitted a Final Report concerning the remediation of site soil contaminated with lead, arsenic and benzo. The Final report demonstrated attainment of the Site Specific Standard and was approved by the Department on November 5, 2014. PF762338

Pfizer Great Valley and Information Tech Center, 31 Morehall Road, East Whiteland Township, **Chester County**. Elizabeth Bongard, Golder Associates, Inc., 555 North Lane, Suite 6057, Conshohocken, PA 19428, Matt Basso, Pfizer Inc., 100 Route 206N Peapack, NJ 07977 on behalf of Michael A. Bray, Horatio Realty Trust (c/o The Vanguard Group, Inc., P. O. Box 2600, Valley Forge, PA 19482-2600 has submitted a Final Report concerning the remediation of site soil contaminated with chlorinated solvents. The Final report did not demonstrate attainment of the Site Specific Standard and was disapproved by the Department on January 15, 2015. PF748303

Country Fresh Mushrooms, 8990 Gap-Newport Pike, New Garden Township, **Chester County**. Tripp Fischer, P.G. Brownfield Science & Technology, Inc., 3157 Limestone Road, Cochranville, PA 19330 on behalf of Ed Leo, Country Fresh Mushroom Company, 289 Chamber Road, Toughkenamon, PA 19374 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with pce. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 19, 2014. PF773548

Bartram's Trail-A, 1627-35 South 49th Street, City of Philadelphia, **Philadelphia County**. Christopher Dougherty, Philadelphia parks and Recreation, One Parkway

Building, 1515 Arch Street, 10th Floor, Philadelphia, PA 19102, Jennifer L. Gresh, P.G., Duffield Associates, Inc., 211 North 13th Street, Philadelphia, PA 19107 on behalf of Monica Trudeau, Philadelphia Authority for Industrial Development, 2600 Centre Square West, 1500 Market Street, Philadelphia, PA 19102 has submitted a Remedial Investigation and Risk Assessment Report concerning the remediation of site soil contaminated with other organics. The Remedial Investigation and Risk Assessment was approved by the Department on April 15, 2014. PF772459

G. E. Static Power Static Site, 512-520 Pusey Avenue, Collingdale Borough, **Delaware County**. Ed Kolodziej, General Electrical Company, 640 Freedom Business Center, King of Prussia, PA 19406 on behalf of Brian Zubatvch, 217 Realty LLC, 2320 Haverford Road, Suite 200, Ardmore, PA 19003 has submitted a Remedial Investigation and Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with voc's. The Remedial Investigation Risk Assessment Report was approved by the Department March 26, 2014. PF702666

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage or Disposal Facility.

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

PAD981737109. Safety-Kleen Systems, Inc., 600 Stewart Road, Wilkes-Barre, PA 18706. A permit renewal for the continued operation of this hazardous waste storage facility located in Hanover Township, **Luzerne County**. Permit issued on February 5, 2015.

Persons interested in reviewing the permit may contact Roger Bellas, Regional Waste Management Program Manager, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

Permits issued, suspended, expired, denied, revoked, reinstated or returned under the Solid Waste Management Act of July 7, 1980 (P. L. 380, No. 97) (35 P. S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage or Disposal Facility.

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

PAD 010154045; Envirite of PA, Inc., 730 Vogelsong Road, York, PA 17404-1725 A Class 2 Permit Modification for RCRA Part B Permit Number PAD 010154045 for Envirite of Pennsylvania, Inc. located at 730 Vogelsong Road, York, PA 17404 in York City, **York County** has been issued authorizing the addition of three flammable storage cabinets to the facility, conversion of some of the residual storage area to hazardous storage within the permitted boundary, and upgrades to the fire/emergency alarm system. This Class 2 Hazardous Waste Permit Modification was issued on February 11, 2015.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 101226. Savoy's Transfer Station, 52 Concord Road, Aston, PA 19014-2902. This application is for the 10-year permit renewal of the solid waste permit No. 101226 to continue operation at the Savoy C&D Transfer Station Facility, a construction/demolition waste processing and transfer facility located in Chester Township, **Delaware County**. The permit was issued by the Southeast Regional Office on September 12, 2014.

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

Permit No. 400694. Med-Flex, Inc., Ford Road and Frost Road, Bristol, PA 19007. This application is to construct and operate a new medical waste transfer and processing facility located at the intersection of Frost and Ford Roads within the Keystone Industrial Park in Bristol Township, **Bucks County**. The permit was issued by the Southeast Regional Office on September 16, 2014.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

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

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-5226

GP1-65-00163A: Pennsylvania Dept. of Welfare (P. O. Box 111, Torrance, PA 15779) on February 9, 2015, to authorize the construction of one (1) natural gas/No. 2 fuel oil fired boiler rated at 26.72 MMBtu/hr, at the Torrance State Hospital located in Derry Township, **Westmoreland County**.

GP5-26-00546B: Laurel Mountain Midstream Operating, LLC (Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275) on February 12, 2015, to authorize to continue operation of previously installed sources which include two (2) Caterpillar G3516TALC engines each rated at 1,340 bhp and three (3) storage tanks of various capacities at their Prah Compressor Station located in German Township, **Fayette County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

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

34-05001D: AC Products, Inc. (12393 William Penn Highway, Thompsettown, PA 17094) on February 9, 2015, for modification of the wood cabinet surface coating operation in Delaware Township, **Juniata County**. The plan approval was extended.

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

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

60-00017A: New Enterprise Stone & Lime Co., Inc. d/b/a/ Eastern Industries, Inc. (4011 Camp Meeting Road, Center Valley, PA 18034) on February 9, 2015 to extend the authorization to operate a drum mix asphalt concrete plan at their facility located in Buffalo Township, **Union County** on a temporary basis to August 7, 2015. The plan approval has been extended.

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

Contact: Mark R. Gorog, P.E., Environmental Engineer Manager—Telephone: 412-442-4150

63-00979A: Liquidmetal Coatings, LLC (50 Technology Drive, California, PA 15423) on February 11, 2015, to grant 180 days plan approval extension for processing SOOP application by the Department for their liquid metal coating operations at their facility located in California Borough, **Washington County**.

04-00084C: Anchor Hocking, LLC (400 Ninth Street, Monaca, PA 15061) on February 9, 2015, to allow continued temporary operation at the Monaca Plant located in Monaca Borough, **Beaver County**. This Plan Approval authorizes an increase in the glass furnace production rate. The new expiration date is August 20, 2015.

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

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

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

31-05021: PA Department of Corrections, Huntingdon SCI (1100 Pike Street, Huntingdon, PA 16654-1112) on February 10, 2015, for the boilers and generators at the Huntingdon State Correctional Institution in Smithfield Township, **Huntingdon County**.

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

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

41-00082: PPL Renewable Energy LLC (2 North Ninth Street Allentown, PA 18101), on January 30, 2015, for operation of their landfill gas to energy facility located at the Lycoming County Landfill in Brady Township, **Lycoming County**. The Title V operating permit contains all requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State regulations.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

24-00083: Mersen USA St Marys (215 Stackpole Street, St Marys, PA 15857-1401). On February 12, 2015 issued an administrative amendment to the Title V Operating Permit to change the responsible official from Noah Nicholson to John Eckert, EHS Manager for the facility located in St Marys City, **Elk County**.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

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

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

40-00043: Crestwood Membranes, Inc. (755 Oakhill Road, Crestwood Industrial Park, Mountaintop, PA 18707) issued on February 13, 2015, for the operation of a plastics manufacturing facility in Wright Township, **Luzerne County**. The sources consist of boilers, calenders, laminator, and a rotogravure press. The calenders and laminators emissions are controlled by inertial separators and the press is controlled by a regenerative thermal oxidizer (RTO). This is a renewal of a State-Only Operating Permit. The State-Only operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

54-00066: Silberline Manufacturing, Co., Inc., Tidewood Plant (130 Lincoln Drive, Tamaqua, PA 18252) on February 17, 2015 for manufacturing of primary metal products located in Rush Township, **Schuylkill County**. The primary sources consist of a vacuum metalize pigment process and a silvet pigment process. The control device is a regenerative catalytic oxidizer. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. This is a renewal State-Only Synthetic Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

07-03062: Sunoco Pipeline, LP (525 Fritztown Road, Sinking Spring, PA 19608) on February 6, 2015, for the Hollidaysburg natural gas liquids pump station located in Allegheny Township, **Blair County**.

31-03035: Sunoco Pipeline, LP (525 Fritztown Road, Sinking Spring, PA 19608) on February 6, 2015, for the Markelsburg natural gas liquids pump station located in Penn Township, **Huntingdon County**.

21-03108: Sunoco Pipeline, LP (525 Fritztown Road, Sinking Spring, PA 19608) on February 6, 2015, for the Plainfield natural gas liquids pump station located in Lower Frankford Township, **Cumberland County**.

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

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

59-00028: SWEPI LP (2100 Georgetown Drive, Suite 400, Sewickley, PA 15143) on February 10, 2015, was issued a state only operating permit for their State 815 Well Site located in Elk Township, **Tioga County**. The facility's sources include one 384 bhp 2-stroke lean-burn natural gas-fired compressor engine, one 2.0 MMBtu natural gas-fired line heater, one 20.0 MMscf/day glycol dehydrator associated with a 0.50 MMBtu/hr reboiler, and two 42,000 gallon produced water storage tanks. The state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

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

65-01026: BenBilt Building Systems, LP (123 BenBilt Place, Greensburg, PA 15601) on February 10, 2015, the Department issued a State Only Operating Permit for the manufacturing and surface coating of residential exterior doors facility located in Unity Township, **Westmoreland County**. BenBilt operates four spray booths, drying oven, natural gas-fired heating units and woodworking machines. Emissions are controlled through the use of air assisted spray guns, dry filter units, and a duct collection unit. This facility has the potential to emit 25.1 tpy VOC, 3.5 tpy NO_x, 2.96 tpy CO, and less than one ton for all other criteria pollutants. This facility is subject to the applicable requirements of Pa. Code, Chapters 121 through 145.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636

33-00132: Matson Lumber Company—Brookville Plant (132 Main Street, Brookville, PA 15825-1213), on February 11, 2015 the Department issued a renewal of the State Only Operating Permit for the sawmill located in Brookville Boro, **Jefferson County**. The facility is a Natural Minor. The primary sources at the facility include a 20.6 mmbtu/hr wood fired boiler controlled by a multiclone, two natural gas boilers for backup to the wood fired boiler, miscellaneous woodworking and wood silo controlled by a cyclone, ten wood drying kilns, and a parts washer. The wood fired boiler is subject to 40 CFR 63 Subpart JJJJJJ—NESHAPs for Industrial, Commercial, and Institutional Boilers at an Area Source of HAPs. The boiler is subject to the work practice requirements of a tune-up and energy assessment. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. The emissions from the facility are less than major source thresholds.

37-00280: Three Rivers Aggregates, LLC, (225 North Shore Drive, Pittsburgh, PA 15212), on February 5, 2015, renewed a State Only Operating Permit for the McCandless Plant located in Plain Grove Township, **Lawrence County**. The primary sources at the facility are a sand and gravel processing plant and a parts washer. The facility is a Natural Minor. Potential emissions are less than the Title V thresholds. The plant is subject to 40 CFR Part 60 Subpart OOO, the Standards of Performance for Nonmetallic Mineral Processing Plants. It is also subject to the conditions of the previously issued general

plan approval, GP-3. The permit contains emission restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636

25-00279: Associated Spring Barnes Group (226 South Center Street, Corry, PA 16407-1935) on February 10, 2015 issued an administrative amendment to the State Only Operating Permit for the facility located in Corry City, **Erie County**. The amendment incorporates the change of responsible official and permit contact.

25-00996: Advanced Finishing USA Inc. (7401 Klier Drive, Fairview Business Park, Fairview, PA 16415-2462) on February 5, 2015 issued an administrative amendment to the State Only Operating Permit for the facility located in Fairview Township, **Erie County**. The amendment incorporates the applicable requirements of plan approval 25-996C.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

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

Contact: Mark R. Gorog, P.E., Environmental Engineer Manager—Telephone: 412-442-4150

04-00227: IPSCO Koppel Tubulars, LLC (PO Box 410, Ambridge, PA 15003) Per 25 Pa. Code § 127.449(i), this notice is for the following de minimis emission increase at the IPSCO Koppel Tubulars, LLC Ambridge Plant located in Harmony Township, **Beaver County**: replacement of the automatic pipe stencil system. The list of de minimis increases for this facility includes only this project.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).

Coal Permits Issued

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

Permit No. 56130102 and NPDES No. PA0269336. Berwind Coal Sales Co., 509 15th St., Windber, PA 15963, commencement, operation and restoration of a bituminous surface mine in Shade Township, **Somerset County**, affecting 375.3 acres. Receiving streams: unnamed tributary to/and Miller Run, unnamed tributary to Dark Shade Creek, classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 26, 2013. Permit issued: February 4, 2015.

The permit includes a stream encroachment to conduct mining activities within 100 feet of unnamed tributary C to Miller Run and to reconstruct approximately 1,200 feet of unnamed tributary C that has been affected by abandoned surface mining activities. Mining activities will also impact 0.7 acre of wetlands in the Phase IV mining area. Wetland impacts will be mitigated onsite.

Permit No. 32130107 and NPDES No. PA0269379. Amerikohl Mining Inc., 202 Sunset Drive, Butler, PA 16001, commencement, operation and restoration of a bituminous surface mine in Montgomery Township, **Indiana County**, affecting 49.3 acres. Receiving streams: unnamed tributaries to South Branch Cush Creek classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 24, 2013. Permit issued: February 4, 2015.

Permit No. 11040102 and NPDES No. PA0249688. E.P. Bender Coal Co., Inc., P. O. Box 594, Main and Lehmer Streets, Carrolltown, PA 15722, permit renewal for reclamation only of a bituminous surface and auger mine in Chest and White, Chest and Beccaria Townships, **Cambria and Clearfield Counties**, affecting 136.0 acres. Receiving streams: unnamed tributaries to/and South Witmer Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 30, 2014. Permit issued: February 9, 2015.

Permit No. 56890111 and NPDES No. PA0598577. Heritage Coal & Natural Resources, LLC, 208 W. Mud Pike, Rockwood, PA 15557, permit renewal for reclamation only of a bituminous surface mine in Elk Lick Township, **Somerset County** affecting 66.3 acres. Receiving streams: unnamed tributaries to/and Tub Mill Run and unnamed tributaries to/and Casselman River, classified for the following uses: cold water fishery and warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: November 25, 2014. Permit issued: February 9, 2015.

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

17880126 and NPDES PA0116599. Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830). Permit renewal for reclamation only of a bituminous surface mine and auger located in Lawrence Township, **Clearfield County** affecting 295.4 acres. Receiving stream(s): Unnamed Tributaries to West Branch Susquehanna River classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: October 20, 2014. Permit issued: February 5, 2015.

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

Permit No. 54040102R2. Neumeister Coal Company, (28 Frank Lane, Ashland, PA 17921), renewal of an existing anthracite surface mine and refuse disposal operation in Foster and Reilly Townships, **Schuylkill County** affecting 23.68 acres, receiving stream: Swatara Creek. Application received: March 18, 2014. Renewal issued: February 12, 2015.

Permit No. 54040102GP104. Neumeister Coal Company, (28 Frank Lane, Ashland, PA 17921), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54040102 in Foster and Reilly Townships, **Schuylkill County**, receiving stream: Swatara Creek. Application received: September 5, 2014. Permit issued: February 12, 2015.

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

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

10154001. SIPPEL Development Company, Inc. (174 Tomlinson Drive, Zelenople, PA 16063) Blasting activity permit for construction blasting for Fed Ex Site Development in Jackson Township, **Butler County**. This blasting activity permit expires June 1, 2015. Permit Issued: February 9, 2015.

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

41154002. Geokinetics (11 Grandview Circle, Suite 111, Canonsburg, PA 15317). Blasting for seismic exploration in Eldred, Hepburn, and Loyalsock Townships, **Lycoming County** with expiration date of March 1, 2016. Permit issued: February 10, 2015.

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

Permit No. 66154101. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Hayduk Enterprises site development in Lemon Township, **Wyoming County** with an expiration date of April 30, 2016. Permit issued: February 9, 2015.

Permit No. 22154101. Douglas Explosives, Inc., (PO Box 77, Philipsburg, PA 16866), construction blasting for Shadebrook Development in Lower Paxton Township, **Dauphin County** with an expiration date of February 1, 2016. Permit issued: February 10, 2015.

Permit No. 36154103. J Roy's, Inc., (P. O. Box 125, Bowmansville, PA 17507), construction blasting for Sports & Turf Resource in Ephrata Township, **Lancaster County** with an expiration date of February 10, 2016. Permit issued: February 10, 2015.

Permit No. 36154104. Maine Drilling & Blasting, Inc., (P. O. Box 1140, Gardiner, ME 04345), construction blasting for 4 Aspen Court in Manor Township, **Lancaster County** with an expiration date of February 9, 2016. Permit issued: February 10, 2015.

Permit No. 67154102. Abel Construction Co., Inc., (PO Box 476, Mountville, PA 17554), construction blasting

for Reservoir Heights in West Manheim Township, **York County** with an expiration date of February 29, 2016. Permit issued: February 10, 2015.

Permit No. 09154102. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for High Grove Manor in Warrington Township, **Bucks County** with an expiration date of February 5, 2016. Permit issued: February 13, 2015.

Permit No. 09154103. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Perkasio Woods in Perkasio Borough, **Bucks County** with an expiration date of February 5, 2016. Permit issued: February 13, 2015.

Permit No. 39154101. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Cedar Point West Wawa in South Whitehall Township, **Lehigh County** with an expiration date of February 5, 2016. Permit issued: February 13, 2015.

Permit No. 58154103. John H. Brainard, (3978 SR 2073, Kingsley, PA 18826), construction blasting for a single dwelling in Gibson Township, **Susquehanna County** with an expiration date of December 31, 205. Permit issued: February 13, 2015.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free

pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southeast Region: Waterway and Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5900.

E23-508. DELCORA, 100 E. Fifth Street, Chester, PA 19013, Edgemont Township, **Delaware County**, ACOE Philadelphia District.

To construct and maintain a new sanitary sewer line/expansion known as Phase 1, crossing Crum Creek and its tributaries including Springton Reservoir at seven different locations, utilizing open cut and directional drillings.

The site is located near the intersection of Gradyville and Providence Roads (Media, PA USGS Map; L at: 399172; Long; -75.4551).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

E51-265-City of Philadelphia, Division of Aviation, Philadelphia City and Tincum Townships; **Philadelphia and Delaware Counties**. ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities within the floodplain of the Delaware River (WWF-MF) associated the Project 3 Capacity Enchantment Project (CEP) Installation of Runway 9R replacement localizer:

1) To place approximately 5,500 cubic yards of fill within the floodway of the stream to facilitate the construction of an embankment to support the proposed localizer array.

The project site is located approximately 450 feet Southeast of Taxiway SA on the Philadelphia International Airport in Tincum Township, Delaware County (Woodbury NJ-PA USGS Quadrangle, Longitude 75° 13' 48" Latitude 39° 52' 11").

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

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

E36-936: West Cocalico Township, PO Box 244, Reinholds, PA 17569 in West Cocalico Township, **Lancaster County**, U.S. Army Corps of Engineers, Baltimore District

To place and maintain fill in an existing 0.44 acre pond at the Bent Creek Country Club. The pond is located between the golf course hole numbers 10 and 18. (Latitude: 40° 07' 7.8"; Longitude: -76° 20' 49.7") in Manheim

Township, Lancaster County. No wetlands will be impacted by this activity. The permit was issued January 22, 2015.

E67-898: York Township, 190 Oak Road, Dallastown, PA 17313 in York Township, **York County**, U.S. Army Corps of Engineers, Baltimore District

To: 1) relocate and maintain 600 feet of Mill Creek; 2) install and maintain six double-throated cross rock vanes, three cross rock vanes, eight J-hook vanes and a riffle grade control structure all in Mill Creek (WWF, MF) and 3) excavate and maintain a 0.73 acre wetland along the floodway of Mill Creek (WWF, MF) all for the purpose of improving fish habitat and stabilizing the stream. The project site runs parallel to Camp Betty Washington Road and is located at the southeast corner of the intersection of Camp Betty Washington Road and Chestnut Hill Road (York, PA Quadrangle, Latitude: 39°56'40", Longitude: 76°39'39") in York Township, York County. The permit was issued January 22, 2015.

E36-935: Bent Tree Country Club, 620 Bent Creek Drive, Lititz, PA 17543 in Manheim Township, **Lancaster County**, U.S. Army Corps of Engineers, Baltimore District

To place and maintain fill in an existing 0.44 acre pond at the Bent Creek Country Club. The pond is located between the golf course hole numbers 10 and 18. (Latitude: 40° 07' 7.8"; Longitude: -76° 20' 49.7") in Manheim Township, Lancaster County. No wetlands will be impacted by this activity. The permit was issued January 20, 2015.

E05-378: Broad Top Township, PO Box 57, Defiance, PA 16633 in Broad Top Township, **Bedford County**, U.S. Army Corps of Engineers, Baltimore District

To construct (1) operate, and maintain an Abandoned Mine Discharge (AMD) treatment system impacting 0.06 acre of Palustrine Emergent (PEM) and 0.04 acre of floodway/floodplain of Sandy Run (WWF, MF), and to install a 12-foot wide by 34-foot long temporary steel and wood bridge crossing over and across Sandy Run (WWF, MF) to provide construction access all for the purpose of constructing a passive AMD treatment system to improve water quality of Sandy Run (Latitude: 40° 7' 28" N; Longitude: 78° 13' 31" W; Saxton, PA Quadrangle) in Broad Top Township, Bedford County. Wetland replacement is in the form of a contribution to the Pennsylvania Wetland Replacement Fund. The permit was issued on January 22, 2015.

E67-910: Gregory J. and Gina Myers, 110 Miller Road, York Haven, PA in Newberry Township, **York County**, U.S. Army Corps of Engineers, Baltimore District

to (1) construct and maintain a single span bridge having a normal span of 60.0 feet, a width of 14.0 feet and an under clearance of 5.0 feet across Bennett Run (WWF, MF) and (2) construct and maintain temporary access roads in the floodway and stream banks of an existing ford crossing in Bennett Run (WWF, MF) all for the purpose of providing access to private residences. The project is located on the west side of Miller Road south of its intersection with Lewisberry Road (Steeltown, PA Quadrangle, Latitude: 40°07'42"N, Longitude: 76°49'41.7"W) in Newberry Township, York County. The permit was issued January 28, 2015.

Northwest Region: Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, 16335.

E43-360, Mercer County Engineer's Office. Race Street Bridge Replacement, in Greenville Borough, **Mer- cer County**, ACOE Pittsburgh District (Greenville West, PA Quadrangle N: 41°, 24', 25"; W: 80°, 23', 30").

To remove the existing dual concrete arch bridge and to construct and maintain a precast reinforced concrete adjacent box beam bridge having two clear spans of 60 feet and a minimum underclearance of 16.5 feet on a 90° skew across Little Shenango River on North Race Street approximately 950 feet north of the intersection with S.R. 18.

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

E0829-099: Appalachia Midstream, LLC, 400 1ST Center Suite 404, Horseheads, NY 14845, Wilmot Town- ship, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 12 square feet of a Palustrine Emergent Wetland (Jenningsville, PA Quad- rangle, Latitude: 41°35'03", Longitude: -76°12'56");

2. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 783 square feet of a Palustrine Emergent Wetland (Jenningsville, PA Quad- rangle, Latitude: 41°35'01", Longitude: -76°13'05");

3. a 12 inch diameter natural gas line impacting 32 linear feet of Sugar Run Creek (CWF, MF) and impacting 702 square feet of an adjacent Palustrine Emergent and Palustrine Scrub-Shrub Wetland (EV) (Jenningsville, PA Quadrangle, Latitude: 41°34'58", Longitude: -76°13'43");

4. a 12 inch diameter natural gas line impacting 16 linear feet of an unnamed tributary to Sugar Run Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: 41° 34'59", Longitude: -76°13'51");

5. a 12 inch diameter natural gas line impacting 1 linear feet of an unnamed tributary to Sugar Run Creek (CWF, MF) and impacting 57 square feet of an adjacent Palustrine Emergent Wetland (EV) (Jenningsville, PA Quadrangle, Latitude: 41°34'58", Longitude: -76°13'48");

6. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 718 square feet of a Palustrine Emergent Wetland (Jenningsville, PA Quad- rangle, Latitude: 41°35'08", Longitude: -76°14'15");

7. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 4,295 square feet of a Palustrine Emergent Wetland (Jenningsville, PA Quad- rangle, Latitude: 41°35'23", Longitude: -76°14'18");

8. a 12 inch diameter natural gas line and a timber mat bridge impacting 198 linear feet of Rock Cabin Run (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: 41°35'24", Longitude: -76°14'21");

9. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 2,255 square feet of a Palustrine Emergent (EV) (Colley, PA Quadrangle, Latit- ude: 41°35'29", Longitude: -76°14'59");

10. a 12 inch diameter natural gas line and a timber mat bridge impacting 198 linear feet of an unnamed tributary to Panther Lick Creek (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°35'30", Longitude: -76°15'00");

11. a 12 inch diameter natural gas line and a tempo- rary timber mat bridge impacting 1,381 square feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quad- rangle, Latitude: 41°35'32", Longitude: -76°15'11");

12. a 12 inch diameter natural gas line impacting 48 linear feet of Panther Lick Creek (CWF, MF) and impacting 185 square feet of an adjacent Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'32", Longitude: -76°15'13");

13. a 12 inch diameter natural gas line impacting 14 linear feet of an unnamed tributary to Panther Lick Creek (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°35'32", Longitude: -76°15'17");

14. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 860 square feet of a Palustrine Emergent Wetland (Colley, PA Quadrangle, Latitude: 41°35'29", Longitude: -76°15'30");

15. a 12 inch diameter natural gas line and a timber mat bridge impacting 131 linear feet of an unnamed tributary to Panther Lick Creek (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°35'28", Longitude: -76°15'32");

16. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 2,722 square feet of a Palustrine Emergent and Palustrine Forested Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'27", Longitude: -76°15'34");

17. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 4,742 square feet of a Palustrine Forested Wetland (Colley, PA Quadrangle, Latitude: 41°35'20", Longitude: -76°15'51");

18. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 1,032 square feet of a Palustrine Forested Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'25", Longitude: -76°16'20");

19. a 12 inch diameter natural gas line and a timber mat bridge impacting 202 linear feet of an unnamed tributary to Panther Lick Creek (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°35'26", Longitude: -76°16'19");

20. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 8,579 square feet of a Palustrine Emergent and Palustrine Forested Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35' 36", Longitude: -76°16'35");

21. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 960 square feet of a Palustrine Emergent Wetland (Colley, PA Quadrangle, Latitude: 41°35'36", Longitude: -76°16'50");

22. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 4,075 square feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'22", Longitude: -76°17'23");

23. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 4,430 square feet of a Palustrine Emergent and Palustrine Forested Wetland (Colley, PA Quadrangle, Latitude: 41°35'20", Longitude: -76°17'27");

24. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 1,680 square feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'13", Longitude: -76°17'31");

25. a 12 inch diameter natural gas line and a timber mat bridge impacting 162 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°35'12", Longitude: -76°17'33");

26. a 12 inch diameter natural gas line and a timber mat bridge impacting 201 linear feet of an unnamed

tributary to Foster Branch Sugar Run (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°35'08", Longitude: -76°17'41");

27. a 12 inch diameter natural gas line and a timber mat bridge impacting 122 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°35'02", Longitude: -76°18'12");

28. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 11,178 square feet of a Palustrine Emergent Wetland (Colley, PA Quadrangle, Latitude: 41°35'13", Longitude: -76°17'31");

29. a 12 inch diameter natural gas line impacting 141 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF, MF) and impacting 13,049 square feet of an adjacent Palustrine Emergent and Palustrine Scrub-Shrub Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'06", Longitude: -76°18'40");

30. a 12 inch diameter natural gas line and a temporary timber mat bridge impacting 4,352 square feet of a Palustrine Forested Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°34'57", Longitude: -76°19'09");

31. a 12 inch diameter natural gas line and a timber mat bridge impacting 233 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°34'56", Longitude: -76°19'10");

32. a 6 inch diameter natural gas line and a timber mat bridge impacting 122 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°35'13", Longitude: -76°18'13");

33. a 6 inch diameter natural gas line and a temporary timber mat bridge impacting 10,758 square feet of a Palustrine Scrub-Shrub Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'18", Longitude: -76°18'14");

34. a 6 inch diameter natural gas line and a timber mat bridge impacting 202 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF, MF) (Colley, PA Quadrangle, Latitude: 41°35'28", Longitude: -76°18'15");

The project will result in 2,092 linear feet or 20,619 square feet of temporary stream impacts and impacts 43,161 square feet (0.99 acre) of temporary PEM, 15,172 square feet (0.35 acre) of PSS wetland impacts and 20,472 square feet (0.47 acre) of PFO wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development in Wilmot Township, Bradford County. The permittee will provide 0.94 acre of wetland mitigation at the Wilmot Mitigation Site (Colley, PA Quadrangle, Latitude: 41°36'45", Longitude: -76°17'28"). This project is associated with permit application number E6629-021.

E6629-021: Appalachia Midstream, LLC, 400 IST Center Suite 404, Horseheads, NY 14845, Windham Township, **Wyoming County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 402 square feet of a Palustrine Emergent and Palustrine Scrub-Shrub Wetland (Jenningsville, PA Quadrangle, Latitude: 41°35'32", Longitude: -76°12'30");

2. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 2,020 square feet of a

Palustrine Emergent and Palustrine Scrub-Shrub Wetland (Jenningsville, PA Quadrangle, Latitude: 41°35'33", Longitude: -76°12'30");

3. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 1,535 square feet of a Palustrine Emergent and Palustrine Scrub-Shrub Wetland (Jenningsville, PA Quadrangle, Latitude: 41°35'33", Longitude: -76°12'27");

4. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 34 linear feet of an unnamed tributary to Sugar Run Creek (CWF, MF) and impacting 1,183 square feet of an adjacent Palustrine Emergent Wetland (EV) (Jenningsville, PA Quadrangle, Latitude: 41°35'22", Longitude: -76°12'24");

5. a 16 inch diameter natural gas line and a timber mat bridge impacting 96 linear feet of an unnamed tributary to Sugar Run Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: 41°35'20", Longitude: -76°12'24");

The project will result in 130 linear feet or 879 square feet of temporary stream impacts and impacts 2,631 square feet (0.06 acre) of temporary PEM and 2,509 square feet (0.06 acre) of PSS wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development in Windham Township, Wyoming County. The permittee will provide 0.94 acre of wetland mitigation at the Wilmot Mitigation Site (Colley, PA Quadrangle, Latitude: 41°36'45", Longitude: -76°17'28"). This project is associated with permit application number E0829-099.

E5829-090: Jackson and Thompson Township, Bluestone Pipeline Company of Pennsylvania, LLC; 1429 Oliver Road, New Milford, Pennsylvania 18834; Jackson and Thompson Townships, **Susquehanna County;** ACOE Baltimore District.

To construct, operate, and maintain:

1) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 63 linear feet of unnamed tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 57", W -75° 33' 53");

2) a temporary timber bridge crossing impacting 35 linear feet of unnamed tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 56", W -75° 33' 51");

3) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 55 linear feet of unnamed tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 56", W -75° 33' 51");

4) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 50 linear feet of unnamed tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 52", W -75° 33' 42");

5) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 59 linear feet of South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 47", W -75° 33' 36");

6) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 54 linear feet of a tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 41", W -75° 33' 32");

7) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 50 linear feet of a tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 28", W -75° 33' 39");

8) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 69 linear feet of South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 17", W -75° 34' 01");

9) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 62 linear feet of a tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 10", W -75° 34' 15");

10) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 46 linear feet of a tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 09", W -75° 34' 15");

11) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 51 linear feet of South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 07", W -75° 34' 15");

12) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 175 linear feet of Tunkhannock Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 52' 35", W -75° 35' 20");

13) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 56 linear feet of an unnamed tributary to Drinker Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 52' 41", W -75° 35' 48");

14) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 55 linear feet of an unnamed tributary to Drinker Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 52' 28", W -75° 36' 18");

15) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 46 linear feet of an unnamed tributary to Drinker Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 52' 29", W -75° 36' 27");

16) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 61 linear feet of an unnamed tributary to Salt Lick Creek (HQ-CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 07", W -75° 38' 39");

17) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,984 square feet (0.05 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 57", W -75° 33' 53");

18) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,133 square feet (0.03 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 52", W -75° 33' 42");

19) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 26,982 square feet (0.62 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 47", W -75° 33' 35");

20) a temporary timber mat crossing impacting 672 square feet (0.02 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 28", W -75° 33' 39");

21) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 4,850 square feet (0.11 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 17", W -75° 34' 00");

22) a temporary timber mat crossing impacting 310 square feet (0.01 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 18", W -75° 34' 06");

23) a temporary timber mat crossing impacting 551 square feet (0.01 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 15", W -75° 34' 13");

24) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 16,049 square feet (0.37 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 33", W -75° 34' 16");

25) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 7,149 square feet (0.16 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 34", W -75° 35' 04");

26) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 8,084 square feet (0.19 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 32", W -75° 35' 08");

27) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 4,100 square feet (0.09 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 33", W -75° 35' 15");

28) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 2,158 square feet (0.05 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 34", W -75° 35' 19");

29) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 12,296 square feet (0.28 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 35", W -75° 35' 23");

30) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,440 square feet (0.03 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 35", W -75° 35' 23");

31) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 8,197 square feet (0.19 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 35", W -75° 35' 24");

32) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 5,544 square feet (0.13 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 43", W -75° 35' 38");

33) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,747 square feet (0.04 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 41", W -75° 35' 47");

34) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,080 square feet (0.03 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 28", W -75° 36' 18");

35) a temporary timber mat crossing impacting 699 square feet (0.02 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 27", W -75° 36' 20");

36) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,206 square feet (0.03 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 29", W -75° 36' 27");

37) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 15,635 square feet (0.36 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 40", W -75° 36' 58");

38) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 2,115 square feet

(0.05 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 42", W -75° 37' 06");

39) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,030 square feet (0.02 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 50", W -75° 37' 28");

40) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 987 square feet (0.02 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 49", W -75° 37' 34");

41) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 2,486 square feet (0.06 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 55", W -75° 37' 43");

42) a temporary timber mat crossing impacting 215 square feet (0.01 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 59", W -75° 37' 50").

The "Bluestone Loop Pipeline: Phase 2" construction consists of approximately 33,264 feet (6.3 miles) of 24" steel natural gas gathering line located in Jackson and Thompson Township, Susquehanna County. The majority of the project is located within the previously approved right of way for the Bluestone North 16" natural gas pipeline. The project will result in 812 lineal feet of temporary stream impacts and 127,259 square feet (2.92 acres) of temporary PEM wetland impacts all for the purpose of development and conveyance of Marcellus Shale natural gas.

Wilkes-Barre: Attn: Mike Korb Environmental Program Manager, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18701

E4011-003. Pennsylvania Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Wilkes-Barre Office, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18701. Abandoned Mine Land Reclamation Project, in Foster Township, Luzerne County, Philadelphia ACOE District.

The applicant proposes to backfill an abandoned surface mine, which includes a total of 1,892 linear feet of dangerous highwall. The project will also fill in 5.02 acres of open water and 0.34 acre of wetland that has developed within open surface mine pits. A replacement wetland of 1 acre and 2 acres of open water will be constructed with the project. (Hazleton and Weatherly Quadrangles 40° 58' 29.0 6", -75° 52' 58.01")

Wilkes-Barre: Environmental Program Manager, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18701

EA5411-003. Pennsylvania Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Wilkes-Barre Office, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18701. Abandoned Mine Land Reclamation Project, in Tremont Township, Schuylkill County, Baltimore ACOE District.

The applicant proposes to backfill an abandoned surface mine, which includes a total of 4,625 linear feet of dangerous highwall. The project will also remove a berm to join two waterbodies to create one 0.6 acre waterbody. A replacement wetland of 1.41 acre of wetland will be constructed with the project. (Swatara Hill Quadrangle 40° 37' 13.06", -76° 37' 5.01")

ENVIRONMENTAL ASSESSMENTS

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

EA02-012. Hydro Green Energy, LLC., PO Box 385, Westmont, IL 60559-0385; West Mifflin Borough, **Allegheny County**; ACOE Pittsburgh District.

Has been given consent to construct and maintain a modular hydropower facility, at the U.S. Army Corps of Engineers Braddock Locks and Dam, in the Monongahela River (WWF, N). The project will be located opposite the existing lock chambers, and within the existing footprint of the dam, and will consist of a new 105 lf long by 22 lf wide steel frame powerhouse with seven turbine generators, a switchyard and control room, trash rack, and a distribution level power line. The project will permanently impact 0.053 acre of the Monongahela River and its floodway. The project is located along the left descending bank of the Monongahela River (USGS Quadrangle: Braddock, PA; Latitude: 40° 23' 21"; Longitude: -79° 51' 28"), at river mile 11.3, in West Mifflin Borough, Allegheny County.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be

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

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

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

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

<i>ESCGP No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
ESG00133140002	Columbia Gas Transmission, LLC 1700 MacCorkle Avenue, SE Charleston, WV 25314	York County	Penn Township	Codorus Creek/WWF

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335

ESCGP-2 #ESG13-073-0006B
Applicant Pennant Midstream LLC
Contact Farah Lowe
Address 5151 San Felipe Suite 2500
City Houston State TX Zip Code 77056
County Lawrence and Mercer Townships Mahoning, North Beaver, Pulaski, Union, Jefferson, Lackawannock, Shenango and Wilmington

Receiving Stream(s) and Classification(s) Receiving Waters: Lackawannock Creek, Unnamed Tributaries to Lackawannock Creek, UNT to Little Neshannock Creek, Little Neshannock Creek, UNTs to Hartheig Run, Hartheig Run, UNTS to Sugar Creek, UNTs to West Branch, Little Neshannock Creek, West Branch Little Neshannock Creek, UNTs to Buchanan River, Mahoning river, UNTs to Hickory Run, Hickory Run Watersheds: Hickory run, Mahoning River, Shenango River, Sugar Creek, Buchanan Run, West Branch Little Neshannock Creek, Hartheig Run, Little Neshannock Creek, Lackawannock Creek.

ESCGP-2 #ESG14-019-0031B—Constellation Pipeline
Project Major Modification
Applicant EM Energy Pipeline Pennsylvania, LLC
Contact Hugh Caperton
Address 601 Technology Drive, Suite 300
City Canonsburg State PA Zip Code 15317
County Butler Township(s) Jackson, Forward, Connoquenessing, Butler, Center, Oakland, and Concord(s)
Receiving Stream(s) and Classification(s) Connoquenessing Creek, UNTs to Connoquenessing Creek, Little Connoquenessing Creek, UNTs to Little Connoqueness-

ing Creek, Crooked Run, UNT to Crooked Run, Stony Run, UNT to Stony Run, Sullivan Run, Pine Run, UNT to Pine Run

ESCGP-2 #ESX14-019-0074—Fleeger Well Pad
Applicant RE Gas Development LLC
Contact Richard Watson
Address 600 Cranberry Woods Drive Suite 205
City Cranberry Township State PA Zip Code 16066
County Butler Township Center
Receiving Stream(s) and Classification(s) UNT to Stony Run

Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701

ESCGP-2 # ESX29-117-15-0001
Applicant Name SWEPI LP
Contact Person Jason Shoemaker
Address 2100 Georgetown Drive, Suite 400
City, State, Zip Sewickley, PA 15143
County Tioga County
Township(s) Middlebury Township
Receiving Stream(s) and Classification(s) Tribs. to Losey Creek and Crooked Creek (WWF/MF);
Secondary: Losey Creek to Crooked Creek to Tioga River

ESCGP-2 # ESX10-015-0050 (01)
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Bradford County
Township(s) Tuscarora Township

Receiving Stream(s) and Classification(s) UNT to Fargo Creek (CWF/MF);
Secondary: Tuscarora Creek (CWF/MF)

ESCGP-2 # ESX29-115-15-0003

Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840

County Susquehanna County
Township(s) Auburn Township
Receiving Stream(s) and Classification(s) Little Meshoppen Creek (CWF/MF);
Secondary: Susquehanna River (WWF/MF)

ESCGP-2 # ESX10-015-0036 (01)

Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Bradford County

Township(s) Orwell Township
Receiving Stream(s) and Classification(s) UNT to Jerome Creek, Trib to Johnson Creek, Trib to Wysox Creek (CWF/MF), UNT to Wysox Creek (CWF/MF);
Secondary: Wysox Creek (CWF/MF)

ESCGP-2 # ESX29-015-15-0004

Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Bradford County

Township(s) Smithfield Township
Receiving Stream(s) and Classification(s) Surface Drainage to UNT to Browns Creek (CWF), Surface Drainage to UNT to Browns Creek (CWF);
Secondary: Browns Creek (CWF)

ESCGP-2 # ESX09-115-0020 (01)

Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Susquehanna County

Township(s) Auburn Township
Receiving Stream(s) and Classification(s) Surface Drainage to Meshoppen Creek (CWF), Surface Drainage to Tuscarora Creek (CWF);
Secondary: Tuscarora Creek (CWF), Little Meshoppen Creek (CWF)

ESCGP-2 # ESG29-081-15-0005

Applicant Name Inflection Energy (PA), LLC
Contact Person Thomas Gillespie

Address 49 East 4th Street, Suite 101
City, State, Zip Williamsport, PA 17701
County Lycoming County

Township(s) Eldred Township
Receiving Stream(s) and Classification(s) UNT to Mill Creek (TSF/MF);
Secondary: West Branch Susquehanna River

ESCGP-2 # ESG29-115-14-0120

Applicant Name Cabot Oil & Gas Corporation
Contact Person Kenneth Marcum
Address 5 Penn Center West, Suite 401
City, State, Zip Pittsburgh, PA 15276

County Susquehanna County
Township(s) Gibson Township
Receiving Stream(s) and Classification(s) Bear Swamp Creek #35258 (HQ-CWF/MF), UNT to Bear Swamp Creek (HQ-CWF/MF), UNT to Bear Swamp Creek (HQ-CWF/MF)

ESCGP-2 # ESX29-115-15-0008

Applicant Name Cabot Oil & Gas Corporation
Contact Person Kenneth Marcum
Address 5 Penn Center West, Suite 401
City, State, Zip Pittsburgh, PA 15276
County Susquehanna County

Township(s) Lathrop Township
Receiving Stream(s) and Classification(s) UNT to Martins Creek (CWF/MF), UNT to Horton Creek (CWF/MF);
Secondary: Martins Creek, Horton Creek

ESCGP-2 # ESX10-015-0027 (01)

Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Bradford County

Township(s) Wyalusing Township
Receiving Stream(s) and Classification(s) UNT to Susquehanna River (WWF/MF);
Secondary: Susquehanna River (WWF/MF)

ESCGP-2 # ESX09-015-0032 (02)

Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Bradford County

Township(s) Wysox Township
Receiving Stream(s) and Classification(s) UNT Vought Creek/UNT Susquehanna River (WWF/MF);
Secondary: Vought Creek, Susquehanna River (WWF/MF)

STORAGE TANKS SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. § 6021.304, § 6021.504, § 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Environmental Cleanup and Brownfields, Director, PO Box 8763, Harrisburg, PA 17105-8763.

<i>SSIP Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
15-46-008	Commonwealth of Pennsylvania Department of Corrections P. O. Box 246 Graterford, PA 19426-0246 Attn: James Misstishin	Montgomery	Skippack Township	2 ASTs storing diesel	40,000 gallons total

SPECIAL NOTICES

Public Hearing for NPDES Permit No. PAI023514002, Water Obstruction & Encroachment Permit Nos. E40-761 & E35-456
Proposed West Pocono—North Pocono 230kV Transmission Line in Buck Township, Luzerne County, and Thornhurst Township, Clifton Township & Covington Township, Lackawanna County

On October 27, 2014, the Department of Environmental Protection (Department) received an administratively complete NPDES Permit application and on September 29, 2014 the Department received a Water Obstruction and Encroachment Permit applications for the West Pocono-North Pocono 230kV Transmission Line, Buck Township, Luzerne County, and Thornhurst Township, Clifton Township & Covington Township, Lackawanna County.

Following applicant has submitted an application:

- | | |
|----------------------------|---|
| (1) PPL Electric Utilities | Two North Ninth Street
Genn4
Allentown, PA 18101-1179 |
|----------------------------|---|

The Department will hold a public hearing to accept comment on the documentation and plans associated with the Individual NPDES Permit Application No. PAI023514002 and the Water Obstruction and Encroachment Permit Application Nos. E35-456 and E40-761 for the discharge of stormwater from construction activities to the following receiving watercourses:

*Utility Line Stream Crossing Table
West Pocono—North Pocono
Chapter 93
Designated
Watercourse*

<i>Crossing ID</i>	<i>Watercourse Name</i>	<i>Watercourse Classification</i>	<i>Latitude</i>	<i>Longitude</i>	<i>Municipality/County</i>
S-61B	Kendall Creek	EV	41° 9' 31.686"	75° 38' 12.621"	Buck/Luzerne
S-61C	UNT to Choke Creek	EV	41° 9' 57.104"	75° 36' 52.952"	Buck/Luzerne
S-63	Choke Creek	EV	41° 10' 2.125"	75° 36' 49.145"	Buck/Luzerne; Thornhurst/ Lackawanna
S-65E	Sand Spring Creek	EV	41° 11' 14.567"	75° 36' 13.052"	Thornhurst/ Lackawanna
S-65F	UNT to Sand Spring Creek	EV	41° 11' 40.118"	75° 36' 4.72"	Thornhurst/ Lackawanna
S-68	UNT to Pond Creek	EV	41° 12' 1.996"	75° 36' 1.231"	Thornhurst/ Lackawanna
S-70B	Pond Creek	EV	41° 12' 32.108"	75° 35' 44.103"	Thornhurst/ Lackawanna
S-73B	UNT to Pond Creek	EV	41° 12' 49.576"	75° 35' 25.61"	Thornhurst/ Lackawanna
S-73A	UNT to Pond Creek	EV	41° 12' 49.885"	75° 35' 24.649"	Thornhurst/ Lackawanna
S-74	Buckey Run	EV	41° 13' 15.806"	75° 35' 51.284"	Thornhurst/ Lackawanna
S-75A	Spruce Run	EV	41° 13' 24.843"	75° 34' 0.302"	Clifton/ Lackawanna
S-75B	Fenner Mill Run	EV	41° 13' 41.068"	75° 33' 39.253"	Clifton/ Lackawanna
S-75C	Ash Creek	EV	41° 13' 51.329"	75° 33' 26.305"	Clifton/ Lackawanna
S-75D	UNT to Ash Creek	EV	41° 13' 58.142"	75° 33' 7.119"	Clifton/ Lackawanna
S-77	Silver Creek	EV	41° 14' 6.74"	75° 32' 25.989"	Clifton/ Lackawanna
S-78	UNT to Silver Creek	EV	41° 14' 6.278"	75° 32' 23.372"	Clifton/ Lackawanna
S-79	UNT to Silver Creek	EV	41° 13' 48.138"	75° 32' 6.478"	Clifton/ Lackawanna
S-81B	UNT to Silver Creek	EV	41° 13' 51.408"	75° 31' 47.81"	Clifton/ Lackawanna

*Utility Line Stream Crossing Table
West Pocono—North Pocono*

*Chapter 93
Designated*

<i>Crossing ID</i>	<i>Watercourse Name</i>	<i>Watercourse Classification</i>	<i>Latitude</i>	<i>Longitude</i>	<i>Municipality/ County</i>
S-82	Rucks Run	EV	41° 14' 2.047"	75° 31' 4.928"	Clifton/ Lackawanna
S-83	UNT to Rucks Run	EV	41° 14' 1.49"	75° 30' 50.592"	Clifton/ Lackawanna
S-88	Meadow Brook	EV	41° 15' 29.227"	75° 30' 39.183"	Covington/ Lackawanna
S-96	Emerson Run	HQ-CWF	41° 17' 28.384"	75° 29' 56.151"	Covington/ Lackawanna
S-99	Lake Run	HQ-CWF	41° 18' 7.482"	75° 29' 12.407"	Covington/ Lackawanna
S-101	Roaring Brook	HQ-CWF	41° 18' 13.548"	75° 28' 49.98"	Covington/ Lackawanna

*Utility Line Wetland Crossing Table
West Pocono—North Pocono*

*Chapter 93
Designated*

<i>Crossing ID</i>	<i>Watercourse Name</i>	<i>Watercourse Classification</i>	<i>Latitude</i>	<i>Longitude</i>	<i>Municipality/ County</i>
W-60	White House Run	HQ-CWF	41° 9' 3.896"	75° 38' 37.763"	Buck/Luzerne
W-61B	Kendall Creek	EV	41° 9' 43.226"	75° 37' 56.143"	Buck/Luzerne
W-61C	Kendall Creek	EV	41° 9' 44.221"	75° 37' 50.562"	Buck/Luzerne
W-61E	Kendall Creek	EV	41° 9' 38.503"	75° 37' 24.364"	Buck/Luzerne
W-61D	Choke Creek	EV	41° 9' 55.997"	75° 36' 52.579"	Buck/Luzerne
W-63	Choke Creek	EV	41° 10' 1.544"	75° 36' 49.48"	Buck/Luzerne; Thornhurst/ Lackawanna
W-64	Lehigh River	EV	41° 10' 27.519"	75° 36' 27.498"	Thornhurst/ Lackawanna
W-65A	Sand Spring Creek	EV	41° 11' 14.453"	75° 36' 13.13"	Thornhurst/ Lackawanna
W-65C	Sand Spring Creek	EV	41° 11' 40.245"	75° 36' 4.259"	Thornhurst/ Lackawanna
W-68	Pond Creek	EV	41° 12' 2.328"	75° 36' 1.704"	Thornhurst/ Lackawanna
W-70	Pond Creek	EV	41° 12' 17.461"	75° 35' 59.16"	Thornhurst/ Lackawanna
W-72	Pond Creek	EV	41° 12' 35.863"	75° 35' 40.004"	Thornhurst/ Lackawanna
W-73	Pond Creek	EV	41° 12' 50.3"	75° 35' 24.831"	Thornhurst/ Lackawanna
W-74	Buckey Run	EV	41° 13' 15.793"	75° 34' 51.453"	Thornhurst/ Lackawanna
W-75A	Spruce Run	EV	41° 13' 24.446"	75° 33' 58.965"	Clifton/ Lackawanna
W-75B	Ash Creek	EV	41° 13' 51.773"	75° 33' 25.746"	Clifton/ Lackawanna
W-75C	Ash Creek	EV	41° 13' 58.619"	75° 33' 6.889"	Clifton/ Lackawanna
W-77	Silver Creek	EV	41° 14' 7.131"	75° 32' 28.054"	Clifton/ Lackawanna
W-79	Silver Creek	EV	41° 13' 48.5"	75° 32' 4.431"	Clifton/ Lackawanna

*Utility Line Wetland Crossing Table
West Pocono—North Pocono*

*Chapter 93
Designated
Watercourse
Classification*

<i>Crossing ID</i>	<i>Watercourse Name</i>	<i>Watercourse Classification</i>	<i>Latitude</i>	<i>Longitude</i>	<i>Municipality/ County</i>
W-81	Silver Creek	EV	41° 13' 51.341"	75° 31' 48.185"	Clifton/ Lackawanna
W-82A	Rucks Run	EV	41° 13' 59.069"	75° 31' 4.211"	Clifton/ Lackawanna
W-82B	Rucks Run	EV	41° 14' 2.006"	75° 31' 3.685"	Clifton/ Lackawanna
W-83	Rucks Run	EV	41° 14' 1.047"	75° 30' 52.837"	Clifton/ Lackawanna
W-88	Meadow Brook	EV	41° 15' 29.493"/ 41° 15' 32.696"	75° 30' 37.364"/ 75° 30' 23.895"	Covington/ Lackawanna
W-93	Meadow Brook	EV	41° 16' 36.49"	75° 30' 11.201"	Covington/ Lackawanna
W-97	Lake Run	HQ-CWF	41° 17' 46.941"	75° 29' 36.615"	Covington/ Lackawanna
W-99	Lake Run	HQ-CWF	41° 18' 5.919"	75° 29' 16.592"	Covington/ Lackawanna

The public hearing will be conducted on Thursday, April 23, 2015 at the Thornhurst Township Volunteer Fire Company, 125 River Road, Thornhurst, PA 18424, at 6:00 pm by the Waterways & Wetlands Program, Permitting Section, 2 Public Square, Wilkes-Barre, PA 18701-1915, (570) 826-2511.

The Department requests that individuals wishing to testify at the hearing submit a written notice of intent to West Pocono-North Pocono 230kV Transmission Line Hearing, Department of Environmental Protection, Waterways & Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915. The Department will accept notices up to the day of the hearing. The Department requests that individuals limit their testimony to 5 minutes so that all individuals have the opportunity to testify. The Department can only review comments made with regard to the NPDES Permit Application No. PAI023514002 and Water Obstruction and Encroachment Permit Application Nos. E35-456 and E40-761 documentation and plans. Written copies of oral testimony are requested. Relinquishing time to others will not be allowed. Individuals attending the hearing will have the opportunity to testify if they so desire; however, individuals who preregister to testify will be given priority on the agenda.

Persons with a disability who wish to testify and require an auxiliary aid, service or other accommodation should contact Dawn Panek at (570) 826-2511 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department can meet their needs.

The NPDES permit application documentation and plans are available for review at the Lackawanna County Conservation District Office, 1038 Montdale Road, Suite 109, Scott Township, PA 18447-9773, 570-382-3086 and/or the DEP Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA (570) 826-2511. For further information, contact Colleen Connolly of the Department's Northeast Regional Office at (570) 826-2511.

[Pa.B. Doc. No. 15-356. Filed for public inspection February 27, 2015, 9:00 a.m.]

Clean Air Interstate Rule; 2015 Allocation of 2014 Vintage Nitrogen Oxides Allowances Set Aside to Offset Sulfur Dioxide Emissions; Final Redistribution of 2013 Vintage Nitrogen Oxides Allowances for Certain Facilities

In accordance with 25 Pa. Code § 145.212(f)(2) (relating to CAIR NO_x allowance allocations), the Department of Environmental Protection (Department) is providing notice of the issuance of 2014 vintage Clean Air Interstate Rule (CAIR) nitrogen oxides (NO_x) allowances to owners or operators of certain CAIR sulfur dioxide (SO₂) units for the purpose of offsetting SO₂ emissions for 2014 compliance. These units were exempted under the Federal Acid Rain Program provisions in section 405(g)(6)(A) of the Clean Air Act (42 U.S.C.A. § 7651d(g)(6)(A)) and therefore did not receive SO₂ allowances, yet are subject to the CAIR SO₂ Trading Program.

The Commonwealth's CAIR NO_x Annual Trading Program budget contained 99,049 CAIR NO_x allowances for 2014; 97,761 of the CAIR NO_x allowances were allocated at 40 Pa.B. 2341 (May 1, 2010). The remaining 1,288 CAIR NO_x allowances, 1.3% of the CAIR NO_x Annual Trading Program budget for 2014, were set aside for this allocation. Six requests were dated prior to the January 31, 2015, deadline for additional CAIR NO_x allowances.

The Department is allocating these allowances on a ratio of 1 CAIR NO_x allowance to every 8 tons of SO₂ emitted by the unit in 2014, minus any excess CAIR NO_x allowances already allocated to the unit for the 2014 control period that were not used to cover NO_x emissions for the 2013 control period. The result is an allocation of 1,050 CAIR NO_x allowances.

For every facility that submitted a request, Table 1 lists the facility name, ORIS number and unit identification number, and the number of CAIR NO_x allowances to be allocated.

Table 1: NO_x Allocations to Offset SO₂ Emissions

<i>Facility Name</i>	<i>ORIS #</i>	<i>Unit ID</i>	<i># of NO_x Allowances</i>
Cambria Cogen	10641	1 & 2	399
Colver Power Project	10143	AAB01	354
Ebensburg Power Company	10603	31	12
Scrubgrass Generating Plant	50947	1 & 2	183
WPS Westwood Generation	50611	31	38
Wheelabrator Frackville	50879	GEN1	64

In accordance with 25 Pa. Code § 145.212(c) and (f)(4), the Department is also providing notice of the issuance of 300 vintage 2013 annual NO_x allowances that remained after the Department's allocations last year to units exempted under the Federal Acid Rain Program provisions in section 405(g)(6)(A) of the Clean Air Act but not exempted from the CAIR requirements published at 44 Pa.B. 1834 (March 22, 2014). There were 1,288 CAIR NO_x allowances set aside and 988 given out, leaving a balance of 300 allowances to be distributed to the regular units.

Table 2 lists the facility name, ORIS code, unit ID, county, amount of allowance previously allocated and amount to be given back this year for each CAIR unit and qualifying resource that is to be allocated vintage 2013 NO_x allowances from the 300 allowances that remained after the 2014 allocation to the units exempted from the Acid Rain Program. These allocations were calculated using the same heat input data as the original allocations to the units which was published in Table 7 at 40 Pa.B. 297 (January 9, 2010).

Table 2: Additional 2013 Annual CAIR NO_x Allowances to Certain Facilities

<i>Facility Name</i>	<i>ORIS Code</i>	<i>Unit ID</i>	<i>County</i>	<i>Sent to EPA and Previously Allocated</i>	<i>2013 Giveback Allocations</i>
AES Beaver Valley LLC	10676	32	Beaver	306	1
AES Beaver Valley LLC	10676	33	Beaver	286	1
AES Beaver Valley LLC	10676	34	Beaver	286	1
AES Ironwood	55337	1	Lebanon	437	1
AES Ironwood	55337	2	Lebanon	427	1
Armstrong Power Station	3178	1	Armstrong	760	2
Armstrong Power Station	3178	2	Armstrong	737	2
Bethlehem Power Plant	55690	1	Northampton	184	1
Bethlehem Power Plant	55690	2	Northampton	183	1
Bethlehem Power Plant	55690	3	Northampton	178	1
Bruce Mansfield	6094	1	Beaver	4,247	13
Bruce Mansfield	6094	2	Beaver	4,545	14
Bruce Mansfield	6094	3	Beaver	3,965	12
Brunner Island	3140	1	York	1,439	4
Brunner Island	3140	2	York	1,939	6
Brunner Island	3140	3	York	3,859	12
Cambria Cogen	10641	1	Cambria	352	1
Cambria Cogen	10641	2	Cambria	340	1
Cheswick	8226	1	Allegheny	2,032	6
Colver Power Project	10143	AAB01	Cambria	635	2
Conemaugh	3118	1	Indiana	4,715	14
Conemaugh	3118	2	Indiana	4,337	13
Cromby	3159	1	Chester	521	2
Ebensburg Power Company	10603	31	Cambria	500	2
Eddystone Generating Station	3161	1	Delaware	992	3
Eddystone Generating Station	3161	2	Delaware	1,023	3
Elrama	3098	1	Washington	267	1
Elrama	3098	2	Washington	256	1
Elrama	3098	3	Washington	330	1
Elrama	3098	4	Washington	617	2

NOTICES

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<i>Facility Name</i>	<i>ORIS Code</i>	<i>Unit ID</i>	<i>County</i>	<i>Sent to EPA and Previously Allocated</i>	<i>2013 Giveback Allocations</i>
FPL Energy Marcus Hook, LP	55801	1	Delaware	288	1
FPL Energy Marcus Hook, LP	55801	2	Delaware	313	1
FPL Energy Marcus Hook, LP	55801	3	Delaware	309	1
Fairless Energy, LLC	55298	1A	Bucks	478	1
Fairless Energy, LLC	55298	1B	Bucks	494	2
Fairless Energy, LLC	55298	2A	Bucks	570	2
Fairless Energy, LLC	55298	2B	Bucks	568	2
Fayette Energy Facility	55516	CTG1	Fayette	184	1
Fayette Energy Facility	55516	CTG2	Fayette	180	1
G F Weaton	50130	34	Beaver	176	1
G F Weaton	50130	35	Beaver	191	1
Gilberton Power Company	10113	31	Schuylkill	330	1
Gilberton Power Company	10113	32	Schuylkill	325	1
Grays Ferry Cogen Partnership	54785	25	Philadelphia	279	1
Hatfields Ferry Power Station	3179	1	Greene	2,633	8
Hatfields Ferry Power Station	3179	2	Greene	2,031	6
Hatfields Ferry Power Station	3179	3	Greene	2,601	8
Homer City	3122	1	Indiana	3,185	10
Homer City	3122	2	Indiana	2,858	9
Homer City	3122	3	Indiana	3,521	11
Hunlock Power Station	3176	6	Luzerne	193	1
Hunterstown Combined Cycle	55976	CT101	Adams	171	1
Hunterstown Combined Cycle	55976	CT301	Adams	180	1
Keystone	3136	1	Armstrong	4,860	15
Keystone	3136	2	Armstrong	3,706	11
Liberty Electric Power Plant	55231	1	Delaware	326	1
Liberty Electric Power Plant	55231	2	Delaware	326	1
Lower Mount Bethel Energy	55667	CT01	Northampton	365	1
Lower Mount Bethel Energy	55667	CT02	Northampton	354	1
Martins Creek	3148	1	Northampton	335	1
Martins Creek	3148	2	Northampton	304	1
Martins Creek	3148	3	Northampton	278	1
Mitchell Power Station	3181	33	Washington	625	2
Montour	3149	1	Montour	3,620	11
Montour	3149	2	Montour	3,361	10
Mt. Carmel Cogeneration	10343	SG-101	Northumberland	206	1
New Castle	3138	3	Lawrence	304	1
New Castle	3138	4	Lawrence	335	1
New Castle	3138	5	Lawrence	379	1
Northampton Generating Plant	50888	NGC01	Northampton	609	2
Northeastern Power Company	50039	31	Schuylkill	324	1
Ontelaunee Energy Center	55193	CT1	Berks	298	1
Ontelaunee Energy Center	55193	CT2	Berks	380	1
Panther Creek Energy Facility	50776	1	Carbon	238	1
Panther Creek Energy Facility	50776	2	Carbon	248	1
Piney Creek Power Plant	54144	31	Clarion	197	1

<i>Facility Name</i>	<i>ORIS Code</i>	<i>Unit ID</i>	<i>County</i>	<i>Sent to EPA and Previously Allocated</i>	<i>2013 Giveback Allocations</i>
Portland	3113	1	Northampton	642	2
Portland	3113	2	Northampton	929	3
Scrubgrass Generating Plant	50974	1	Venango	252	1
Scrubgrass Generating Plant	50974	2	Venango	262	1
Seward	3130	1	Indiana	1,396	4
Seward	3130	2	Indiana	1,280	4
Shawville	3131	1	Clearfield	531	2
Shawville	3131	2	Clearfield	510	2
Shawville	3131	3	Clearfield	637	2
Shawville	3131	4	Clearfield	770	2
St. Nicholas Cogeneration Project	54634	1	Schuylkill	655	2
Sunbury	3152	1A	Snyder	209	1
Sunbury	3152	1B	Snyder	195	1
Sunbury	3152	2A	Snyder	200	1
Sunbury	3152	2B	Snyder	208	1
Sunbury	3152	3	Snyder	433	1
Sunbury	3152	4	Snyder	301	1
Titus	3115	1	Berks	349	1
Titus	3115	2	Berks	336	1
Titus	3115	3	Berks	290	1
Wheelabrator—Frackville	50879	GEN1	Schuylkill	349	1
				Total	300

Owners and operators of qualifying units should be aware that CAIR NO_x allowances do not constitute property rights.

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

Questions concerning this notice should be directed to Randy Bordner, Chief, Stationary Source Section, Bureau of Air Quality, (717) 772-3921, ranbordner@pa.gov. TDD users may contact the Pennsylvania AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

JOHN QUIGLEY,
Acting Secretary

[Pa.B. Doc. No. 15-357. Filed for public inspection February 27, 2015, 9:00 a.m.]

Conventional Oil and Gas Advisory Committee Meeting

The first meeting of the newly created Conventional Oil and Gas Advisory Committee (Committee) will be held on Thursday, March 26, 2015. The meeting will begin at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101.

Questions concerning the meeting should be directed to Kurt Klappkowski, (717) 772-2199, kklappkowsk@pa.gov. The agenda and meeting materials will be sent to members 2 weeks prior to the meeting and will also be available through the Committee's webpage on the Department of Environmental Protection's (Department) web site at www.dep.state.pa.us (Select "Public Participation Center").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-2199 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN QUIGLEY,
Acting Secretary

[Pa.B. Doc. No. 15-358. Filed for public inspection February 27, 2015, 9:00 a.m.]

Federal Consistency under the Coastal Zone Management Act

This notice is published under section 306(d)(14) of the Federal Coastal Zone Management Act of 1972 (16 U.S.C.A. § 1455(d)(14)), regarding public participation during consistency determinations. The Department of Environmental Protection (Department), Coastal Resources Management Program has received notice that the National Marine Fisheries Service (NMFS) is proposing revisions to the Guidelines for National Standard (NS) 1, 3 and 7.

NMFS is proposing revisions to the General section of the NS guidelines and the guidelines for NS1, NS3 and NS7 to improve and streamline the guidance within the guidelines, address concerns that have been raised during the implementation of the annual catch limits and accountability measures and to provide flexibility within the current statutory limits to address fishery management issues. The proposed revisions were published at 80 FR 2786 (January 20, 2015).

This activity is subject to Department review for Federal consistency because it is a Federal agency activity and will have reasonably foreseeable effects on this Commonwealth's coastal resources or uses.

In accordance with National Oceanic and Atmospheric Administration (NOAA) regulations at 15 CFR Part 930, Subpart C (relating to consistency for Federal agency activities), NMFS has determined that the proposed activity will be conducted in a manner consistent with the applicable enforceable policies of the Commonwealth's NOAA-approved Coastal Resources Management Program. Interested parties may request a copy of the Federal Consistency Determination from the Department contact listed as follows.

The Department will consider all comments received on or before March 16, 2015, before issuing a final Federal consistency concurrence or objection. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by e-mail must include the originator's name and address. Written comments should be submitted to Matt Walderon, Federal Consistency Coordinator, Interstate Waters Office, 400 Market Street, P. O. Box 8465, Harrisburg, PA 17101-8465, (717) 772-2196, RA-Fed_Consistency@pa.gov.

JOHN QUIGLEY,
Acting Secretary

[Pa.B. Doc. No. 15-359. Filed for public inspection February 27, 2015, 9:00 a.m.]

Oil and Gas Technical Advisory Board Meeting Date Change

The March 5, 2015, meeting of the Oil and Gas Technical Advisory Board (Board) has been rescheduled to Friday, March 20, 2015. The meeting will begin at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101.

Questions concerning the rescheduled meeting should be directed to Kurt Klappkowski, (717) 772-2199, kklappkowsk@pa.gov. The agenda and meeting materials will be available through the Board's webpage on the Department of Environmental Protection's (Department) web site at www.dep.state.pa.us (Select "Public Participation Center").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-2199 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN QUIGLEY,
Acting Secretary

[Pa.B. Doc. No. 15-360. Filed for public inspection February 27, 2015, 9:00 a.m.]

Pennsylvania State Clean Diesel Grant Program; Opening of the Grant Application Acceptance Period

The Department of Environmental Protection (Department) announces an opportunity to apply for \$106,022 that has been made available through the United States Environmental Protection Agency (EPA) and the Federal Diesel Emissions Reduction Act of 2010 (Pub. L. No. 111-364). This funding is available through the Pennsylvania State Clean Diesel Grant Program for eligible diesel emission reduction projects that will improve air quality and protect public health and the environment in this Commonwealth by reducing emissions from diesel-powered vehicles and engines.

The Department is seeking applications for projects that will replace, repower or retrofit fleet diesel-powered highway and nonroad vehicles and equipment. Funding is available for public and private entities that operate diesel-powered fleets throughout this Commonwealth. These entities may include school districts, municipal authorities, political subdivisions, other State agencies, nonprofit entities, corporations, limited liability companies, or partnerships incorporated or registered in this Commonwealth. Projects must use technologies certified or verified by the EPA or the California Air Resources Board to lower diesel emissions. The technology may be a single technology or a combination of available technologies. The majority of the fleet's annual operation time must occur within this Commonwealth.

The Department will not reimburse grant recipients for project costs incurred prior to the grant performance period in the applicable grant agreement.

The application package including guidance, instructions and application forms is available by contacting Samantha Harmon, Department of Environmental Protection, Bureau of Air Quality, 12th Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8468,

Harrisburg, PA 17105-8468, (717) 787-9702. The application package is also available electronically on the Department's web site at www.dep.state.pa.us (click "Air," then "Bureau of Air Quality," see "Grant Availability" heading) or (Search "Air Quality").

The Department will begin accepting applications upon publication of this notice. All applications must be post-marked on or before March 31, 2015. Faxes and electronic copies will not be accepted.

JOHN QUIGLEY,
Acting Secretary

[Pa.B. Doc. No. 15-361. Filed for public inspection February 27, 2015, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Exempt Machinery and Equipment Steel Products

The following is an updated list of exempt machinery and equipment steel products authorized under section 4(b) of the Steel Products Procurement Act (73 P.S. § 1884(b)). There is a 30-day comment period beginning on the date of this publication during which the public may submit comments in writing, as to the domestic availability of a steel product on the list, to the Deputy Secretary for Public Works, Department of General Services, 18th and Herr Streets, Harrisburg, PA 17125, ra-steel@pa.gov. The comments must be supported with a mill certification indicating that the steel was melted in the United States or an executed Steel Origin Certification form (found on the Department of General Services' web site at www.dgs.state.pa.us) indicating the disputed product is produced domestically. See 4 Pa. Code Chapter 67a (relating to steel products procurement—statement of policy). Any "(new)" after a listing indicates a steel product that was not produced in the United States in sufficient quantities to meet the requirements of the contract during 2014.

CURTIS M. TOPPER,
Acting Secretary

Exempt Machinery and Equipment Steel Products

Air Conditioning Units
Air Duct Housing with Sample Tubes
Air Handling Units
Anchor Bolt
Audio RA Station
Annunciator Panel
AV Rack Kit
Back Box
Backflow Preventer (new)
Battery Cabinet
Blank Filler Plate for Fiber
Blank Metal Door
Blank Plate for Outer Door
Bottom Dead Front Panel
Bridge for Cameras
Butterfly Valves
Cabinet
Cardcage
CCTV Power Supply
Ceiling Flange
Central Control Unit
Centrifugal Pumps

Channel Video
Circulating Pump
Closers
Color Monitor
Combination Round Head Steel Zinc-Plated Toggle Bolts
Conduit Fittings
Control Module Plate
Control Panel
Control Valve
Data Converter Unit
Deck Inserts
Deck and Rub Rail Fasteners
Digital Communicators
Digital Record
Door Protection
Door Trim/Handles
Drinking Fountain
Drop-In Anchors
Dry Tape Transformer
Drywall Screws (new)
Dual Interface Module
Duct Detector with Relay
Duct Housing
Ductless Split System
DVR Rack
Electric Traction Elevators
Electric Water Cooler
Elevator Controller
Elevator Hoistway
Encl. for Annunciator
Exit Devices
Exp Cage
Fence System Nuts and Bolts
Fire Alarm NAC Extender
Fire Alarm Peripherals
Fixed Door Station
Flexible Drops
Full Blank Plate
Galvanized Carriage Bolts
Garage Door Tracking
Generator
Hand Dryer
Hanger Mounting Plates
Hangermates
Hangers Supports
Horn/Strobe
Inclined Platform Wheelchair Lifts
Inner and Outer Door
Inner Door Blank Plate
Interface Module
Lag Bolts
Large Remote Cab
Lighting Fixtures, Interior/Recessed (new)
Lock Cylinders
Locknuts
Locksets
Low Temp. Detection Thermostats
Lubrication Unit
Machine Screws
Main Control Board
Metal Lockers
Manual Pull Station
Med. Enclosure
Middle Dead Front
Mini-Interface Module
Monitor Mount
Monitor Wall Brk
Mounting Plate
Network Fiber Switch
Overhead Door

Overhead Stops
 Patient Wandering Alarm
 Pipe Clamps
 Pivots
 Power Supply
 Pull Station Box
 RA Annunciator Pnl
 Rack Mount Card Cage
 Rack Mount Kit
 Radiant Panels
 Reader Interface
 Relay Module
 Remote Chiller
 Round Head Machine Screw
 Safety Relief Valve
 Sampling Tube
 Security Panel
 Security Unit
 Security/CCTV Camera Housing
 Self Turn/Self Tapping Screw
 Shower/Eye Washers
 Signal Extender Module
 Single Blank
 Smoke Detector Wire
 Speaker
 Speaker/Strobe
 Split HVAC System
 Split Ring Hangers
 Split Rings
 Split System Air Conditioning
 SSD-C Remote Display with Control
 SSD-C-REM Rem Display
 Stainless Flat Bars
 Stainless Steel Cable
 Strobe
 Submersible Pump
 Sump Pump
 Surface Mount Speaker
 Surface Station Box
 Surge Arrester
 Surge Protector
 T8 Light Troffer
 Tamper Proof Screws and Nuts
 Threaded Rod Hanger
 Tie Wire 21 Gauge
 Tie Wire Anchor
 Toggle Wing
 Transformer
 Turbine Pumps
 Uninterruptible Power Supply
 VRV Fan Coils/Cond. Units
 Wall Mounted Fountain
 Water Coolers
 Water Fountain Mounting Frame
 Water Heater
 Wing Toggle

[Pa.B. Doc. No. 15-362. Filed for public inspection February 27, 2015, 9:00 a.m.]

**Lease Office Space to the Commonwealth
 Centre County**

Proposers are invited to submit proposals to the Department of General Services to provide the State Police with 15,183 usable square feet of office space in Centre County. Downtown locations will be considered. For more information on SFP No. 94680, which is due on Friday,

March 20, 2015, visit www.dgs.state.pa.us or contact Tereasa Forbes, Bureau of Real Estate, (717) 783-0829, tforbes@pa.gov.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-363. Filed for public inspection February 27, 2015, 9:00 a.m.]

**Lease Office Space to the Commonwealth
 Delaware County**

Proposers are invited to provide the Department of General Services with 21,105 usable square feet of office space for the State Police in Delaware County. For more information on SFP No. 94679, which is due on Friday, April 10, 2015, visit www.dgs.state.pa.us or contact David Weyandt, (717) 525-5255, daweyandt@pa.gov.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-364. Filed for public inspection February 27, 2015, 9:00 a.m.]

**Lease Office Space to the Commonwealth
 York County**

Proposers are invited to provide the Department of General Services with 15,440 usable square feet of office space for the State Police in York County. For more information on SFP No. 94688, which is due on Friday, April 10, 2015, visit www.dgs.state.pa.us or contact David Weyandt, (717) 525-5255, daweyandt@pa.gov.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-365. Filed for public inspection February 27, 2015, 9:00 a.m.]

**Lease Retail Space to the Commonwealth
 Delaware County**

Proposals are invited to provide the Department of General Services with 9,000 to 10,000 net usable square feet of retail space for the Liquor Control Board in Newtown Square, Delaware County. For more information on SFP No. 94698, which is due on Friday, April 10, 2015, visit www.dgs.state.pa.us or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-366. Filed for public inspection February 27, 2015, 9:00 a.m.]

**Lease Retail Space to the Commonwealth
 Lackawanna County**

Proposals are invited to provide the Department of General Services with 7,000 to 8,000 net usable square feet of retail space for the Liquor Control Board in Moosic, Lackawanna County. For more information on SFP No. 94694, which is due on Friday, April 10, 2015,

visit www.dgs.state.pa.us or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-367. Filed for public inspection February 27, 2015, 9:00 a.m.]

**Lease Retail Space to the Commonwealth
Lycoming County**

Proposals are invited to provide the Department of General Services with 4,500 to 5,500 net usable square feet of retail space for the Liquor Control Board in Williamsport, Lycoming County. For more information on SFP No. 94695, which is due on Friday, April 10, 2015, visit www.dgs.state.pa.us or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-368. Filed for public inspection February 27, 2015, 9:00 a.m.]

**Lease Retail Space to the Commonwealth
Montgomery County**

Proposals are invited to provide the Department of General Services with 7,000 to 8,000 net usable square feet of retail space for the Liquor Control Board in Pottstown, Montgomery County. For more information on SFP No. 94696, which is due on Friday, April 10, 2015, visit www.dgs.state.pa.us or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-369. Filed for public inspection February 27, 2015, 9:00 a.m.]

**Lease Retail Space to the Commonwealth
Philadelphia County**

Proposals are invited to provide the Department of General Services with 4,500 to 5,500 net usable square feet of retail space for the Liquor Control Board in Philadelphia, Philadelphia County. For more information on SFP No. 94697, which is due on Friday, April 10, 2015, visit www.dgs.state.pa.us or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-370. Filed for public inspection February 27, 2015, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Dermatologic SurgiCenter Center City for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Dermatologic SurgiCenter Center City has

requested an exception to the requirements of 28 Pa. Code § 569.35(7) (relating to general safety precautions), regarding flammable agents in an ambulatory surgical facility.

This 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, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of 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,
Acting Secretary

[Pa.B. Doc. No. 15-371. Filed for public inspection February 27, 2015, 9:00 a.m.]

Application of Dermatologic SurgiCenter Drexel Hill for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Dermatologic SurgiCenter Drexel Hill has requested an exception to the requirements of 28 Pa. Code § 569.35(7) (relating to general safety precautions), regarding flammable agents in an ambulatory surgical facility.

This 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, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of 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,
Acting Secretary

[Pa.B. Doc. No. 15-372. Filed for public inspection February 27, 2015, 9:00 a.m.]

Application of Lehigh Valley Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lehigh Valley Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *2014 Guidelines for Design and Construction of Health Care Facilities*. The facility specifically requests an exemption from the following standards contained in this publication: 3.1-8.7.2.3 (relating to dimensions).

This 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, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of 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,
Acting Secretary

[Pa.B. Doc. No. 15-373. Filed for public inspection February 27, 2015, 9:00 a.m.]

Application of Penn Highlands Elk for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Penn Highlands Elk has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *2014 Guidelines for Design and Construction of Health Care Facilities*. The facility specifically requests an exemption from the following standards contained in this publication: Table 2.1-4 Station Outlets for Oxygen, Vacuum (Suction) and Medical Air Systems in Hospitals (relating to hospital emergency department exam/treatment rooms).

This 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, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be

reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of 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,
Acting Secretary

[Pa.B. Doc. No. 15-374. Filed for public inspection February 27, 2015, 9:00 a.m.]

Application of Peripheral Vascular Institute of Philadelphia, LLC for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Peripheral Vascular Institute of Philadelphia, LLC has requested an exception to the requirements of subparagraph (ii) of the definition of "classification levels" in 28 Pa. Code § 551.3 (relating to definitions), regarding Class B facilities and PS III patients.

This 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, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of 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,
Acting Secretary

[Pa.B. Doc. No. 15-375. Filed for public inspection February 27, 2015, 9:00 a.m.]

Application of Select Specialty Hospital—Laurel Highlands for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Select Specialty Hospital—Laurel Highlands has requested an exception to the requirements of 28 Pa. Code §§ 117.31—117.33 (relating to principle; location; and instruments and supplies), regarding emergency medical facilities.

This request is on file with the Department. Persons may receive a copy of a request for exception by request-

ing 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, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of 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,
Acting Secretary

[Pa.B. Doc. No. 15-376. Filed for public inspection February 27, 2015, 9:00 a.m.]

Application of The Skin Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Skin Center has requested an exception to the requirements of subparagraph (ii) of the definition of "classification levels" in 28 Pa. Code § 551.3 (relating to definitions), regarding Class B facilities and PS III patients.

This 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, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of 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,
Acting Secretary

[Pa.B. Doc. No. 15-377. Filed for public inspection February 27, 2015, 9:00 a.m.]

Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee Public Meetings

The Statewide HIV Planning Group, established by the Department of Health (Department) under sections 301(a)

and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Wednesday, March 18, 2015, and Thursday, March 19, 2015, from 9 a.m. to 4 p.m. at the Park Inn Harrisburg West, 5401 Carlisle Pike, Mechanicsburg, PA 17050.

Jurisdictional HIV prevention planning is a required activity of the Department's Federal Centers for Disease Control and Prevention grant for Comprehensive HIV Prevention Programs for Health Departments. In addition, Part B of the Ryan White Comprehensive AIDS Resource Emergency Act of 1990 (42 U.S.C.A. §§ 300ff-21—300ff-38) requires that the Department engage in a public advisory planning process in developing a comprehensive plan. The purpose of these meetings is to conduct an integrated prevention and care HIV planning process allowing the Department to work in partnership with the community and stakeholders to enhance access to HIV prevention, care and treatment services.

For additional information, contact Kenneth McGarvey, Director, Department of Health, Division of HIV/AIDS, Bureau of Communicable Diseases, 625 Forster Street, Room 1010, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-0572.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should also contact Kenneth McGarvey at the previously listed number, or at V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

These meetings are subject to cancellation without notice.

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-378. Filed for public inspection February 27, 2015, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Availability of Amendments to the Office of Developmental Programs' Consolidated and Person/Family Directed Support Waivers

The Department of Human Services (Department) is making available for public review and comment the Office of Developmental Programs' proposed Consolidated and Person/Family Directed Support (P/FDS) waiver amendments.

Background

Whenever changes are made to an approved waiver, the Department must submit an amendment to the Centers for Medicare and Medicaid Services (CMS) for approval. The Department proposes to amend the Consolidated and P/FDS waivers effective July 1, 2015, as follows:

- Aligning information in the waivers with current policies and practices. Some examples include adding references to 55 Pa. Code Chapter 51 (relating to Office of Developmental Programs home and community-based services) and adding the requirement that back-up plans are required for individuals supported in their own private residence or other settings where staff might not be continuously available.

- Adding new provider qualification requirements for training and orientation as well as background check requirements for volunteers.

- Clarifying what is and is not covered under service definitions. Some examples include the addition of a list of items excluded as Assistive Technology and clarification that waiver transportation services may not be substituted for the transportation services that a state is obligated to furnish under the requirements of 42 CFR 431.53 (relating to assurance of transportation), regarding transportation to and from providers of Medical Assistance services.

- Increasing reserved capacity for unanticipated emergencies in waiver year 4 (Fiscal Year 2015-2016) for the Consolidated Waiver only.

- Adding the application of a retention factor to the cost-based rate methodology for the Consolidated Waiver only.

The proposed Consolidated and P/FDS waiver amendment documents effective July 1, 2015, are available at <http://www.dhs.state.pa.us/dhsorganization/officeofdevelopmentalprograms/index.htm>.

Fiscal Impact

The total fiscal impact anticipated in association with these waiver amendments is estimated to be \$42.390 million (\$25.819 million State funds) for Fiscal Year 2015-2016 and subsequent years.

Public Comment

Interested persons are invited to submit written comments regarding the proposed waiver amendments. Comments should be addressed to Julie Mochon, Department of Human Services, Office of Developmental Programs, 625 Forster Street, Room 501, Harrisburg, PA 17120. Comments may also be submitted to the Department at RA-odpcomment@pa.gov. Comments received within 30 days of publication of this notice will be reviewed and considered for revisions to the proposed waiver amendments.

The Department will also hold two webinars to receive comments on the proposed Consolidated and P/FDS waiver amendments effective July 1, 2015. Dates, times and links for registration to attend these webinars are as follows:

March 3, 2015, 1:30 p.m. to 3:30 p.m. Register at <http://myaccount.maestroconference.com/conference/register/I8NQIWU3G99G2IYN>.

March 5, 2015, 9:30 a.m. to 11:30 a.m. Register at <http://myaccount.maestroconference.com/conference/register/YJUDGZ2TJ90UPZG4>.

To assist the Department in accurately capturing verbal comments, individuals are asked to submit a written copy of their comments by e-mailing them or mailing them to the addresses previously provided.

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).

Copies of this notice, waiver amendments and transition plans may be obtained at the regional Office of Developmental Programs (ODP) in the corresponding regions:

- *Western Region:* Piatt Place, Room 4900, 301 5th Avenue, Pittsburgh, PA 15222, (412) 565-5144

- *Northeast Region:* Room 315, Scranton State Office Building, 100 Lackawanna Avenue, Scranton, PA 18503, (570) 963-4749

- *Southeast Region:* 801 Market Street, Suite 5071, Philadelphia, PA 19107, (215) 560-2242 or (215) 560-2245

- *Central Region:* Room 430, Willow Oak Building, P. O. Box 2675, DGS Annex Complex, Harrisburg, PA 17105, (717) 772-6507

Contact information for the local Mental Health/Intellectual Disability County Program or Administrative Entity may be found at <https://www.hcsis.state.pa.us/hcsis-ssd/pgm/asp/PRCNT.ASP> or contact the previously referenced regional ODP.

THEODORE DALLAS,
Acting Secretary

Fiscal Note: 14-NOT-940. (1) General Fund; (2) Implementing Year 2015-16 is \$25,819,000; (3) 1st Succeeding Year 2016-17 through 5th Succeeding Year 2020-21 are \$0; (4) 2014-15 Program—\$1,067,000,000; 2013-14 Program—\$1,027,000,000; 2012-13 Program—\$932,000,000; (7) Intellectual Disability—Community Waiver Program; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 15-379. Filed for public inspection February 27, 2015, 9:00 a.m.]

Medical Assistance Program Fee Schedule Revisions

The Department of Human Services (Department) announces changes to the Medical Assistance (MA) Program Fee Schedule. These changes are effective for dates of service on and after March 2, 2015.

Fee Schedule Revisions

The Department is updating the MA Program Fee Schedule in response to indicators specified by the Centers for Medicare and Medicaid Services (CMS), requests received from providers, and clinical reviews by Department staff related to standards of practice, provider type/specialty combinations (PT/Spec), place of service (POS) and procedure code/modifier combinations.

The Department is also revising fees for specified services or a component of the fee for select services in order that the fee does not exceed the Medicare Upper Limit.

Physician Services

Radiology procedure code 74420 is being added for PT/Spec 31 (Physician)/All with modifier 26 (professional component) in POS 24 (Ambulatory Surgical Center)/Short Procedure Unit) and 99 (Special Treatment Room).

The following radiology procedure codes will have POS 21 (Inpatient Hospital), 24 and/or 99 added for PT/Spec 31/341 (Radiologist) with modifier 26 as indicated:

<i>Procedure Code</i>	<i>POS</i>	<i>Modifier</i>	<i>Procedure Code</i>	<i>POS</i>	<i>Modifier</i>
73525	24	26	74190	24	26
74235	24, 99	26	74300	24	26
74301	24	26	74305	24	26
74355	24	26	74360	24, 99	26
74363	24	26	74425	24	26
74450	21, 24	26	74470	21, 24	26
75801	24	26	75803	24	26
75805	24	26	75807	24	26
75894	24	26	75896	24	26
75970	24	26	75980	24	26
76932	24, 99	26	76975	24	26

The following radiology procedure codes will be end-dated for PT/Spec 31/All and re-opened for PT/Spec 31/341 in POS 21, 22 (Outpatient Hospital), 23 (Emergency Room) and/or 49 (Independent Clinic) with modifier 26 as indicated:

<i>Procedure Code</i>	<i>POS</i>	<i>Modifier</i>	<i>Procedure Code</i>	<i>POS</i>	<i>Modifier</i>
74235	21, 22, 49	26	74300	21	26
74301	21	26	74305	21	26
74355	21	26	74360	21, 22, 49	26
74363	21, 22	26	74470	22	26
74775	21, 22	26	75801	21, 22	26
75803	21, 22	26	75805	21, 22	26
75807	21, 22	26	75810	21, 22	26
75952	21	26	75953	21	26
75956	21	26	75957	21	26
75958	21	26	75959	21	26
75970	21, 22	26	75980	21, 22	26
75982	21, 22	26	76120	21, 22, 23	26
76125	21, 22, 23	26	76932	21, 22	26
76975	21, 22	26			

Laboratory procedure codes 88371 and 88372 will be end-dated for PT/Spec 31/All and re-opened for PT/Spec 31/333 (Pathologist).

Dental Services

Procedure code 70170 will have PT 27 (Dentist) end-dated because the procedure is outside the provider's scope of practice, beyond their scope of education or training, or both.

Emergency Room Services

Radiology procedures codes 74425 and 74450 will be end-dated for PT/Spec 01 (Inpatient Facility)/016 (ER Arrangement 1) in POS 23 because under this arrangement, payment would be made to the physician.

Laboratory Services

The following laboratory procedure codes will be end-dated for PT/Specs, indicated as follows, in POS 22, because the payment for these procedure codes is included in the hospital's per diem payment.

<i>Procedure Code</i>	<i>PT/Spec</i>	<i>POS</i>
84703	01/012 (Med Rehab Hospital)	22
86255	01/014 (Med Rehab Unit)	
86701	01/019 (D&A Hospital) 01/441 (D&A Rehab Hospital)	
86703	01/019	22

Laboratory procedure codes 81000, 85014 and 85018 will be end-dated for PT/Spec 01/015 (Children's Specialty Hospital) because the Department does not enroll providers under this specialty.

*Modifier Updates**Right/Left/50 Modifiers*

Procedure code 70170 will have the modifiers right (Rt), left (Lt) and bilateral (50) added because the procedure may be performed bilaterally.

Procedure codes 77053 and 77054 will have modifiers Rt, Lt, and 50 end-dated because the procedure code description specifies a single side or bilateral service.

TC/26/Total Modifiers

The following radiology procedure codes will only be paid when submitted with the professional component modifier (26):

<i>Procedure Code</i>	<i>26 Modifier Pricing</i>	<i>Procedure Code</i>	<i>26 Modifier Pricing</i>
75956	\$320.46	75957	\$264.85
75958	\$176.38	75959	\$154.98

Laboratory procedure codes 88360 and 88361 will have the technical component (TC) modifier end-dated for PT/Spec 28/280 in POS 81 (Independent Laboratory) because only the total component may be billed.

The following laboratory procedure codes will have PT/PS 31/333 (Pathologist) added with the modifiers 26 and family planning (FP) in POS, as indicated, with applicable pricing:

<i>Procedure Code</i>	<i>Modifier</i>	<i>26 Modifier Pricing</i>	<i>POS</i>
83020	26	\$15.21	21, 22, 23
84165	26	\$15.21	21, 22, 23
84166	26	\$15.21	21, 22, 23
84181	26	\$15.21	21, 22, 23
84182	26	\$15.21	21, 22, 23
85390	26	\$15.21	21, 22, 23
85576	26	\$15.21	21, 22
86255	26	\$15.21	21, 22, 23
86255	26, FP	\$15.21	22, 49
86256	26	\$14.60	21, 22, 23
86320	26	\$14.60	21, 22, 23
86325	26	\$14.60	21, 22, 23
86327	26	\$17.17	21, 22, 23
86334	26	\$15.21	21, 22, 23
86335	26	\$15.21	21, 22, 23
87164	26	\$15.21	21, 22, 23
87207	26	\$15.21	21, 22, 23
87207	26, FP	\$15.21	22, 49
88161	26	\$7.20	21, 22, 23
88161	26, FP	\$7.20	22, 49
88311	26	\$10.53	21, 22, 23
88371	26	\$15.21	21, 22, 23
88372	26	\$15.21	21, 22, 23
89060	26	\$15.21	21, 22, 23

The following laboratory procedure codes will have the TC and FP modifiers added to PT/Spec, as indicated, with applicable pricing:

<i>Procedure Code</i>	<i>PT/Specialty</i>	<i>Modifiers</i>	<i>TC Modifier Pricing</i>
88161	01-183	TC	
	01-016; 01-017	TC	\$8.80
	01-183	TC, FP	
	08-083	TC, FP	\$8.80
88311	01-016; 01-017	TC	\$6.19
	01-183	TC	

The following radiology procedure code/modifier combinations will be end-dated for the PT/Spec in the POS indicated:

<i>Procedure Code</i>	<i>PT/Spec</i>	<i>Modifier(s)</i>	<i>POS</i>
77370	01-183	TC	22
	31-All	TC	11
	31-All	26	11, 21, 22
77427	31-All	26	11, 21, 22
74450	31-All	TC, 26	11
74775	31-All	TC, 26	11
76945	31-All	TC, 26	11

The following laboratory procedure code/modifiers are end-dated for PT/Spec in the POS indicated because these are not consistent with CMS payment methodology:

<i>Procedure Code</i>	<i>Modifiers</i>	<i>PT/Spec</i>	<i>POS</i>
88150	26	31/All	11, 21, 22, 23
	TC	01/016/017	23
	TC	01/183	22
	TC	28/280	81
88155	26	31/All	11, 21, 22, 23
	TC	01/016/017	23
	TC	01/183	22
	TC	28/280	81

The following radiology procedure codes will have the total component (Total) and TC modifiers end-dated:

<i>Procedure Code</i>			
74300	74301	74305	74355
75952	75953	78414	79300

The following radiology and laboratory procedure codes will have modifiers end-dated as indicated:

<i>Procedures Code</i>	<i>End-dated Modifier</i>	<i>No Modifier Pricing</i>
77413	TC	\$44.00
77414	TC	\$44.00
87536	U7	\$116.09

The following radiology and laboratory procedure codes will have PT/Spec/modifier combinations added in POS as indicated:

<i>Procedure Code</i>	<i>PT/Spec</i>	<i>Modifier</i>	<i>POS</i>
76937	31/All	26	24
76937	01/183	No modifier TC	22
77427	01/183	No modifier	22
88371	01/183	No modifier	22
	01/016/017		23
	28/280		81
88372	01/183	No modifier	22
	01/016/017		23
	28/280		81

End-Date Places of Service

The following radiology and laboratory procedure codes will have POS 11 (office), 22, 23, 24, 31 (skilled nursing facility), 32 (nursing facility), 49 and/or 99 end-dated, as indicated, because the Department has determined that these settings are not appropriate for the performance of these services:

<i>Procedure Code</i>	<i>POS</i>	<i>Procedure Code</i>	<i>POS</i>
70170	23, 31, 32	73040	23
73085	23	73115	23
73525	23	73580	23

<i>Procedure Code</i>	<i>POS</i>	<i>Procedure Code</i>	<i>POS</i>
73615	23	74190	23
74235	11, 23	74300	11, 22, 23, 31, 32, 49
74301	11, 22, 23, 31, 32, 49	74305	11, 22, 23, 31, 32, 49
74355	11, 22, 23, 31, 32, 49	74360	11, 23, 31, 32
74363	11, 23, 31, 32, 49	74420	31, 32
74425	11, 31, 32, 49	74450	31, 32, 49
74470	11, 23, 31, 32, 49	74775	23, 31, 32, 49
75801	11, 23, 49	75803	11, 23, 49
75805	11, 23, 49	75807	11, 23, 49
75810	11, 23, 31, 32, 49	75894	11, 23, 31, 32, 49
75896	11, 23, 31, 32, 49	75952	11, 22, 23, 99
75953	11, 22, 23, 99	75956	24
75957	24	75958	24
75959	24	75970	11, 23, 31, 32, 49
75980	11, 23, 31, 32, 49	75982	11, 23, 31, 32, 49
76120	11, 31, 32, 49	76125	11, 31, 32, 49
76932	11, 23, 31, 32, 49	76937	49
76941	11, 23, 49	76945	23, 49
76975	11, 23, 49	78608	49
78812	23	78813	23
78814	23	78815	23
78816	23	85576	23
88360	11	88361	11

Pricing Revisions

MA regulations in 55 Pa. Code § 1150.62(a) (relating to payment levels and notice of rate setting changes) set forth that the Department will establish maximum payment rates for MA covered services. The established maximum payment rates will not exceed the Medicare Upper Limit. The fees for the following procedure codes will be adjusted as follows:

<i>Procedure Code</i>	<i>Total</i>	<i>TC Modifier</i>	<i>26 Modifier</i>
74363	\$134.46	\$93.73	No Change
75894	\$155.55	\$94.04	No Change
76937	\$25.53	No Change	No Change
76975	\$83.30	No Change	No Change
77051	\$9.71	\$6.65	No Change
77052	\$9.71	\$6.65	No Change
77053	\$56.47	\$38.98	No Change
77054	\$76.07	\$53.50	No Change
77417	\$12.92	No Fee	No Fee
78811	\$1,271.35	\$1,207.25	No Change
78812	\$1,286.78	\$1,207.25	No Change
78813	\$1,289.74	\$1,207.25	No Change
78814	\$1,297.75	\$1,207.25	No Change
78815	\$1,307.24	\$1,207.25	No Change
78816	\$1,309.62	\$1,207.25	No Change
81000	\$4.32	No Fee	No Fee
84165	\$14.65	No Fee	\$15.21
84181	\$23.24	No Fee	\$15.21
84182	\$24.55	No Fee	\$15.21
84703	\$10.26	No Fee	No Fee

<i>Procedure Code</i>	<i>Total</i>	<i>TC Modifier</i>	<i>26 Modifier</i>
85014	\$3.23	No Fee	No Fee
85018	\$3.23	No Fee	No Fee
85576	\$29.31	No Fee	\$15.21
86255	\$16.44	No Fee	\$15.21
86327	\$30.95	No Fee	\$17.17
86701	\$12.12	No Fee	No Fee
86703	\$18.70	No Fee	No Fee
86762	\$19.64	No Fee	No Fee
87076	\$8.75	No Fee	No Fee
87210	\$5.82	No Fee	No Fee
87621	\$47.87	No Fee	No Fee
88361	\$104.43	No Change	No Change

Limit Updates

The following radiology procedure codes will have changes to the fee schedule limits:

<i>Procedure Code</i>	<i>Present Limit</i>	<i>New Limit</i>
70170	1	2
77054	2	1
77413	10	1

Fiscal Impact

The Department anticipates minimal impact as a result of these revisions.

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 Deputy Secretary's Office, Attention: Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received will be reviewed and considered for any subsequent revisions to the MA Program Fee Schedule.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Acting Secretary

Fiscal Note: 14-NOT-939. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 15-380. Filed for public inspection February 27, 2015, 9:00 a.m.]

FISH AND BOAT COMMISSION

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 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 2014 at \$5,915.

Under 30 Pa.C.S. § 5331(c), the Commission has fixed the maximum amount for 2015 as \$5,935.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 15-381. Filed for public inspection February 27, 2015, 9:00 a.m.]

Classification of Wild Trout Streams; Proposed Additions; May 2015

Under 58 Pa. Code § 57.11 (relating to listing of wild trout streams), it is the policy of the Fish and Boat Commission (Commission) to accurately identify and classify stream sections supporting naturally reproducing populations of trout as wild trout streams. The Commission's Fisheries Management Division maintains the list of wild trout streams. The Executive Director, with the approval of the Commission, will from time to time publish the list of wild trout streams in the *Pennsylvania Bulletin*. 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.

At the next Commission meeting on May 4 and 5, 2015, the Commission will consider changes to its list of wild trout streams. Specifically, the Commission will consider the addition of the following streams or portions of streams to the list:

<i>County</i>	<i>Stream Name</i>	<i>Tributary To</i>	<i>Section Limits</i>
Cameron	UNT to Wykoff Run (24056)	Wykoff Run	Headwaters to mouth
Cameron	UNT to Wykoff Run (24061)	Wykoff Run	Headwaters to mouth
Cameron	UNT to Wykoff Run (24062)	Wykoff Run	Headwaters to mouth
Cameron	UNT to Wykoff Run (24064)	Wykoff Run	Headwaters to mouth
Carbon	UNT to Lehigh Canal RM 40.42 (Weissport)	Lehigh Canal	Headwaters to mouth
Centre	UNT to Penns Creek (Green Briar Gap)	Penns Creek	Headwaters to mouth
Clarion	UNT to Mill Creek (RM 3.63)	Mill Creek	Headwaters to mouth
Clearfield	UNT to Moose Creek (Shed Antler Hollow)	Moose Creek	Headwaters to mouth
Clinton	UNT to Young Womans Creek (Sevenmile Hollow)	Young Womans Creek	Headwaters to mouth
Fayette	Ramcat Run	Youghiogheny River	Headwaters to mouth
Forest	Troutman Run	Clarion River	Headwaters to mouth
Forest	Piney Run	Tionesta Creek	Headwaters to mouth
Forest	Mccauley Run	East Branch Hemlock Creek	Headwaters to mouth
Huntingdon	UNT to Standing Stone Creek (RM 15.36)	Standing Stone Creek	Headwaters to mouth
Huntingdon	Croyle Run	Greenlee Run	Headwaters to mouth
Huntingdon	Greenlee Run	Standing Stone Creek	Headwaters to mouth
Huntingdon	Roaring Run	Shaver Creek	Headwaters to mouth
Huntingdon	Shingletown Branch	Laurel Run	Headwaters to mouth
Indiana	Mardis Run	Blacklick Creek	Headwaters to mouth
Jefferson	UNT to Mill Creek (RM 14.80)	Mill Creek	Headwaters to mouth
Jefferson	Kyle Run	Little Mill Creek	Headwaters to mouth
Jefferson	UNT to Little Mill Creek (RM 6.45)	Little Mill Creek	Headwaters to mouth
Lancaster	Haines Branch	Susquehanna River	Headwaters to mouth
Lancaster	UNT to Susquehanna River (Wild Pres Road/Bald Eagle Road)	Susquehanna River	Headwaters to mouth
Lancaster	Wissler Run	Susquehanna River	Headwaters to mouth
Luzerne	Coal Creek	North Branch Susquehanna River	Headwaters downstream to Plymouth Borough Line
Lycoming	Grandad Run	Hessler Branch	Headwaters to mouth
Lycoming	Shingle Run	Bear Creek	Headwaters to mouth
Lycoming	Snake Run	Bear Creek	Headwaters to mouth
Lycoming	South Fork Bear Creek	Bear Creek	Headwaters to mouth
Lycoming	Buckeye Run	Otter Run	Headwaters to mouth
Lycoming	Greens Hollow Run	Mill Creek (Montoursville)	Headwaters to mouth
Monroe	High Swamp Run	Bush Kill	Headwaters to mouth
Northampton	UNT to Lehigh Canal (RM 2.18)	Lehigh Canal	Headwaters to mouth
Somerset	Drake Run	Youghiogheny River	Headwaters to mouth
Sullivan	Joes Run	Loyalsock Creek	Headwaters to mouth
Sullivan	Huckle Run	Loyalsock Creek	Headwaters to mouth

<i>County</i>	<i>Stream Name</i>	<i>Tributary To</i>	<i>Section Limits</i>
Union	Green Gap Run	Weikert Run	Headwaters to mouth
York	UNT to Susquehanna River (Atom Road)	Susquehanna River	Headwaters to mouth
York	Anderson Run	Susquehanna River	Headwaters to mouth
York	Green Branch	Susquehanna River	Headwaters to mouth
York	Robinson Run	Susquehanna River	Headwaters to mouth
York	UNT to Susquehanna River (Cold Cabin Road)	Susquehanna River	Headwaters to mouth
York	Cuffs Run	Susquehanna River	Headwaters to mouth
York	Wilson Run	Susquehanna River	Headwaters to mouth

Persons with comments, objections or suggestions concerning the classification of the streams listed may submit them in writing to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 15-382. Filed for public inspection February 27, 2015, 9:00 a.m.]

Proposed Changes to List of Class A Wild Trout Waters

The Fish and Boat Commission (Commission) is considering changes to its list of Class A Wild Trout Streams. 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 to conserve that resource and the angling it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. With rare exceptions, the Commission manages these stream sections solely for the perpetuation of the wild trout fishery with no stocking.

Criteria developed for Class A Wild Trout fisheries are species specific. Wild Trout Biomass Class Criteria include provisions for:

(i) *Wild Brook Trout Fisheries*

(A) Total brook trout biomass of at least 30 kg/ha (26.7 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Brook trout biomass must comprise at least 75% of the total trout biomass.

(ii) *Wild Brown Trout Fisheries*

(A) Total brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Brown trout biomass must comprise at least 75% of the total trout biomass.

(iii) *Mixed Wild Brook and Brown Trout Fisheries*

(A) Combined brook and brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(D) Brook trout biomass must comprise less than 75% of the total trout biomass.

(E) Brown trout biomass must comprise less than 75% of the total trout biomass.

(iv) *Wild Rainbow Trout Fisheries*

Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 2.0 kg/ha (1.78 lbs/acre).

(v) *Mixed Wild Brook and Rainbow Trout Fisheries*

(A) Combined brook and rainbow trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(D) Brook trout biomass shall comprise less than 75% of the total trout biomass.

(E) Rainbow trout biomass shall comprise less than 75% of the total trout biomass.

(vi) *Mixed Wild Brown and Rainbow Trout Fisheries*

(A) Combined brown and rainbow trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(D) Brown trout biomass shall comprise less than 75% of the total trout biomass.

(E) Rainbow trout biomass shall comprise less than 75% of the total trout biomass.

During recent surveys, Commission staff documented the following stream section to have a Class A wild trout population. The Commission intends to consider adding this water to its list of Class A Wild Trout Streams at its meeting on May 4 and 5, 2015.

County	Stream	Section	Limits	Brook Trout (kg/ha)	Brown Trout (kg/ha)	Rainbow Trout (kg/ha)	Length (miles)	Survey Year
Carbon	UNT to Lehigh Canal Rm 40.42 (Weissport)	01	Headwaters to Phifer Ice Dam inlet	12.15	49.44	—	1.30	2012

Persons with comments, objections or suggestions concerning the addition are invited to submit comments in writing to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 15-383. Filed for public inspection February 27, 2015, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

The Health Care Cost Containment Council (Council) has scheduled the following meetings: Wednesday, March 4, 2015—Data Systems Committee Meeting at 10 a.m. and Thursday, March 5, 2015—Council Meeting at 10 a.m.

The meetings will be held at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodation due to a disability who wish to attend the meeting should contact Reneé Greenawalt, (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,
Executive Director

[Pa.B. Doc. No. 15-384. Filed for public inspection February 27, 2015, 9:00 a.m.]

INSURANCE DEPARTMENT

Alleged Violation of Insurance Laws; Jovani L. Chappel; Doc. No. SC14-10-024

Notice is hereby given of the Order to Show Cause issued on February 18, 2015, by the Deputy Insurance Commissioner in the previously-referenced matter. Violation of the following is alleged: sections 611-A(2), (14), (19) and (20) and 678-A(b) of The Insurance Department Act of 1921 (40 P. S. §§ 310.11(2), (14), (19) and (20) and 310.78(b)).

Respondent shall file a written answer to the Order to Show Cause within 20 days of the date of issue. If the respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 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) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention,

if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

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 Fleischauer, Agency ADA Coordinator at (717) 705-4194.

TERESA D. MILLER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 15-385. Filed for public inspection February 27, 2015, 9:00 a.m.]

Alleged Violation of Insurance Laws; Scott Shapiro; Doc. No. SC15-01-015

Notice is hereby given of the Order to Show Cause issued on February 18, 2015, by the Deputy Insurance Commissioner in the previously-referenced matter. Violation of the following is alleged: sections 611-A(2), (8) and (20) and 678-A(a) of The Insurance Department Act of 1921 (40 P. S. §§ 310.11(2), (8) and (20) and 310.78(a)).

Respondent shall file a written answer to the Order to Show Cause within 20 days of the date of issue. If the respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 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) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

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 Fleischauer, Agency ADA Coordinator at (717) 705-4194.

TERESA D. MILLER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 15-386. Filed for public inspection February 27, 2015, 9:00 a.m.]

Application for Renewal of Designation as a Certified Reinsurer

ACE INA Overseas Insurance Company, Ltd. has applied for renewal of its designation as a certified reinsurer in this Commonwealth. The application was received on February 5, 2015, and was made under section 319.1(a) of The Insurance Company Law of 1921 (40 P. S. § 442.1(a)) and 31 Pa. Code § 161.3a (relating to requirements for certified reinsurers).

Persons who wish to comment on the application are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party, identification of the application to which the statement is addressed and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Nicholas S. Murray, Financial Analysis Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, nmurray@pa.gov. Comments received will be forwarded to the applicant for appropriate response.

TERESA D. MILLER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 15-387. Filed for public inspection February 27, 2015, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have 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 insureds' automobile insurance policies. The hearings will be held in accordance with the requirements of Act 68; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional offices in Harrisburg and Philadelphia, 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 Joseph J. Mishkula; file no. 14-115-179367; GEICO Casualty Company; Doc. No. P15-02-004; March 26, 2015, 9:30 a.m.

The following hearings will be held in the Strawbridge and Clothier, Justice Hearing Room 4030, 801 Market Street, Philadelphia, PA 19107.

Appeal of Charles Erwin; file no. 14-188-176836; Capitol Insurance Company; Doc. No. P14-12-012; March 23, 2015, 10 a.m.

Appeal of Danel Rae Robinson; file no. 14-119-175125; Capitol Insurance Company; Doc. No. P14-12-005; March 23, 2015, 1 p.m.

Appeal of Dione Nelson; file no. 14-188-174588; Victoria Fire and Casualty Company; Doc. No. P14-12-001; March 24, 2015, 9 a.m.

Parties may appear with or without counsel and offer relevant testimony and other relevant evidence, or both. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend a 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,
Acting Insurance Commissioner

[Pa.B. Doc. No. 15-388. Filed for public inspection February 27, 2015, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insurer has requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insured's automobile insurance policy. The hearing will be held in accordance with the requirements of Act 68; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held in the Insurance Department's regional office in Harrisburg, PA. Failure by an 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 Progressive Advanced Insurance Company; file no. 14-188-179446; Mark C. Tangorra; Doc. No. P15-02-005; March 31, 2015, 10 a.m.

Parties may appear with or without counsel and offer relevant testimony and other relevant evidence, or both. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

TERESA D. MILLER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 15-389. Filed for public inspection February 27, 2015, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insurer has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the company's termination of the insured's homeowners policy. The hearing will be held in accordance with the requirements of the act; 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 Philadelphia, PA. Failure by the appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in Strawbridge and Clothier, Justice Hearing Room 4030, 801 Market Street, Philadelphia, PA 19107.

Appeal of AIG Property Casualty Company; file no. 14-115-174108; Carl Risoldi; Doc. No. P14-11-011; March 23, 2015, 2 p.m.

Parties may appear with or without counsel and offer relevant testimony and other relevant evidence, or both.

Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

TERESA D. MILLER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 15-390. Filed for public inspection February 27, 2015, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the company's termination of the insureds' homeowners policy. The hearing will be held in accordance with the requirements of the act; 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 Philadelphia, PA. Failure by the appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in Strawbridge and Clothier, Justice Hearing Room 4030, 801 Market Street, Philadelphia, PA 19107.

Appeal of Sidney and Sandra Sharp; file no. 14-119-178675; Allstate Vehicle and Property Insurance Company; Doc. No. P14-12-019; March 24, 2015, 10 a.m.

Parties may appear with or without counsel and offer relevant testimony and other relevant evidence, or both. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require

an auxiliary aid, service or other accommodation to participate in the hearing, should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

TERESA D. MILLER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 15-391. Filed for public inspection February 27, 2015, 9:00 a.m.]

PATIENT SAFETY AUTHORITY

Public Meeting

The Patient Safety Authority (Authority), established by section 303 of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P.S. § 1303.303), announces a meeting of the Authority's Board to be held at the Conference Center, Central Penn College, 600 Valley Road, Summerdale, PA 17093 at 10 a.m. on Tuesday, March 10, 2015.

Individuals with questions regarding this meeting, which is open to the public, should contact the Authority at (717) 346-0469.

MICHAEL C. DOERING,
Executive Director

[Pa.B. Doc. No. 15-392. Filed for public inspection February 27, 2015, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by March 16, 2015. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-2015-2465527. Stephen L. Woods t/a Superior Transport Services (424 East Wheeling Street, Unit D4, Washington, PA 15301) for the right, to transport by motor vehicle, persons, upon call or demand, in the City of Washington, Washington County.

A-2015-2466538. First Class Transportation, Inc. (2101 Market Street, #3105, Philadelphia, Philadelphia

County, PA 19103) for the right to transport, as a common carrier, by motor vehicle, persons in call or demand service, between points in Bucks County, and from points in said county, to points in Pennsylvania, and return, excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.*

A-2015-2461169. Michael Paul Webb, Sr. (342 West North Street, York, York County, PA 17401) persons upon call or demand, in the Counties of York and Adams, which is to be a transfer of all rights authorized under the certificate issued at A-6315203, to Detterline Enterprises, LLC t/a D & L Cab Company, subject to the same limitations and conditions.

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 conveyance as described under the application.*

A-2015-2464482. Sharon Confer, Randy Confer, Corey Confer and Kerry Confer, Co-Partners t/a Nittany Limousine Service (1211 East College Avenue, State College, PA 16801) for the discontinuance of service and cancellation of the certificate, as a common carrier, by motor vehicle, at A-649764, authorizing the transportation of persons in limousine service, from points in the Counties of Centre, Clinton, Union, Mifflin, Huntingdon, Blair and Clearfield, to points in Pennsylvania, and vice versa, excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-393. Filed for public inspection February 27, 2015, 9:00 a.m.]

Service of Notice of Motor Carrier Formal Complaints

Formal Complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due March 16, 2015, and must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. CUSA ES, LLC; Docket No. C-2012-2330131

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Sec-

tion 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to CUSA ES, LLC, t/a Coach America Crew Transport, (respondent) is under suspension effective October 09, 2012 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 5430 LBJ Freeway, 3 Lincoln Center #1075, Dallas, TX 75240.

3. That respondent was issued a Certificate of Public Convenience by this Commission on September 02, 2009, at A-6210936.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 and causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-6210936 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 10/23/2012

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining

the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or may be sent by overnight delivery to:

400 North Street, 2nd Floor
Harrisburg, PA 17120

Additionally, please serve a copy on:

Wayne T. Scott, Prosecutor
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing the penalty proposed in this Complaint. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Acord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility
Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing the proposed penalty in this Complaint, which may include the cancellation of your Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth in this Complaint.

F. If you have questions regarding this Complaint or if you would like an alternative format of this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

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**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. JLH Transit, LLC;
Docket No. C-2013-2339275**

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to JLH Transit, LLC, (respondent) is under suspension effective December 04, 2012 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 7227 Monticello Street, Suite A, Pittsburgh, PA 15208.
3. That respondent was issued a Certificate of Public Convenience by this Commission on April 02, 2012, at A-6413972.
4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 and causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-6413972 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 1/9/2013

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or may be sent by overnight delivery to:

400 North Street, 2nd Floor
Harrisburg, PA 17120

Additionally, please serve a copy on:

Wayne T. Scott, Prosecutor
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing the penalty proposed in this Complaint. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Acord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility
Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing the proposed penalty in this Complaint, which may include the cancellation of your Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth in this Complaint.

F. If you have questions regarding this Complaint or if you would like an alternative format of this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

**Pennsylvania Public Utility Commission; Bureau of
Investigation and Enforcement v. Oddy
Transportation Service, Inc.;**
Docket No. C-2015-2455988

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Oddy Transportation Service, Inc., (respondent) is under suspension effective October 24, 2014 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 6248 Pine Street, Philadelphia, PA 19143-1028.

3. That respondent was issued a Certificate of Public Convenience by this Commission on September 03, 1991, at A-00109796.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil

penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00109796 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 1/8/2015

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Aord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility
 Services
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

**Pennsylvania Public Utility Commission; Bureau of
 Investigation and Enforcement v. Saint Cab, Inc.;**
Docket No. C-2015-2456189

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are

prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Saint Cab, Inc., (respondent) is under suspension effective October 24, 2014 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 5020 Saul Street, Philadelphia, PA 19124.

3. That respondent was issued a Certificate of Public Convenience by this Commission on January 24, 1996, at A-00112474.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00112474 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
 David W. Loucks, Chief
 Motor Carrier Enforcement
 Bureau of Investigation and Enforcement
 P. O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 1/13/2015

David W. Loucks, Chief
 Motor Carrier Enforcement
 Bureau of Investigation and Enforcement

NOTICE

G. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial

Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

H. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

I. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Acord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

J. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

K. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

L. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

ROSEMARY CHIAVETTA,
 Secretary

[Pa.B. Doc. No. 15-394. Filed for public inspection February 27, 2015, 9:00 a.m.]

Telecommunications

A-2015-2467189. Consolidated Communications of Pennsylvania Company and CenturyLink Communications, LLC. Joint petition of Consolidated Communications of Pennsylvania Company and CenturyLink Communications, LLC for approval of Amendment No. 1 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Consolidated Communications of Pennsylvania Company and CenturyLink Communications, LLC, by their counsel, filed on February 12, 2015, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of Amendment No. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Communications of Pennsylvania Company and CenturyLink Communications, LLC joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at www.puc.pa.gov and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
 Secretary

[Pa.B. Doc. No. 15-395. Filed for public inspection February 27, 2015, 9:00 a.m.]

Telecommunications Services

A-2015-2464621. US LEC of Pennsylvania, Inc., d/b/a PAETEC Business Services. Application of US LEC of Pennsylvania, Inc., d/b/a PAETEC Business Services for approval to offer, render, furnish or supply telecommunications services to the public as a competitive local exchange carrier in the service territory of Commonwealth Telephone Company, d/b/a Frontier Communications Commonwealth Telephone Company.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before March 16, 2015. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed

in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.pa.gov and at the applicant's business address.

Applicant: US LEC of Pennsylvania, Inc., d/b/a PAETEC Business Services

Through and By Counsel: Thomas, Niesen & Thomas, LLC, 212 Locust Street, Suite 500, Harrisburg, PA 17101, (717) 255-7600, fax (717) 236-8278

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-396. Filed for public inspection February 27, 2015, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Notice of Rescheduling of Sales of Wheelchair Accessible Taxicab Medallions

The Philadelphia Parking Authority's Board Order 14-004, published at 44 Pa.B. 7805 (December 13, 2014), directing the Taxicab and Limousine Division (TLD) to administer the sale of 46 Philadelphia taxicab medallions, each of which are designated as wheelchair accessible vehicle taxicab medallions. This notice included the date, time and location of the bid openings for each of these medallions.

Bid openings were scheduled on Wednesday, February 11, 2015, at 11 a.m. at the TLD headquarters at 2415 South Swanson Street, Philadelphia, PA 19148 for Medallions WP-1602 and WP-1603. However, under Paragraph

No. 10 of the Board Order, TLD Director James R. Ney exercised his discretion to reschedule the sale of these medallions due to lack of participation.

Therefore, the sealed bids for Medallions WP-1602 and WP-1603 will be opened by the Director at the TLD's headquarters on April 22, 2015, at 11 a.m. at 2415 South Swanson Street, Philadelphia, PA 19148.

Refer to Board Order 14-004, published at 44 Pa.B. 7805, for all ordered instructions and other information concerning the sale of these medallions. See also 52 Pa. Code §§ 1013.31—1013.37 (relating to medallion sales by the Authority).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-397. Filed for public inspection February 27, 2015, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 14-114.1, Roof Replacement of Tioga 1, TMT, until 2 p.m. on Thursday, April 2, 2015. Information (including mandatory prebid information) can be obtained from the web site www.philaport.com under Procurement or call (215) 426-2600.

JAMES T. McDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 15-398. Filed for public inspection February 27, 2015, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

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

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

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

Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/ Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended, or Existing</i>	<i>Action Taken</i>
Robbie and Danyell Dickinson 457 West McKinleyville Road Hustontown, PA 17229	Fulton County/ Taylor Township	341.42	Swine	New	Approved
David K. Lapp 373 Walnut Run Road Willow Street, PA 17584	Lancaster County/ Strasburg Township	0	Cattle	New	Approved
Vernon Z. Weaver 135 Bethany Road Ephrata, PA 17522	Lancaster County/ Ephrata Township	76	Layers	New	Approved
Richard J. Hill 2003 Mount Zion Road Lebanon, PA 17046	Lebanon County/ Bethel Township	171.55	Broilers	Existing	Rescinded

JOHN QUIGLEY,
Acting Chairperson

[Pa.B. Doc. No. 15-399. Filed for public inspection February 27, 2015, 9:00 a.m.]

