



Volume 43 (2013)

Pennsylvania Bulletin
Repository

3-9-2013

March 9, 2013 (Pages 1257-1398)

Pennsylvania Legislative Reference Bureau

Follow this and additional works at: https://digitalcommons.law.villanova.edu/pabulletin_2013

Recommended Citation

Pennsylvania Legislative Reference Bureau, "March 9, 2013 (Pages 1257-1398)" (2013). *Volume 43 (2013)*. 10.

https://digitalcommons.law.villanova.edu/pabulletin_2013/10

This March is brought to you for free and open access by the Pennsylvania Bulletin Repository at Villanova University Charles Widger School of Law Digital Repository. It has been accepted for inclusion in Volume 43 (2013) by an authorized administrator of Villanova University Charles Widger School of Law Digital Repository.

PENNSYLVANIA BULLETIN

Volume 43

Number 10

Saturday, March 9, 2013 • Harrisburg, PA

Pages 1257—1398

Agencies in this issue

The Courts
Department of Banking and Securities
Department of Education
Department of Environmental Protection
Department of General Services
Department of Health
Department of Labor and Industry
Department of Public Welfare
Department of Revenue
Department of Transportation
Executive Board
Fish and Boat Commission
Health Care Cost Containment Council
Independent Regulatory Review Commission
Insurance Department
Pennsylvania Public Utility Commission
Philadelphia Regional Port Authority
State Board of Auctioneer Examiners
State Board of Social Workers, Marriage and
Family Therapists and Professional
Counselors
Susquehanna River Basin Commission
Detailed list of contents appears inside.



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

No. 460, March 2013

CUT ON DOTTED LINES AND ENCLOSE IN AN ENVELOPE

CHANGE NOTICE/NEW SUBSCRIPTION

If information on mailing label is incorrect, please make changes in space provided below and mail to:

FRY COMMUNICATIONS, INC.

Attn: *Pennsylvania Bulletin*

800 W. Church Rd.

Mechanicsburg, PA 17055-3198

CUSTOMER NUMBER (6 digit number above name)

NAME OF INDIVIDUAL

OFFICE NAME—TITLE

ADDRESS (Number and Street)

(City)

(State)

(Zip Code)

TYPE OR PRINT LEGIBLY

PENNSYLVANIA



BULLETIN

(ISSN 0162-2137)

Postmaster send address changes to:

FRY COMMUNICATIONS

Attn: *Pennsylvania Bulletin*

800 W. Church Rd.

Mechanicsburg, Pennsylvania 17055-3198

(717) 766-0211 ext. 2340

(800) 334-1429 ext. 2340 (toll free, out-of-State)

(800) 524-3232 ext. 2340 (toll free, in State)

published weekly by Fry Communications, Inc. for the Commonwealth of Pennsylvania, Legislative Reference Bureau, 641 Main Capitol Building, Harrisburg, Pa. 17120, under the policy supervision and direction of the Joint Committee on Documents pursuant to Part II of Title 45 of the Pennsylvania Consolidated Statutes (relating to publication and effectiveness of Commonwealth Documents). Subscription rate \$82.00 per year, postpaid to points in the United States. Individual copies \$2.50. Checks for subscriptions and individual copies should be made payable to "*Fry Communications, Inc.*" Periodicals postage paid at Harrisburg, Pennsylvania.

Orders for subscriptions and other circulation matters should be sent to:

Fry Communications, Inc.

Attn: *Pennsylvania Bulletin*

800 W. Church Rd.

Mechanicsburg, PA 17055-3198

Copyright © 2013 Commonwealth of Pennsylvania

Editorial preparation, composition, printing and distribution of the *Pennsylvania Bulletin* is effected on behalf of the Commonwealth of Pennsylvania by FRY COMMUNICATIONS, Inc., 800 W. Church Road, Mechanicsburg, Pennsylvania 17055-3198.

CONTENTS

THE COURTS

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of disbarment 1265

SUPREME COURT

Reestablishment of the magisterial districts within the 11th judicial district; no. 313 magisterial rules doc. 1265

Reestablishment of the magisterial districts within the 30th judicial district; no. 317 magisterial rules doc. 1266

Reestablishment of the magisterial districts within the 33rd judicial district; no. 314 magisterial rules doc. 1266

Reestablishment of the magisterial districts within the 36th judicial district; no. 315 magisterial rules doc. 1267

Reestablishment of the magisterial districts within the 42nd judicial district; no. 316 magisterial rules doc. 1268

Reestablishment of the magisterial districts within the 60th judicial district; no. 312 magisterial rules doc. 1268

EXECUTIVE AGENCIES

DEPARTMENT OF BANKING AND SECURITIES

Notices

Actions on applications 1289

DEPARTMENT OF EDUCATION

Notices

Application of Frank J. Blair, Jr. for reinstatement of teaching certificates; doc. no. RE 12-04 1290

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices

Applications, actions and special notices 1290

Availability of technical guidance 1371

Bid opportunity 1371

Nutrient credit trading program; notice of certification requests 1372

Oil and Gas Technical Advisory Board special meeting change 1372

State Board for Certification of Sewage Enforcement Officers; 2013 meetings announcement 1372

Stream redesignation evaluation of Little Sewickley Creek; water quality standards review 1373

DEPARTMENT OF GENERAL SERVICES

Notices

Lease office space to the Commonwealth 1373

DEPARTMENT OF HEALTH

Notices

Long-term care nursing facilities; request for exception 1373

Newborn Screening and Follow-Up Program Technical Advisory Board and Infant Hearing Screening Advisory Committee joint meeting 1374

DEPARTMENT OF LABOR AND INDUSTRY

Notices

Public comment on the proposed Federal Fiscal Year 2014 combined agency state plan attachments; correction 1374

DEPARTMENT OF PUBLIC WELFARE

Notices

Additional class of disproportionate share payments to qualifying teaching hospitals 1374

DEPARTMENT OF REVENUE

Notices

Pennsylvania Happy Mother's Day '13 instant lottery game 1375

Pennsylvania Hot \$100s instant lottery game 1376

Pennsylvania Triple Cash '13 instant lottery game .. 1378

DEPARTMENT OF TRANSPORTATION

Notices

Application for lease of right-of-way 1380

Committee meetings 1381

Watercraft trailer forfeiture; maximum amount ... 1381

EXECUTIVE BOARD

Statements of Policy

Reorganization of the Department of Aging 1283

Reorganization of the Department of Corrections .. 1283

Reorganization of the Department Military and Veterans Affairs 1283

Reorganization of the Department of Public Welfare 1283

FISH AND BOAT COMMISSION

Notices

Proposed special regulation designations and redesignations 1381

Triploid grass carp permit application 1382

HEALTH CARE COST CONTAINMENT COUNCIL

Notices

Special reports and requests for data 1382

INDEPENDENT REGULATORY REVIEW COMMISSION

Notices

Notice of filing of final rulemakings 1390

INSURANCE DEPARTMENT

Proposed Rulemakings

Surplus insurance lines 1269

Notices

New York Life Insurance Company; rate increase filing for several LTC forms (2 documents) . 1390, 1391

Review procedure hearings; cancellation or refusal of insurance 1391

Review procedure hearings under the Unfair Insurance Practices Act (2 documents) 1391, 1392

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

PENNSYLVANIA PUBLIC UTILITY COMMISSION**Proposed Rulemakings**

Rules of practice and procedure 1273

Notices

Indirect change of control 1392

Pipeline operators subject to the Gas and Hazardous Liquids Pipeline Act; 2013 registrations 1393

Service of notice of motor carrier applications 1393

Telecommunications (2 documents) 1395, 1396

Transfer of control 1396

Wastewater service 1396

PHILADELPHIA REGIONAL PORT AUTHORITY**Notices**

Request for bids 1396

STATE BOARD OF AUCTIONEER EXAMINERS**Proposed Rulemakings**

Schedule of fees 1279

STATE BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS**Proposed Rulemakings**

Biennial renewal fees 1281

SUSQUEHANNA RIVER BASIN COMMISSION**Notices**

Projects approved for consumptive uses of water .. 1396

READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

Pennsylvania Bulletin

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

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

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the 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 you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

A chronological table of the history of *Pennsylvania Code* sections may be found at www.legis.state.pa.us.

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.

SUBSCRIPTION INFORMATION: (717) 766-0211
GENERAL INFORMATION AND FINDING AIDS: (717) 783-1530

Printing Format

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

Fiscal Notes

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

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

Reproduction, Dissemination or Publication of Information

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

§ 3.44. General permission to reproduce content of Code and Bulletin.

Information published under this part, which information includes, but is not limited to, cross references, tables of cases, notes of decisions, tables of contents, indexes, source notes, authority notes, numerical lists and codification guides, other than the actual text of rules or regulations may be reproduced only with the written consent of the Bureau. The information which appears on the same leaf with the text of a rule or regulation, however, may be incidentally reproduced in connection with the reproduction of the rule or regulation, if the reproduction is for the private use of a subscriber and not for resale. There are no other restrictions on the reproduction of information published under this part, and the Commonwealth hereby consents to a reproduction.

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 2013.

4 Pa. Code (Administration)

Statements of Policy

9	220, 875, 1084, 1283
67a	877

7 Pa. Code (Agriculture)

Adopted Rules

143	216
144	216

25 Pa. Code (Environmental Protection)

Adopted Rules

78	526
105	967
121	806
123	806
139	806
901	830

Proposed Rules

127	677
806	872

31 Pa. Code (Insurance)

Proposed Rules

124	1269
-----------	------

40 Pa. Code (Liquor)

Adopted Rules

15	12
----------	----

49 Pa. Code (Professional and Vocational Standards)

Proposed Rules

1	1279
47	1281

52 Pa. Code (Public Utilities)

Proposed Rules

1	1273
5	1273
65	870

55 Pa. Code (Public Welfare)

Adopted Rules

52	833
----------	-----

Statements of Policy

51	878
6400	222

58 Pa. Code (Recreation)

Adopted Rules

401a	660
403a	660
405a	660
407a	660
461a	660
471a	660
491a	660
493a	660
494a	660
495a	660
497a	660
499a	660
501a	660
511a	660

Proposed Rules

75	15
461a	834
465a	834
525	834
575	834
577	834
579	834
603a	834
609a	834
623a	834
627a	834
629a	834
631a	834
633a	834
635a	834
637a	834
649a	834
659a	834
661a	834
663a	834
665a	834

61 Pa. Code (Revenue)

Adopted Rules

7	532
117	535
119	535
121	535
901	532

101 Pa. Code (General Assembly)

Statements of Policy

31	17
303	878

204 Pa. Code (Judicial System General Provisions)

Proposed Rules

81	1173
83	1173
303	431

210 Pa. Code (Appellate Procedure)

Adopted Rules

25	964
63	514
65	298

225 Pa. Code (Rules of Evidence)

Adopted Rules

Article I	620
Article II	620
Article III	620
Article IV	620
Article V	620
Article VI	620
Article VII	620
Article VIII	620
Article IX	620
Article X	620

Proposed Rules

Article VIII	210
--------------------	-----

231 Pa. Code (Rules of Civil Procedure)

Adopted Rules

200	525
1910	801

234 Pa. Code (Rules of Criminal Procedure)

Adopted Rules

1	652
2	652
4	654

Proposed Rules

5	210
8	801

246 Pa. Code (Minor Court Civil Rules)

Proposed Rules

200	8
400	8

249 Pa. Code (Philadelphia Rules)

Unclassified	657, 658, 1078
--------------------	----------------

255 Pa. Code (Local Court Rules)

Unclassified	9, 11, 212, 214, 299, 658, 964, 1173, 1175, 1176
--------------------	---

THE COURTS

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Disbarment

Notice is hereby given that Clarence C. Burris, III, having been indefinitely suspended from the practice of before the Board of Immigration Appeals, the Immigration Courts and the Department of Homeland Security by Orders of the Board of Immigration Appeals dated March 20 and April 25, 2012; the Supreme Court of Pennsylvania issued an Order on February 21, 2013, suspending Clarence C. Burris, III, from the Bar of this Commonwealth consistent with the Orders of the Board of Immigration Appeals effective March 23, 2013.

ELAINE M. BIXLER,
Secretary

*The Disciplinary Board of the
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 13-391. Filed for public inspection March 8, 2013, 9:00 a.m.]

SUPREME COURT

Reestablishment of the Magisterial Districts within the 11th Judicial District; No. 313 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 25th day of February 2013, upon consideration of the Petition to Reestablish the Magisterial Districts of the 11th Judicial District (Luzerne County) of the Commonwealth of Pennsylvania, it is hereby *Ordered and Decreed* that the Petition, which provides for the elimination of Magisterial District 11-3-05, within Luzerne County, to be effective January 1, 2018, is granted; and that the Petition, which provides for the realignment of Magisterial Districts 11-1-01, 11-1-02, 11-1-04, 11-3-04, and 11-3-08, within Luzerne County, to be effective June 1, 2013, is granted; and that the Petition, which provides for the realignment of Magisterial Districts 11-3-01, 11-3-03, and 11-3-06 within Luzerne County, to be effective January 1, 2018, is granted; and that the Petition, which also provides for the reestablishment of Magisterial Districts 11-1-03, 11-1-05, 11-1-06, 11-2-01, 11-2-03, 11-3-02, 11-3-07, and 11-3-09, within Luzerne County, to be effective immediately, is granted.

Said Magisterial Districts shall be as follows:

Magisterial District 11-1-01	City of Wilkes-Barre (Wards
Magisterial District Judge	11-20)
	Richard J. Cronauer
Magisterial District 11-1-02	City of Wilkes-Barre (Wards
Magisterial District Judge	1-10)
	Martin R. Kane
Magisterial District 11-1-03	City of Hazleton
Magisterial District Judge	
	Joseph D. Zola

Magisterial District 11-1-04
Magisterial District Judge
(Vacant)

Magisterial District 11-1-05
Magisterial District Judge
Paul J. Roberts

Magisterial District 11-1-06
Magisterial District Judge
David A. Barilla

Magisterial District 11-2-01
Magisterial District Judge
Joseph J. Carmody

Magisterial District 11-2-03
Magisterial District Judge
Joseph A. Halesey

Magisterial District 11-3-01
Magisterial District Judge
John E. Hasay

Magisterial District 11-3-02
Magisterial District Judge
Donald L. Whittaker

Magisterial District 11-3-03
Magisterial District Judge
Daniel O'Donnell

Magisterial District 11-3-04
Magisterial District Judge
James M. Dixon

Magisterial District 11-3-06
Magisterial District Judge
Ronald W. Swank

City of Pittston
Avoca Borough
Dupont Borough
Duryea Borough
Hughestown Borough
Yatesville Borough
Jenkins Township
Pittston Township

Edwardsville Borough
Kingston Borough

Courtdale Borough
Forty Fort Borough
Larksville Borough
Luzerne Borough
Pringle Borough
Swoyersville Borough

Exeter Borough
West Pittston Borough
West Wyoming Borough
Wyoming Borough
Exeter Township

Ashley Borough
Sugar Notch Borough
Warrior Run Borough
Hanover Township

Nescopeck Borough
New Columbus Borough
Shickshinny Borough
Conyngham Township
Fairmount Township
Hollenback Township
Hunlock Township
Huntington Township
Nescopeck Township
Ross Township
Salem Township
Union Township

City of Nanticoke
Plymouth Borough
Newport Township
Plymouth Township

Conyngham Borough
Freeland Borough
Black Creek Township
Butler Township
Foster Township
Sugarloaf Township

Jeddo Borough
West Hazleton Borough
Hazle Township

Nuangola Borough
Penn Lake Park Borough
White Haven Borough
Dennison Township
Dorrance Township
Fairview Township
Rice Township
Slocum Township
Wright Township

Magisterial District 11-3-07 Magisterial District Judge Michael G. Dotzel	Bear Creek Village Borough Laurel Run Borough Bear Creek Township Buck Township Wilkes-Barre Township
Magisterial District 11-3-08 Magisterial District Judge Diana Malast	Laflin Borough Plains Township
Magisterial District 11-3-09 Magisterial District Judge James E. Tupper	Dallas Borough Harveys Lake Borough Dallas Township Franklin Township Jackson Township Kingston Township Lake Township Lehman Township

[Pa.B. Doc. No. 13-392. Filed for public inspection March 8, 2013, 9:00 a.m.]

Reestablishment of the Magisterial Districts within the 30th Judicial District; No. 317 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 25th day of February, 2013, upon consideration of the Petition to Reestablish the Magisterial Districts of the 30th Judicial District (Crawford County) of the Commonwealth of Pennsylvania, it is hereby *Ordered and Decreed* that the Petition, which provides for the elimination of Magisterial District 30-3-02, within Crawford County, to be effective January 4, 2016, is granted; and that the Petition, which provides for the realignment of Magisterial Districts 30-3-01, 30-3-03, and 30-3-06, within Crawford County, to be effective January 4, 2016, is granted; and that the Petition, which also provides for the reestablishment of Magisterial District 30-2-01, within Crawford County, to be effective immediately, is granted.

Said Magisterial Districts shall be as follows:

Magisterial District 30-2-01 Magisterial District Judge William D. Chisholm	City of Meadville West Mead Township
Magisterial District 30-3-01 Magisterial District Judge Rita J. Marwood	Conneaut Lake Borough Conneautville Borough Linesville Borough Springboro Borough Beaver Township Conneaut Township East Fallowfield Township Greenwood Township North Shenango Township Pine Township Sadsbury Township South Shenango Township Spring Township Summerhill Township Summit Township Union Township West Fallowfield Township West Shenango Township

Magisterial District 30-3-03 Magisterial District Judge Lincoln S. Zilhaver	Cambridge Springs Borough Saegertown Borough Venango Borough Woodcock Borough Cambridge Township Cussewago Township Hayfield Township Rockdale Township Venango Township Vernon Township Woodcock Township
---	--

Magisterial District 30-3-06 Magisterial District Judge Amy L. Nicols	Blooming Valley Borough Centerville Borough Cochranon Borough Hydetown Borough Spartansburg Borough Townville Borough Athens Township Bloomfield Township East Fairfield Township East Mead Township Fairfield Township Oil Creek Township Randolph Township Richmond Township Rome Township Sparta Township Steuben Township Troy Township Wayne Township
---	--

[Pa.B. Doc. No. 13-393. Filed for public inspection March 8, 2013, 9:00 a.m.]

Reestablishment of the Magisterial Districts within the 33rd Judicial District; No. 314 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 25th day of February, 2013, upon consideration of the Petition to Reestablish the Magisterial Districts of the 33rd Judicial District (Armstrong County) of the Commonwealth of Pennsylvania, it is hereby *Ordered and Decreed* that the Petition, which provides for the reestablishment of Magisterial Districts 33-3-01, 33-3-02, 33-3-03, and 33-3-04 within Armstrong County, to be effective immediately, is granted.

Said Magisterial Districts shall be reestablished as follows:

Magisterial District 33-3-01 Magisterial District Judge J. Gary DeComo	Ford City Borough Ford Cliff Borough Freeport Borough Manorville Borough Cadogan Township Manor Township North Buffalo Township South Buffalo Township
--	---

Magisterial District 33-3-02 Applewold Borough
 Magisterial District Judge Kittanning Borough
 James H. Owen Parker City Borough
 West Kittanning Borough
 Worthington Borough
 Bradys Bend Township
 East Franklin Township
 Hovey Township
 Perry Township
 Rayburn Township
 Sugarcreek Township
 Washington Township
 West Franklin Township

Magisterial District 33-3-03 Apollo Borough
 Magisterial District Judge Leechburg Borough
 James A. Andring North Apollo Borough
 Bethel Township
 Gilpin Township
 Kiskiminetas Township
 Parks Township

Magisterial District 33-3-04 Atwood Borough
 Magisterial District Judge Dayton Borough
 Samuel R. Goldstrohm Elderton Borough
 Rural Valley Borough
 South Bethlehem Borough
 Boggs Township
 Burrell Township
 Cowanshannock Township
 Kittanning Township
 Madison Township
 Mahoning Township
 Pine Township
 Plumcreek Township
 Redbank Township
 South Bend Township
 Valley Township
 Wayne Township

[Pa.B. Doc. No. 13-394. Filed for public inspection March 8, 2013, 9:00 a.m.]

Reestablishment of the Magisterial Districts within the 36th Judicial District; No. 315 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 25th day of February, 2013, upon consideration of the Petition to Reestablish the Magisterial Districts of the 36th Judicial District (Beaver County) of the Commonwealth of Pennsylvania, it is hereby *Ordered and Decreed* that the Petition, which provides for the elimination of Magisterial District 36-1-03, within Beaver County, to be effective January 1, 2016, is granted; and that the Petition, which provides for the realignment of Magisterial Districts 36-2-01 and 36-3-01, within Beaver County, to be effective June 1, 2013, is granted; and that the Petition, which provides for the realignment of Magisterial District 36-3-04, within Beaver County, to be effective January 1, 2016, is granted;

and that the Petition, which also provides for the reestablishment of Magisterial Districts 36-1-01, 36-1-02, 36-2-02, 36-3-02, and 36-3-03, within Beaver County, to be effective immediately, is granted.

Said Magisterial Districts shall be as follows:

Magisterial District 36-1-01 Ambridge Borough
 Magisterial District Judge Baden Borough
 Andrew M. Hladio Harmony Township

Magisterial District 36-1-02 City of Beaver Falls
 Magisterial District Judge Eastvale Borough
 William R. Livingston, II Fallston Borough
 Patterson Heights Borough
 West Mayfield Borough
 Patterson Township
 White Township

Magisterial District 36-2-01 Conway Borough
 Magisterial District Judge East Rochester Borough
 Edward C. Howe Economy Borough
 Freedom Borough
 Rochester Borough
 New Sewickley Township

Magisterial District 36-2-02 Beaver Borough
 Magisterial District Judge Bridgewater Borough
 Tim Finn Glasgow Borough
 Industry Borough
 Midland Borough
 Ohioville Borough
 Brighton Township
 Vanport Township

Magisterial District 36-3-01 New Brighton Borough
 Magisterial District Judge Daugherty Township
 Dale F. Nicholson Franklin Township
 Marion Township
 North Sewickley Township
 Pulaski Township
 Rochester Township

Magisterial District 36-3-02 Big Beaver Borough
 Magisterial District Judge Darlington Borough
 C. Douglas Loughner Homewood Borough
 Koppel Borough
 New Galilee Borough
 Chippewa Township
 Darlington Township
 South Beaver Township

Magisterial District 36-3-03 Georgetown Borough
 Magisterial District Judge Hookstown Borough
 Joseph L. Schafer Monaca Borough
 Shippingport Borough
 Center Township
 Greene Township
 Potter Township
 Raccoon Township

Magisterial District 36-3-04 City of Aliquippa
 Magisterial District Judge Frankfort Springs Borough
 Janet M. Swihart South Heights Borough
 Hanover Township
 Hopewell Township
 Independence Township

[Pa.B. Doc. No. 13-395. Filed for public inspection March 8, 2013, 9:00 a.m.]

Reestablishment of the Magisterial Districts within the 42nd Judicial District; No. 316 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 25th day of February, 2013, upon consideration of the Petition to Reestablish the Magisterial Districts of the 42nd Judicial District (Bradford County) of the Commonwealth of Pennsylvania, it is hereby *Ordered and Decreed* that the Petition, which provides for the realignment of Magisterial Districts 42-3-02 and 42-3-04, within Bradford County, to be effective June 1, 2013, is granted; and that the Petition, which also provides for the reestablishment of Magisterial Districts 42-3-01 and 42-3-03, within Bradford County, to be effective immediately, is granted.

Said Magisterial Districts shall be as follows:

Magisterial District 42-3-01	Alba Borough
Magisterial District Judge Jonathan M. Wilcox	Canton Borough
	Sylvania Borough
	Troy Borough
	Armenia Township
	Canton Township
	Columbia Township
	Granville Township
	Leroy Township
	Ridgebury Township
	Smithfield Township
	South Creek Township
	Springfield Township
	Troy Township
	Wells Township
	West Burlington Township
Magisterial District 42-3-02	Athens Borough
Magisterial District Judge Michael G. Shaw	Sayre Borough
	South Waverly Borough
	Athens Township
Magisterial District 42-3-03	Burlington Borough
Magisterial District Judge Timothy M. Clark	Monroe Borough
	New Albany Borough
	Towanda Borough
	Albany Township
	Burlington Township
	Franklin Township
	Monroe Township
	North Towanda Township
	Overton Township
	Sheshequin Township
	Towanda Township
	Ulster Township

Magisterial District 42-3-04
Magisterial District Judge
Fred M. Wheaton

Leraysville Borough
Rome Borough
Wyalusing Borough
Asylum Township
Herrick Township
Litchfield Township
Orwell Township
Pike Township
Rome Township
Standing Stone Township
Stevens Township
Terry Township
Tuscarora Township
Warren Township
Wilmot Township
Windham Township
Wyalusing Township
Wysox Township

[Pa.B. Doc. No. 13-396. Filed for public inspection March 8, 2013, 9:00 a.m.]

Reestablishment of the Magisterial Districts within the 60th Judicial District; No. 312 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 21st day of February 2013, upon consideration of the Petition to Reestablish the Magisterial Districts of the 60th Judicial District (Pike County) of the Commonwealth of Pennsylvania, it is hereby *Ordered and Decreed* that Magisterial Districts 60-3-01, 60-3-02, 60-3-03, and 60-3-04 within Pike County, are reestablished, to be effective immediately.

Said Magisterial Districts will be as follows:

Magisterial District 60-3-01	Matamoras Borough
Magisterial District Judge Deborah Fischer	Milford Borough
	Milford Township
	Westfall Township
Magisterial District 60-3-02	Blooming Grove Township
Magisterial District Judge Jay R. Rose	Greene Township
	Palmyra Township
Magisterial District 60-3-03	Dingman Township
Magisterial District Judge Alan B. Cooper	Lackawaxen Township
	Shohola Township
Magisterial District 60-3-04	Delaware Township
Magisterial District Judge Stephen A. McBride	Lehman Township
	Porter Township

[Pa.B. Doc. No. 13-397. Filed for public inspection March 8, 2013, 9:00 a.m.]

PROPOSED RULEMAKINGS

INSURANCE DEPARTMENT

[31 PA. CODE CH. 124] Surplus Insurance Lines

The Insurance Department (Department) proposes to amend Chapter 124 (relating to surplus lines insurance) to read as set forth in Annex A. This proposed rulemaking is under the authority of sections 206, 506, 1501 and 1502 of The Administrative Code of 1929 (71 P. S. §§ 66, 186, 411 and 412), regarding the general rulemaking authority of the Department, and Article XVI of The Insurance Company Law of 1921 (act) (40 P. S. §§ 991.1601—991.1626), regarding surplus lines.

Purpose

The purpose of this proposed rulemaking is to update Chapter 124 in accordance with amendments made to the act in 2002, 2010 and 2011. See the act of July 10, 2002 (P. L. 749, No. 110) (Act 110); the act of March 22, 2010 (P. L. 147, No. 14) (Act 14); and the act of June 30, 2011 (P. L. 194, No. 28) (Act 28). Chapter 124 was adopted on March 17, 2000, and sets forth duties and requirements relating to surplus lines agents, writing producers and surplus lines insurers transacting business in this Commonwealth.

Explanation of Regulatory Requirements

The following is a description of the changes in this proposed rulemaking.

A proposed amendment to § 124.3(b) (relating to conditions of binding authority) deletes the requirement that an executed copy of a written contract shall be maintained by the surplus lines licensee in its office “in this Commonwealth” in accordance with amendments to section 1610 of the act (40 P. S. § 991.1610) under Act 14, which deleted this requirement.

Sections 124.4 and 124.5 (relating to evidence of insurance; and diligent search of admitted insurers) are proposed to be amended to change “producing broker” to “writing producer” in accordance with the nomenclature change in Act 14, which were precipitated to ensure consistency of terminology with the act of December 6, 2002 (P. L. 1183, No. 147).

Section 124.5 is proposed to be amended to clarify the documentation necessary to deem that a diligent search was made and to set forth the procedure for obtaining and recording declinations from admitted carriers. Section 124.5 also contains editorial and structural amendments to accommodate the proposed requirements.

Proposed amendments to § 124.6 (relating to export list coverages) revise the procedural filing requirements to accommodate electronic filings consistent with current practices. Specifically, a surplus lines licensee would file a written declaration reporting the transaction involving the placement of coverage which appears on the most recent export list on a form prescribed by the Department.

Section 124.7 (relating to unique forms of coverages) is proposed to be amended to accommodate an editorial change to make the language consistent with § 124.6.

Section 124.8 (relating to surplus lines licensee bond requirements) is proposed to be rescinded in accordance

with the elimination of the bonding and residency requirements for surplus lines agents in Act 110.

Section 124.9 (relating to requirements to qualify as an eligible surplus lines insurer) is proposed to be rescinded per amendments to section 1605 of the act (40 P. S. § 991.1605) under Act 28, which were based on the Nonadmitted and Reinsurance Reform Act of 2010 (Pub. L. No. 111-203), which sets forth standards for eligibility of nonadmitted insurers.

Section 124.10 (relating to eligible surplus lines insurer filing requirements) is proposed to be amended to modify required elements of a foreign insurer's request to be considered for placement on the Department's eligible surplus lines insurer list in accordance with amendments to section 1605 of the act made by Act 28.

Section 124.11 (relating to exempt commercial purchaser) is proposed to be added to require a surplus lines licensee to file with the Department a written declaration reporting transactions involving exempt commercial purchasers under section 1610(a.1) of the act, as added by Act 28.

Affected Parties

This proposed rulemaking would apply to surplus lines agents, writing producers and surplus lines insurers transacting business in this Commonwealth.

Fiscal Impact

State government

The proposed rulemaking will strengthen and clarify existing regulatory requirements. There will not be material increase in cost to the Department as a result of this proposed rulemaking.

General public

While the proposed rulemaking will not have immediate fiscal impact on the general public, the general public will benefit to the extent that the proposed rulemaking enhances the efficiency and effectiveness of the Commonwealth's regulation of surplus lines insurance under Article XVI of the act.

Political subdivisions

The proposed rulemaking will not impose additional costs on political subdivisions.

Private sector

The proposed rulemaking will not impose significant costs on surplus lines licensees, writing producers or surplus lines insurers transacting business in this Commonwealth.

Paperwork

The proposed rulemaking will not impose additional paperwork on the Department.

Effectiveness/Sunset Date

The proposed rulemaking will become effective within 30 days after final-form publication in the *Pennsylvania Bulletin*. The Department continues to monitor the effectiveness of regulations on a triennial basis. Therefore, a sunset date has not been assigned.

Contact Person

Questions or comments regarding the proposed rulemaking may be addressed in writing to Peter J. Salvatore, Regulatory Coordinator, Insurance Department,

1326 Strawberry Square, Harrisburg, PA 17120, fax (717) 705-3873, psalvatore@state.pa.us within 30 days after the publication in the *Pennsylvania Bulletin*.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on February 22, 2013, the Department submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the Senate Banking and Insurance Committee and the House Insurance Committee. A copy of this material is available to the public upon request.

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

MICHAEL F. CONSEDINE,
Insurance Commissioner

Fiscal Note: 11-251. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 31. INSURANCE

PART VIII. MISCELLANEOUS PROVISIONS

CHAPTER 124. SURPLUS LINES INSURANCE

§ 124.3. Conditions of binding authority.

* * * * *

(b) An executed copy of the written contract shall be maintained by the surplus lines licensee in its office [**in this Commonwealth**]. The copy shall be available at all reasonable times for examination by the Department without notice for at least 5 years following termination of the contract.

(c) If a surplus lines licensee, who is qualified under this chapter to exercise binding authority on behalf of the eligible surplus lines insurer, delegates binding authority to any other surplus lines licensee, the instrument delegating binding authority shall specifically identify the binding authority agreement between the delegating surplus lines licensee and the eligible surplus lines insurer. An executed copy of the instrument delegating binding authority shall be maintained by both the surplus lines licensee delegating binding authority and the surplus lines licensee to whom the authority is delegated in their offices [**in this Commonwealth**]. The copy shall be available at all reasonable times for examination by the Department without notice for at least 5 years following termination of the contract.

§ 124.4. Evidence of insurance.

(a) Section 1612 of the act (40 P.S. § 991.1612) requires the surplus lines licensee, upon placing surplus lines insurance, to deliver the contract of insurance to the insured or to the [**producing broker**] **writing producer**. A cover note, binder or other evidence of insurance shall be delivered by the surplus lines licensee if the contract of insurance is not immediately available.

* * * * *

§ 124.5. Diligent search of admitted insurers.

Under section 1604(2)(i) of the act (40 P.S. § 991.1604(2)(i)), surplus lines insurance may be procured through a surplus lines licensee from nonadmitted insurers if a diligent search is made among the admitted insurers who are writing, in this Commonwealth, coverage comparable to the coverage being sought. The following minimum requirements and conditions apply to the conduct of a diligent search among admitted insurers under section 1604(2)(i) of the act.

(1) Under section 1609(a)(1)(i) of the act (40 P.S. § 991.1609(a)(1)(i)), the [**producing broker**] **writing producer** shall execute and forward to the surplus lines licensee a written statement, in a form prescribed by the Department, declaring that a diligent effort to procure the desired coverage from admitted insurers was made. **A diligent effort will be deemed to have been made if the writing producer has documented a declination of coverage from at least three admitted insurers which are writing, in this Commonwealth, coverage comparable to the coverage being sought. A declination may be documented by any of the following:**

[(i) A diligent effort by the producing broker to procure the desired coverage from admitted insurers shall have been made if the producing broker declares on the prescribed form that at least three admitted insurers which are writing, in this Commonwealth, coverage comparable to the coverage being sought have declined to insure the particular risk.

(ii) A producing broker who obtains a declination from an admitted insurer shall either obtain the declination in writing from the admitted insurer or create a written record of an oral declination by the admitted insurer. A written record of an oral declination shall be made by the person who initially received the declination or by another person working for the business from information transmitted by the person who received the declination. A declination shall be obtained from the admitted insurer or recorded by the producing broker at or near the time of receipt of the declination and maintained in the regular course of business.

(iii) A written record documenting an oral declination shall include:

(A) The name, office location and phone number of the admitted insurer or firm acting in the capacity of underwriting manager for the admitted insurer.

(B) The name and position of the person contacted.

(C) The date of contact.

(D) An explanation of the declination.

(iv) If an admitted insurer fails to respond within 5 business days after first being contacted by the producing broker, the producing broker may assume that the insurer has declined to write the risk. The producing broker shall create a written record of the contact, including the manner in which contact was made and the information required under subparagraph (iii)(A)—(C).

(v) A declination of coverage by an admitted insurer shall be made by a person who is a full-time employee of the admitted insurer and who has underwriting responsibility for that admitted in-

suror or by a full-time employe of a firm acting in the capacity of underwriting manager for the admitted insurer.]

(i) A written declination from the admitted insurer.

(ii) A written record of an oral declination made by the person who initially received the declination or by another person working for the business from information transmitted by the person who received the declination. The written record must include:

(A) The name, office location and phone number of the admitted insurer or firm acting in the capacity of underwriting manager for the admitted insurer.

(B) The name and position of the person contacted.

(C) The date of contact.

(D) An explanation of the declination.

(iii) A written record that the writing producer contacted an admitted insurer who failed to respond within 5 business days, which includes the manner in which the contact was made and the information required under subparagraph (ii)(A)—(C).

(iv) A written record that the risk does not meet the underwriting guidelines of the admitted insurer. The written record must include:

(A) The name of the admitted insurer.

(B) Reference to the underwriting guidelines upon which the declination is based.

(2) A declination shall be obtained from the admitted insurer or recorded by the writing producer at or near the time of receipt of the declination and maintained for at least 5 years following termination of the contract.

(3) A declination of coverage by an admitted insurer shall be made by a person who is a full-time employee of the admitted insurer and who has underwriting responsibility for that admitted insurer or by a full-time employee of a firm acting in the capacity of underwriting manager for the admitted insurer.

[(vi)] (4) For purposes of this [subparagraph] paragraph, the term “affiliate” is used as defined in section 1401 of The Insurance Company Law of 1921 (40 P. S. § 991.1401).

[(A)] (i) A declination may not be obtained from an admitted insurer which is an affiliate of an admitted insurer from which a declination has already been obtained.

[(B)] (ii) Surplus lines insurance may not be placed with a nonadmitted insurer that is an affiliate of an admitted insurer from which a declination has been obtained.

[(C)] (iii) The restrictions in [clauses (A) and (B)] subparagraphs (i) and (ii) do not apply if the affiliated insurers write independently of each other using separate and independently developed underwriting criteria and marketing plans, and for underwriting purposes, compete with each other for the same type of coverage or class of insurance.

[(2)] (5) Under section 1609(a)(2) of the act, the surplus lines licensee shall file with the Department a written declaration of the licensee’s lack of knowledge of how the coverage could have been procured from admitted insurers and shall simultaneously file the written declaration of the [producing broker] writing producer required under section 1609(a)(1) of the act. Under section 1609(a)(3) of the act, if the surplus lines licensee acts as both the [producing broker] writing producer and surplus lines licensee in a particular transaction, the surplus lines licensee is required to execute the declarations required under section 1609(a)(1) and (2) of the act.

§ 124.6. Export list coverages.

* * * * *

(c) Within 45-calendar days after the placement of an insurance coverage which appears on the most recent export list published by the Commissioner, the surplus lines licensee shall file with the Department or its designee a [copy of the declaration page of the policy, cover note, binder or other evidence of insurance delivered by the surplus lines licensee in accordance with section 1612(a) of the act (40 P. S. § 991.1612(a)) with the word “EXPORT” stamped in red letters in the upper right hand corner] written declaration reporting the transaction on a form prescribed by the Department.

§ 124.7. Unique forms of coverages.

Under section 1604(2)(iii) of the act (40 P. S. § [1604(2)(iii)] 991.1604(2)(iii)), surplus lines insurance may be procured through a surplus lines licensee from nonadmitted insurers if the kind of insurance sought to be obtained from admitted insurers requires a unique form of coverage not available in the admitted market. Within 45-calendar days after a unique form of coverage has been placed, the surplus lines licensee shall file with the Department or its designee, a written declaration reporting the transaction [in] on a form prescribed by the Department.

§ 124.8. [Surplus lines licensee bond requirements] (Reserved).

[(a) The bond required under section 1615(b)(4) of the act (40 P. S. § 991.1615(b)(4)) to be maintained concurrent with the term of a surplus lines agent’s license shall be in the amount of at least \$50,000 for the initial term of the license.

(b) The amount of the bond required for renewal of a surplus lines agent’s license shall be based on the total taxable surplus lines premium volume of the surplus lines agent during the preceding calendar year as reported to the Department of Revenue under section 1621 of the act (40 P. S. § 991.1621) and determined by using the following table:

<i>Total Taxable Surplus Lines Premium Volume</i>	<i>Required Minimum Amount of Bond</i>
\$0—\$1,999,999	\$50,000
\$2,000,000—\$3,999,999	\$100,000
\$4,000,000—\$5,999,999	\$150,000
\$6,000,000—\$7,999,999	\$200,000

**Total Taxable Surplus
Lines Premium Volume**
\$8,000,000—and over

**Required Minimum
Amount of Bond**
3% of the total taxable
surplus lines premium
volume of the surplus
lines licensee during the
preceding calendar year
or other amount
acceptable to the
Commissioner.]

§ 124.9. [Requirements to qualify as an eligible surplus lines insurer] (Reserved).

[(a) To be considered for placement on the most recent eligible surplus lines insurer list, a nonadmitted insurer shall meet the requirements of the act and this chapter. The nonadmitted insurer shall meet the following requirements:

(1) Currently licensed as an insurer in the state or country of its domicile for the kinds of insurance which it proposes to provide in this Commonwealth.

(2) Either engaged in doing the business of surplus lines insurance in one or more jurisdictions for at least 3 years immediately preceding the filing of an application to be an eligible surplus lines insurer; or an affiliate of an admitted insurer which has been so admitted for at least 3 years immediately preceding seeking approval to do business in this Commonwealth.

(b) In addition to the requirements in subsection (a), an alien insurer shall provide documentation evidencing its inclusion on the most recent quarterly listing of nonadmitted alien insurers which have met the criteria in the plan of operation adopted by the National Association of Insurance Commissioners International Insurers Department, or successor organization.]

§ 124.10. Eligible surplus lines insurer filing requirements.

(a) A request to consider a foreign [nonadmitted] insurer for placement on the Department's eligible surplus lines insurer list **under section 1605(b) of the act (40 P. S. § 991.1605(b))** shall be made in writing by [a surplus lines licensee and shall] or on behalf of an insurer and include the following:

(1) [*Charter.* A copy of the charter of the nonadmitted insurer or similar document and any amendments, additions and deletions thereto certified by the corporate secretary of the nonadmitted insurer.

(2)] *Certificate of authority.* A copy of the certificate of authority of the insurer or similar document setting forth its authority to issue policies and insure risks in the jurisdiction in which the insurer is incorporated, formed or organized.

[(3)] (2) *Financial statement.*

(i) A copy of the latest annual financial report or statement of the insurer signed by the officers of the insurer and filed with the insurance regulatory authority or other governmental authority in the jurisdiction in which the insurer is incorporated, formed or organized. The copy [shall] **must** include all supplemental reports,

exhibits and schedules required as part of the annual statement filing [**and shall be certified as provided under section 1605(3) of the act (40 P. S. § 991.1605(3))**].

(ii) A copy of each subsequent quarterly financial report or statement of the insurer signed by the officers of the insurer and filed with the insurance regulatory authority or other governmental authority in the jurisdiction in which the insurer is incorporated, formed or organized.

[(4) *Report of examination.* A copy of the most recent report of examination of the insurer conducted by the insurance regulatory authority or similar governmental authority requiring the examination and certified by the proper official of that authority.

(5) *Biographical information.* Biographical data for each officer, director, person in managerial control, and like individual on a form provided by the Department.

(6)] (3) *Kind of insurance.* A written statement by an officer of the insurer identifying the kinds of insurance coverages the insurer intends to write and the types of risks the insurer intends to insure in this Commonwealth.

[(7) *Designee for service of process.* A written designation of the name of the individual employed by the insurer or other appropriate representative to whom all lawful process shall be mailed. The designee shall maintain a legal residence, domicile or office in the United States.

(8)] (4) *Additional information.* Additional information as may be required by the Commissioner to determine whether the insurer meets the standards and requirements of the act [**and this chapter**].

(b) After placement on the eligible surplus lines insurer list, a foreign insurer shall submit to the Department [**through a surplus lines licensee**]:

(1) [**Changes or additions, or both, to the information in subsection (a)(7) within 10-calendar days of the occurrence.**

(2) **Changes or additions, or both, to the information in subsection (a)(1) and (5) within 30-calendar days of the occurrence.**

(3) **A certified]** A copy of the information in subsection [(a)(3)(i)] (a)(2)(i) within 30-calendar days after the date required for filing in its domiciliary jurisdiction. [**A copy of the information in subsection (a)(2) shall accompany the filing.**]

[(4)] (2) A copy of the information in subsection [(a)(3)(ii)] (a)(2)(ii) within 45-calendar days from the close of the quarter for which the report is prepared.

[(5) **A certified copy of the information in subsection (a)(4) within 30-calendar days of the date it became a public document.**

(6)] (3) Additional items as may be required by the Commissioner to determine whether the insurer continues to meet the standards under the act.

(c) A request to consider an alien [nonadmitted] insurer for placement on the Department's eligible surplus lines insurer list **under section 1605(b) of the act**

shall be made in writing by [a surplus lines licensee and shall include the following:] or on behalf of an insurer and include documentation evidencing that the insurer is listed on the Quarterly Listing of Alien Insurers maintained by the International Insurers Department of the National Association of Insurance Commissioners.

[(1) *Charter*. A copy of the charter of the insurer or similar document and any amendments, additions and deletions thereto certified by the corporate secretary of the insurer.

(2) *Certificate of authority*. A copy of the certificate of authority of the insurer or similar document setting forth its authority to issue policies and insure risks in the jurisdiction in which the insurer is incorporated, formed or organized.

(3) *Annual financial statement*.

(i) Two copies of the latest annual financial report of the insurer signed by the officers of the insurer and filed with the insurance regulatory authority or other governmental authority in the jurisdiction in which the insurer is incorporated, formed or organized. One copy of the financial report or statement shall be expressed in language and currency of the place of incorporation, formation or organization of the insurer and the other copy prepared and expressed in the English language and United States currency at the current rate of exchange as of the statement date. Certification of the financial report or statement shall be in accordance with section 1605(3) of the act (40 P. S. § 991.1605(3)).

(ii) A copy of the latest annual financial statement of the insurer in the standard reporting format prescribed by the National Association of Insurance Commissioners' International Insurers Department, or successor organization.

(4) *Trust fund agreement*.

(i) A copy of the trust fund agreement concerning the trust fund which the insurer maintains in the United States in either a National bank or a member of the Federal Reserve System in an amount as set out in the act for the protection of all of its policyholders in the United States, consisting of cash, securities, letters of credit or investments of substantially the same character and quality as those which are eligible investments for admitted insurers authorized to write like kinds of insurance in this Commonwealth.

(ii) The trustees of the trust fund shall give written verification of the amount initially deposited and presently on deposit by the insurer in the trust fund. The trustees shall immediately give written notification to the Department at any time the trust fund deposit is less than the minimum requirement as provided for in section 1605(a)(2)(i) of the act.

(5) *Biographical sketches*. Biographical data for each officer, director, person in managerial control, and like individual on a form provided by the Department.

(6) *Kind of insurance*. A written statement by an officer of the insurer identifying the kinds of insurance coverages the insurer intends to write and the types of risks the insurer intends to insure in this Commonwealth.

(7) *Designee for service of process*. A written designation of the name of the individual employed by the insurer or other appropriate representative to whom all lawful process shall be mailed. The designee shall maintain a legal residence, domicile or office in the United States.

(8) *Additional information*. Additional information as required by the Commissioner to determine whether the insurer meets the standards and requirements of the act and this chapter.]

(d) After placement on the eligible surplus lines insurer list, [an alien insurer shall submit the following to the Department through a surplus lines licensee:] a nonadmitted insurer shall notify the Department within 10 business days if the nonadmitted insurer no longer satisfies the requirements of section 1605 of the act.

[(1) Changes or additions, or both, to the information in subsection (c)(7) and (4)(i) within 10-calendar days of the occurrence.

(2) Changes or additions, or both, to the information in subsection (c)(1) and (5) within 30-calendar days of the occurrence.

(3) A certified copy of the information in subsection (c)(3)(i) within 30-calendar days after the date required for filing in its domiciliary jurisdiction. A copy of the information in subsection (c)(2), (3)(ii) and (4)(ii) shall accompany the filing.

(4) Additional items as may be required by the Commissioner to determine whether the insurer continues to meet the standards under the act.]

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

§ 124.11. Exempt commercial purchaser.

For the Department to determine whether a surplus lines licensee has placed business for an exempt commercial purchaser under section 1610(a.1) of the act (40 P. S. § 991.1610(a.1)), the surplus lines licensee shall file, with the Department or its designee, a written declaration reporting the transaction on a form prescribed by the Department.

[Pa.B. Doc. No. 13-398. Filed for public inspection March 8, 2013, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[52 PA. CODE CHS. 1 AND 5]

[L-2012-2296005]

Rules of Practice and Procedure

The Pennsylvania Public Utility Commission (Commission), on July 19, 2012, adopted a proposed rulemaking order which improves clarity and operation of Commission procedures and also reduces paper copy requirements for Commission filings.

Executive Summary

In order to facilitate a review of its Rules of Practice and Procedure, the Public Utility Commission (PUC)

convened a Procedural Rules Committee consisting of outside practitioners as well as lawyers from other agencies who practiced before the PUC and internal staff. After a period of study and discussion, the Procedural Rules Committee made a number of suggestions to the Commission's Chief Counsel as to regulations which its members agree are problematic and how those rules should be improved. All of these suggested changes are included in this Proposed Rulemaking.

The Commission's staff made a contemporaneous review of the Rules of Practice and Procedure with regard to changes made in the PUC's internal structure and to reflect a diminished need for copies of paper filings within the PUC because of advancements in electronic filings. These changes are also incorporated within this Proposed Rulemaking. The most notable change is the elimination of the filing of paper copies of pleadings before the Commission and its Administrative Law Judges with the exception of the original, signed pleading.

Public Meeting held
July 19, 2012

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

Amendment of Public Utility Commission Rules of Practice and Procedure; 52 Pa. Code Chapters 1, 3 and 5; Doc. No. L-2012-2296005

Proposed Rulemaking Order

By the Commission:

The Pennsylvania Public Utility Commission (Commission) proposes to implement changes to some of the procedural rules that govern the conduct of proceedings before the Commission and its Administrative Law Judges (ALJs). These changes to our administrative Rules of Practice and Procedure at 52 Pa. Code Chapter 1, 3 and 5 address problems identified by lawyers who represent clients before the Commission, ALJs, as well our own internal legal staff. We are making changes to the rules in order to improve the clarity and operation of our procedures as well as to reduce paper copy requirements for Commission filings.

Background

In order to further review the Commission's Rules of Practice and Procedure and to determine whether the rules needed clarification, changes or improvements based on experience, the Commission convened a Procedural Rules Committee consisting of outside practitioners and internal staff. The membership of the Procedural Rules Committee is comprised of private attorneys who represent clients before the Commission, the Office of Consumer Advocate, the Office of Small Business Advocate, and internal staff from the Commission's Office of Administrative Law Judge, Law Bureau and the Bureau of Investigation and Enforcement (formerly Office of Trial Staff).

After a period of study and discussion, the Procedural Rules Committee made a number of suggestions to the Commission's Chief Counsel as to regulations which its members agree are problematic and how those rules should be improved. All of the Procedural Rules Committee's suggested changes are incorporated into the rule changes contained within Annex A.

In addition to those changes proposed by the Procedural Rules Committee, Commission staff has identified some problems with the current regulations that are also

addressed in this order. Due to the recently completed reorganization of the Commission, advances in technology and the ability of many practitioners to make electronic filings at the Commission, we are eliminating the requirement to file additional paper copies of certain pleadings, beyond a signed original, before the Commission. Although this only involves two regulations, they are universal in operation and will result in savings of time and resources for both parties appearing before the Commission and our staff as well.

Proposed Rulemaking

§ 1.8. Definitions.

Our decision in Joint Application of Aqua Pennsylvania, Inc. and Country Club Gardens Water Company, Docket Nos. A-210104F0066 and A-210620F2000, 2006 Pa. PUC LEXIS 30, Opinion and Order entered April 7, 2006, made it apparent that the definition of "person" did not include "municipal corporations." In that proceeding, Aqua Pennsylvania, Inc. had petitioned for authority to acquire certain water system assets in Lehigh County owned by Country Club Gardens Water Company, Inc. (together Joint Applicants). A number of individuals, municipal entities and municipal authorities protested that petition (Joint Protesters). The Joint Applicants filed a motion to dismiss the protests that we granted in-part, particularly with respect to "municipal corporation" protesters stating:

We note that the definition of "person" in our regulations differs from the definition of "person" in our statute. Section 102, 66 Pa. C. S. § 102, excludes only "corporations" from the definition of "person" but also states that the definition of a "corporation" does not include "municipal corporations." Therefore, a "municipal corporation" is not excluded from the definition of "person" in our statute. In our regulations, Section 1.8, 52 Pa. Code § 1.8, specifically includes "corporations, partnerships and associations" in the definition of "person" but does not have any specific exclusions. It would seem, therefore, that a municipal corporation can be a "person" under both our statute and regulations. However, we believe that the mere fact that a municipal corporation can fit the legal definition of "person" is not sufficient to confer standing to protest this Application on the municipal entities and the municipal authorities in this proceeding. Therefore, we grant the Joint Protestants' Exceptions with regard to the definition of "person" as it applies to municipal corporations.

Joint Application of Aqua Pennsylvania at 7. The Procedural Rules Committee maintains that "municipal corporations" should be listed in Section 1.8 as a "person." We agree that adding "municipal corporations" to the definition of "person" would eliminate confusion as to the status of such entities although, it would not necessarily grant them a direct interest in a proceeding where appropriate.

§ 1.37. Number of copies.

As noted above, with the advent of electronic transmission, storage and filing of documents, it is now possible for the Commission to reduce the number of copies which are required to be filed and, correspondingly, the burden on persons with business before the agency. Therefore, we are eliminating the requirement to file additional copies, beyond the signed original, with regard to the Commission's rules regarding litigation conducted before us. As we continue to review our regulations, we will no doubt be eliminating other rules regarding the filing of copies of various forms and pleadings as well.

§ 1.56. *Date of service.*

The present wording of this regulation provides that the date of service of a document is when “one” of certain conditions is met. The Procedural Rules Committee proposed that rule be amended so that the date of service is the earliest date that one of the conditions is met. This eliminates any ambiguity as to which of the conditions applies.

§ 5.44. *Petitions for reconsideration from actions of the staff.*

This regulation is somewhat confusing in its present form. It deals with the procedures for obtaining an “appeal” from actions of the staff. “Appeals” generally refer to Petitions for Review that are filed before Commonwealth Court in order to obtain judicial review of a decision by the Commission. See, 2 Pa.C.S. § 702. Generally, the term “appeal” connotes a formal proceeding before another tribunal. However, Rule 5.44 deals with our procedures to be followed within the agency when seeking Commission review of a decision by its staff. In order to bring some clarity to this vagueness and reconcile the differences between seeking a formal appeal of an agency’s final decision and a review of action by our staff, we are changing the regulation to refer to obtaining “reconsideration” of an action of the staff by the Commission. In all other respects, the procedures for obtaining reconsideration remain the same.

§ 5.72. *Eligibility to intervene.*

The supersession at subsection (c) is incorrect since the existing sections are not identical to those appearing in 1 Pa. Code § 35.28 (Eligibility to intervene). 1 Pa. Code § 35.28 is part of the Commonwealth’s General Rules of Administrative Practice and Procedure. Our own regulation at section 5.72, while very similar to § 35.28, is more specifically tailored to governing persons who may wish to participate in PUC proceedings. The change to the regulation proposed by the Procedural Rules Committee would more accurately note that our regulation supersedes the more general rule at § 35.28.

§ 5.94. *Withdrawal of pleadings in a contested proceeding.*

Section 5.94 allows 20 days to file an objection to a petition to withdraw a pleading in a contested proceeding. This is inconsistent with 52 Pa. Code § 5.24, Satisfaction of formal complaints, which allows only 10 days for the filing of an objection. In order to ensure uniformity and predictability, it is preferable to make these time periods consistent. The proposed amendment would set the period of time in which to object at 10 days in both rules.

§ 5.101. *Preliminary objections.*

Apparently during the last revision of this rule in 2005, the lack of standing as a ground for a preliminary objection was eliminated without notice or discussion. Insofar as a lack of standing of a party is a reason for rejecting a claim, it would stand to reason that a party should be able to assert this defense as a preliminary objection. The legal practitioners on the Procedural Rules Committee were in agreement to reinsert standing as a basis for preliminary objection in subsection 5.101(a)(7).

§ 5.342. *Answers or objections to written interrogatories by a party.*

The Procedural Rules Committee identified an area where some attorneys may have been taking advantage of the rules to “game” the system during the preparation for hearings. Prior to a hearing, parties are able to serve

written discovery requests seeking data and documents on other parties to the case. The rules require that a party who is served with written interrogatories may object within 10 days of service of the interrogatory. 52 Pa. Code § 5.342(e). Answers to the interrogatory must be served within 20 days (Except for base rate cases). 52 Pa. Code § 5.342(d).

The problem is that some attorneys are objecting to interrogatories on day 10, but providing answers to the interrogatory on day 20. This gives the propounding counsel zero days to determine whether the answer filed is complete enough to satisfy the discovery request, or is deficient so as to warrant filing a motion to compel. One member of the Committee opined that objecting to, but then answering a discovery request was a device to limit the response to the request. The solution set forth in the proposed amendment to the regulation would eliminate the device of objecting to an interrogatory and then providing an answer. It does this by requiring that objections be served in lieu of an answer.

§ 5.365. *Orders to limit availability of proprietary information.*

The staff has identified two sections which appear to be misplaced orphans. The first section, 52 Pa. Code § 5.423 concerns proprietary information, but is contained in a group of sections labeled “Sanctions.” We believe this section more properly belongs under “TYPES OF DISCOVERY” and, therefore, we have renumbered it as 52 Pa. Code § 5.365.

§ 5.424. *Issuance of subpoenas.*

The second section, 52 Pa. Code § 5.373, “Subpoenas,” is in a group of sections which are labeled “Sanctions” and deal with that subject. All rules dealing with a single subject should be grouped together as far as practicable so that persons may find the rules they need to follow in a single place as opposed to reading through an entire chapter. We solve this problem by renumbering this rule as 52 Pa. Code § 5.424 which places it in a group of sections dealing with “SUBPOENAS.” To accommodate this change it is necessary to rename the section “Issuance of subpoenas” since 52 Pa. Code § 5.421 is already entitled “Subpoenas” and because “Issuance of subpoenas” more accurately describes the function of this subsection.

§ 5.533. *Procedure to except to initial, tentative and recommended decisions.*

As discussed above, we are eliminating the requirement to file additional copies of exceptions to our orders, beyond the signed original.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on February 22, 2013, the Commission submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Consumer Affairs Committee and the Senate Consumer Protection and Professional Licensure Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Commis-

sion, the General Assembly and the Governor of comments, recommendations or objections raised.

Conclusion

The proposed amendments to the Rules of Practice and Procedure contained within our regulations and issued for comment by this order are intend to simplify practice before the Commission and to diminish the burden upon parties appearing before the Commission by reducing the amount of paper they must file with the agency. The Commission, therefore, formally commences its rulemaking process to amend its existing regulations consistent with Annex A to this Order.

Accordingly, pursuant to Sections 501, 504, 523, 1301, 1501, and 1504, of the Public Utility Code, 66 Pa.C.S. §§ 501, 504, 523, 1301, 1501, and 1504, and Sections 201 and 202 of the Act of July 31, 1968, P. L. 769 No. 240, 45 P. S. §§ 1201—1202, and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1, 7.2, and 7.5; Section 204(b) of the Commonwealth Attorneys Act, 71 P. S. § 732.204(b); Section 745.5 of the Regulatory Review Act, 71 P. S. § 745.5; and Section 612 of the Administrative Code of 1929, 71 P. S. § 232, and the regulations promulgated thereunder at 4 Pa. Code §§ 7.231—7.234, we are considering adopting the proposed regulations as set forth in Annex A, attached hereto; *Therefore*,

It Is Ordered That:

1. A proposed rulemaking be opened to consider the regulations set forth in Annex A.

2. The Secretary shall submit this proposed rulemaking Order and Annex A to the Office of Attorney General for review as to form and legality and to the Governor's Budget Office for review of fiscal impact.

3. The Secretary shall submit this proposed rulemaking Order and Annex A for review and comments to the Independent Regulatory Review Commission and the Legislative Standing Committees.

4. The Secretary shall certify this proposed rulemaking Order and Annex A and deposit them with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.

5. An original and 15 copies of any written comments referencing the docket number of the proposed regulations be submitted within 30 days of publication in the *Pennsylvania Bulletin* to the Pennsylvania Public Utility Commission, Attn: Secretary, P. O. Box 3265, Harrisburg, PA 17105-3265.

6. A copy of this proposed rulemaking Order and Annex A shall be served on the Bureau of Investigation and Enforcement, the Office of Consumer Advocate, the Office of Small Business Advocate, and jurisdictional public utility industry and licensee trade associations.

7. The contact person for legal matters for this proposed rulemaking is Krystle Sacavage, Assistant Counsel, Law Bureau, (717) 787-5262. Alternate formats of this document are available to persons with disabilities and may be obtained by contacting Sherri DelBiondo, Regulatory Coordinator, Law Bureau, (717) 772-4579.

ROSEMARY CHIAVETTA,
Secretary

Fiscal Note: 57-290. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 52. PUBLIC UTILITIES

PART I. PUBLIC UTILITY COMMISSION

Subpart A. GENERAL PROVISIONS

CHAPTER 1. RULES OF ADMINISTRATIVE PRACTICE AND PROCEDURE

Subchapter A. GENERAL PROVISIONS

§ 1.8. Definitions.

(a) Subject to additional definitions contained in subsequent sections which are applicable to specific chapters or subchapters, the following words and terms, when used in this subpart, have the following meanings, unless the context clearly indicates otherwise:

* * * * *

Person—Except as otherwise provided in this subpart or in the act, the term includes individuals, corporations, partnerships, associations, joint ventures, other business organizations, trusts, trustees, legal representatives, receivers, agencies, governmental entities, municipalities, **municipal corporations** or other political subdivisions.

* * * * *

Subchapter D. DOCUMENTARY FILINGS

§ 1.37. Number of copies.

(a) *Paper filings*. When a pleading, submittal or document other than correspondence is submitted in hard copy, an original and **[three copies of each, including]** the cover letter[,] shall be furnished to the Commission at the time of filing, except when:

(1) **[The document is an application or petition, one copy may be filed without exhibits.**

(2) **The document is a complaint or petition and more than one respondent is named, an additional copy of the complaint or petition shall be filed for each additional respondent.**

(3)] The document is subject to a statutory requirement or is otherwise ordered or requested by the Commission, a different number of copies may be designated.

[(4)] (2) The document is subject to § 5.502 or § 5.533 (relating to **[copies and form of documentary evidence;]** filing and service of briefs; and procedure to except to initial, tentative and recommended decisions), the filing must conform to the requirements in the applicable section.

[(5)] (3) A filing, including attachments, exceeds 5 megabytes, in addition to filing the requisite number of hard copies in accordance with this subpart, a CD-ROM or DVD containing the filing and an index to the filing shall be filed with the Commission.

* * * * *

Subchapter F. SERVICE OF DOCUMENTS

§ 1.56. Date of service.

(a) The date of service shall be the **earliest** day when the document served meets one of the following conditions:

* * * * *

CHAPTER 5. FORMAL PROCEEDINGS
Subchapter A. PLEADINGS AND OTHER
PRELIMINARY MATTERS

PETITIONS

§ 5.44. Petitions for [appeal] reconsideration from actions of the staff.

(a) Actions taken by staff, other than a presiding officer, under authority delegated by the Commission, will be deemed to be the final action of the Commission unless [appealed to] reconsideration is sought from the Commission within 20 days after service of notice of the action, unless a different time period is specified in this chapter or in the act.

(b) An action taken by staff under delegated authority will note the parties' right to [appeal] seek reconsideration of the action under this section.

(c) Petitions for [appeal] reconsideration from the actions of the staff will be addressed by the Commission at public meeting.

* * * * *

INTERVENTION

§ 5.72. Eligibility to intervene.

* * * * *

(c) *Supersession.* Subsections (a) and (b) [are identical to] supersede 1 Pa. Code § 35.28 (relating to eligibility to intervene).

AMENDMENT AND WITHDRAWAL OF PLEADINGS

§ 5.94. Withdrawal of pleadings in a contested proceeding.

(a) Except as provided in subsection (b), a party desiring to withdraw a pleading in a contested proceeding may file a petition for leave to withdraw the appropriate document with the Commission and serve it upon the other parties. The petition must set forth the reasons for the withdrawal. A party may object to the petition within [20] 10 days of service. After considering the petition, an objection thereto and the public interest, the presiding officer or the Commission will determine whether the withdrawal will be permitted.

* * * * *

PRELIMINARY OBJECTIONS

§ 5.101. Preliminary objections.

(a) *Grounds.* Preliminary objections are available to parties and may be filed in response to a pleading except motions and prior preliminary objections. Preliminary objections must be accompanied by a notice to plead, must state specifically the legal and factual grounds relied upon and be limited to the following:

* * * * *

(6) Pendency of a prior proceeding or agreement for alternative dispute resolution.

(7) *Standing of a party to participate in the proceeding.*

(b) *Notice to plead.* A preliminary objection must contain a notice to plead which states that an answer to the objection shall be filed within 10 days of the date of service of the objection.

* * * * *

Subchapter D. DISCOVERY
TYPES OF DISCOVERY

§ 5.342. Answers or objections to written interrogatories by a party.

* * * * *

(c) *Objections.* An objection shall be prepared, filed and served in the same manner provided for an answer, except that an objection shall be contained in a document separate from an answer as required by the time provisions of subsection (e). An objection must:

(1) **Be served instead of an answer.**

(2) Restate the interrogatory or part thereof deemed objectionable and the specific ground for the objection.

[(2)] (3) Include a description of the facts and circumstances purporting to justify the objection.

[(3)] (4) Be signed by the attorney making it.

[(4)] (5) Not be valid if based solely on the claim that an answer will involve an opinion or contention that is related to a fact or the application of law to fact.

[(5)] (6) Not excuse the answering party from answering the remaining interrogatories or subparts of interrogatories to which no objection is stated.

* * * * *

(g) *Motion to compel.* Within 10 days of service of an objection to interrogatories, the party submitting the interrogatories may file a motion requesting the presiding officer to dismiss an objection and compel that the interrogatory be answered. **The motion to compel must include the interrogatory objected to and the objection.** If a motion to compel is not filed within 10 days of service of the objection, the objected to interrogatory will be deemed withdrawn.

* * * * *

LIMITATIONS

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

§ 5.365. Orders to limit availability of proprietary information.

(a) *General rule for adversarial proceedings.* A petition for protective order to limit the disclosure of a trade secret or other confidential information on the public record will be granted only when a party demonstrates that the potential harm to the party of providing the information would be substantial and that the harm to the party if the information is disclosed without restriction outweighs the public's interest in free and open access to the administrative hearing process. A protective order to protect trade secrets or other confidential information will apply the least restrictive means of limitation which will provide the necessary protections from disclosure. In considering whether a protective order to limit the availability of proprietary information should be issued, the Commission or the presiding officer should consider, along with other relevant factors, the following:

(1) The extent to which the disclosure would cause unfair economic or competitive damage.

(2) The extent to which the information is known by others and used in similar activities.

(3) The worth or value of the information to the party and to the party's competitors.

(4) The degree of difficulty and cost of developing the information.

(5) Other statutes or regulations dealing specifically with disclosure of the information.

(b) *General rule for nonadversarial proceedings.* A petition for a protective order limiting the disclosure of a trade secret or other confidential information in a nonadversarial proceeding shall be referred to the Law Bureau for recommended disposition by the Commission. The Commission will not disclose material that is the subject of a protective order under this provision during the pendency of a request.

(c) *Restrictions.*

(1) A protective order to restrict disclosure of proprietary information may require that a party receive, use or disclose proprietary information only for the purposes of preparing or presenting evidence, cross-examination or argument in the proceeding, or may restrict its inclusion in the public record.

(2) A protective order may require that parts of the record of a proceeding which contain proprietary information including exhibits, writings, direct testimony, cross-examination, argument and responses to discovery will be sealed and remain sealed unless the proprietary information is released from the restrictions of the protective order by agreement of the parties, or pursuant to an order of the presiding officer or the Commission.

(3) A public reference to proprietary information by the Commission or by a party afforded access thereto must be to the title or exhibit reference in sufficient detail to permit persons with access to the proprietary information to fully understand the reference and not more. The proprietary information must remain a part of the record, to the extent admitted, for purposes of administrative or judicial review.

(4) Prior to the issuance of a protective order, a party may not refuse to provide information which the party reasonably believes to be proprietary to a party who agrees to treat the information as if it were covered by a protective order until the presiding officer or the Commission issues the order or determines that issuance of the order would not be appropriate. The party claiming the privilege shall file a petition for protective order under subsection (a) within 14 days of the date the request for information was received.

(5) A party receiving proprietary information under this section retains the right, either before or after receipt of the information, to challenge the legitimacy of the claim that the information is proprietary and to challenge the admissibility of the proprietary information.

(d) *Access to representatives of parties.* Proprietary information provided to a party under this section shall be released to the counsel and eligible outside experts of the receiving party unless the party who is releasing the information demonstrates that the experts or counsel previously violated the terms of a recent protective order issued by the Commission. To be eligible to receive proprietary information, the expert, subject to the following exception, may not be an officer, director, stockholder, partner, owner or employee of a competitor of the producing party. An expert who is a stockholder, partner or owner of a competitor or affiliate is eligible unless the ownership interest is valued at more than \$10,000 or constitutes a more than 1% interest, or both. Other persons may not have access to the proprietary information except as authorized by order of the Commission or of the presiding officer.

(e) *Special restrictions.* A protective order which totally prohibits the disclosure of a trade secret or other confidential information, limits the disclosure to particular parties or representatives of parties, except as permitted by subsection (c), or which provides for more restrictive rules than those permitted in subsections (b) and (c), will be issued only in extraordinary circumstances and only when the party from whom the information is sought demonstrates that a greater restriction is necessary to avoid severe and extreme prejudice.

(f) *Return of proprietary information.* A party providing proprietary information under this section may request that the parties receiving the information return the information and the copies thereof to the party at the conclusion of the proceeding, including appeals taken.

(g) *Confidential security information.* Challenges to a public utility's designation of confidential security information or requests in writing to examine confidential security information in nonadversarial proceedings are addressed in Chapter 102 (relating to confidential security information).

SANCTIONS

§ 5.373. [Subpoenas] (Reserved).

[(a) If issuance of a subpoena is required by operation of this chapter, or because a party or witness has not otherwise appeared, issuance of the subpoena shall be in accordance with § 5.421 (relating to subpoenas).]

(b) Subsection (a) supersedes 1 Pa. Code § 35.142 (relating to subpoenas).]

Subchapter E. EVIDENCE AND WITNESSES SUBPOENAS

§ 5.423. [Orders to limit availability of proprietary information] (Reserved).

[(a) *General rule for adversarial proceedings.* A petition for protective order to limit the disclosure of a trade secret or other confidential information on the public record will be granted only when a party demonstrates that the potential harm to the party of providing the information would be substantial and that the harm to the party if the information is disclosed without restriction outweighs the public's interest in free and open access to the administrative hearing process. A protective order to protect trade secrets or other confidential information will apply the least restrictive means of limitation which will provide the necessary protections from disclosure. In considering whether a protective order to limit the availability of proprietary information should issue, the Commission or the presiding officer should consider, along with other relevant factors, the following:

(1) The extent to which the disclosure would cause unfair economic or competitive damage.

(2) The extent to which the information is known by others and used in similar activities.

(3) The worth or value of the information to the party and to the party's competitors.

(4) The degree of difficulty and cost of developing the information.

(5) Other statutes or regulations dealing specifically with disclosure of the information.

(b) *General rule for nonadversarial proceedings.* A petition for protective order limiting the disclosure of a trade secret or other confidential information in a nonadversarial proceeding shall be referred to the Law Bureau for recommended disposition by the Commission. The Commission will not disclose any material that is the subject of a protective order under this provision during the pendency of such a request.

(c) *Restrictions.*

(1) A protective order to restrict disclosure of proprietary information may require that a party receive, use or disclose proprietary information only for the purposes of preparing or presenting evidence, cross-examination or argument in the proceeding, or may restrict its inclusion in the public record.

(2) A protective order may require that parts of the record of a proceeding which contain proprietary information including, but not limited to, exhibits, writings, direct testimony, cross-examination, argument and responses to discovery, will be sealed and remain sealed unless the proprietary information is released from the restrictions of the protective order by agreement of the parties, or pursuant to an order of the presiding officer or the Commission.

(3) A public reference to proprietary information by the Commission or by a party afforded access thereto shall be to the title or exhibit reference in sufficient detail to permit persons with access to the proprietary information to fully understand the reference and not more. The proprietary information shall remain a part of the record, to the extent admitted, for purposes of administrative or judicial review.

(4) Prior to the issuance of a protective order, a party may not refuse to provide information which the party reasonably believes to be proprietary to a party who agrees to treat the information as if it were covered by a protective order until the presiding officer or the Commission issues the order or determines that issuance of the order would not be appropriate. The party claiming the privilege shall file a petition for protective order under subsection (a) within 14 days of the date the request for information was received.

(5) A party receiving proprietary information under this section retains the right, either before or after receipt of the information, to challenge the legitimacy of the claim that the information is proprietary, and to challenge the admissibility of the proprietary information.

(d) *Access to representatives of parties.* Proprietary information provided to a party under this section shall be released to the counsel and eligible outside experts of the receiving party unless the party who is releasing the information demonstrates that the experts or counsel previously violated the terms of a recent protective order issued by the Commission. To be eligible to receive proprietary information, the expert, subject to the following exception, may not be an officer, director, stockholder, partner, owner or employee of a competitor of the producing party. An expert will not be ineligible on account of being a stockholder, partner or owner of a competitor or affiliate unless the

ownership interest is valued at more than \$10,000 or constitutes a more than 1% interest, or both. No other persons may have access to the proprietary information except as authorized by order of the Commission or of the presiding officer.

(e) *Special restrictions.* A protective order which totally prohibits the disclosure of a trade secret or other confidential information, limits the disclosure to particular parties or representatives of parties—except as permitted by subsection (c)—or which provides for more restrictive rules than those permitted in subsections (b) and (c), will be issued only in extraordinary circumstances and only when the party from whom the information is sought demonstrates that a greater restriction is necessary to avoid severe and extreme prejudice.

(f) *Return of proprietary information.* A party providing proprietary information under this section may request that the parties receiving the information return the information and the copies thereof to the party at the conclusion of the proceeding, including appeals taken.

(g) *Confidential security information.* Challenges to a public utility's designation of confidential security information or requests in writing to examine confidential security information in nonadversarial proceedings are addressed in Chapter 102 (relating to confidential security information).]

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

§ 5.424. Issuance of subpoenas.

(a) If issuance of a subpoena is required by operation of this chapter, or because a party or witness has not otherwise appeared, issuance of the subpoena shall be in accordance with § 5.421 (relating to subpoenas).

(b) Subsection (a) supersedes 1 Pa. Code § 35.142 (relating to subpoenas).

Subchapter H. EXCEPTIONS, APPEALS AND ORAL ARGUMENT

§ 5.533. Procedure to except to initial, tentative and recommended decisions.

* * * * *

(d) An original [and nine copies of the exceptions filed as paper documents] shall be filed with the Secretary under § 1.4. Filing users may file electronically as provided by § 1.37(b) (relating to number of copies).

* * * * *

[Pa.B. Doc. No. 13-399. Filed for public inspection March 8, 2013, 9:00 a.m.]

STATE BOARD OF AUCTIONEER EXAMINERS

[49 PA. CODE CH. 1]

Schedule of Fees

The State Board of Auctioneer Examiners (Board) proposes to amend § 1.41 (relating to schedule of fees) to read as set forth in Annex A.

Effective Date

The proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin*. It is anticipated that the increased biennial renewal fees will be implemented with the February 28, 2015, biennial renewal.

Statutory Authority

Section 6(a) of the Auctioneer Licensing and Trading Assistant Registration Act (act) (63 P. S. § 734.6(a)) requires the Board to increase fees by regulation to meet or exceed projected expenditures if the revenue raised by fees, fines and civil penalties are not sufficient to meet expenditures over a 2-year period.

Background and Need for Amendment

Under section 6(a) of the act, the Board is required by law to support its operations from the revenue it generates from fees, fines and civil penalties. In addition, the act provides that the Board shall increase fees if the revenue raised by fees, fines and civil penalties is not sufficient to meet expenditures over a 2-year period. The Board raises the majority of its revenue through biennial renewal fees. A small percentage of its revenue comes from application fees and civil penalties.

The Board has not raised its biennial renewal fees since 1998, when the biennial renewal fee for apprentice auctioneers increased from \$30 to \$100 and the biennial renewal fees for auctioneers, auction companies and auction houses increased from \$50 to \$200. At the time, the Board anticipated that these fees would sustain the Board for at least 10 years. At the March 12, 2012, Board meeting, representatives from the Department of State's Bureau of Finance and Operations (BFO) presented a summary of the Board's revenue and expenses for Fiscal Year (FY) 2009-2010 and FY 2010-2011 and projected revenue and expenses through FY 2014-2015. As anticipated, the biennial renewal fees were adequate for about 10 years. However, the actual expenditures for FY 2009-2010 and FY 2010-2011 outpaced revenues during the same period by approximately \$128,400. At the current fee levels, the BFO projects revenue of approximately \$475,000 in a given 2-year period, while budgeted expenditures for the next 2 years are projected at \$532,500. The BFO projects that, without an increase to the biennial renewal fees, the Board will incur a deficit of approximately \$118,700 in FY 2011-2012 and a deficit of approximately \$176,200 by FY 2013-2014, necessitating a fee increase in 2015 to recoup existing deficits and to ward off further deficits. Therefore, the Board determined that it was necessary to raise fees to meet or exceed projected expenditures, in compliance with section 4(b) of the act (63 P. S. § 734.4(b)). As a result, the Board voted at its July 9, 2012, meeting to increase biennial renewal fees by 30% to meet projected expenditures. The proposed new biennial renewal fees will enable the Board to recoup the projected deficits and meet its estimated expenditures for a number of years to come.

Description of Proposed Rulemaking

The proposed rulemaking would amend § 1.41 to increase biennial renewal fees for licenses and registrations issued by the Board to produce adequate revenue to meet projected expenditures as required under section 6(a) of the act. Specifically, the biennial renewal fees for trading assistants and apprentice auctioneers will increase from \$100 to \$130. The biennial renewal fees for auctioneers, auction houses and auction companies will increase from \$200 to \$260.

Fiscal Impact

The proposed rulemaking will increase the biennial renewal fees for all classes of licensees/registrants of the Board. There are currently approximately 284 apprentice auctioneers, 139 auction houses, 2,087 auctioneers, 193 auction companies and 52 trading assistants that will be required to pay 30% more to renew their licenses/registrations when they expire in 2015 and thereafter. The Board has concluded that virtually all auction houses and auction companies in this Commonwealth are small businesses. Likewise, auctioneers, trading assistants and apprentice auctioneers either are themselves small businesses or are employed by small businesses. However, whether these businesses will be adversely affected by the increase in the biennial renewal fee depends on whether the employer elects to pay the biennial renewal fees on behalf of its licensed employees. Some companies may do so, others may not. A company could avoid the adverse effect by simply requiring its employees to pay their own licensure fees. The proposed rulemaking should not have other fiscal impact on the private sector, the general public or political subdivisions of this Commonwealth.

Paperwork Requirements

The proposed rulemaking will require the Board to alter some of its forms to reflect the new fees. However, the proposed rulemaking will not create additional paperwork for the regulated community or for the private sector.

Sunset Date

The act requires the Board to monitor its revenue and costs on a fiscal year and biennial basis. Therefore, a sunset date has not been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on February 21, 2013, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee. A copy of this material is available to the public upon request.

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

Public Comment

Interested persons are invited to submit written comments, suggestions or objections regarding this proposed rulemaking to Board Counsel, State Board of Auctioneer Examiners, P. O. Box 2649, Harrisburg, PA 17105-2649 within 30 days following publication of this proposed rulemaking in the *Pennsylvania Bulletin*. Reference Regulation No. 16A-649—Schedule of Fees on comments.

SHERMAN HOSTETTER, AU,
Chairperson

Fiscal Note: 16A-649. No fiscal impact. The fee increases are necessary to cover projected expenditures for the Board; (8) recommends adoption.

Annex A**TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS****PART I. DEPARTMENT OF STATE****Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS****CHAPTER 1. STATE BOARD OF AUCTIONEER EXAMINERS****FEES****§ 1.41. Schedule of fees.**

Applicants shall pay the following fees:

	*	*	*	*	*
Biennial renewal fee for auctioneer license					[\$200] \$260
	*	*	*	*	*
Biennial renewal fee for apprentice auctioneer					[\$100] \$130
	*	*	*	*	*
Biennial renewal fee for auction house and auction company					[\$200] \$260
Application fee for trading assistant registration					\$100
Biennial renewal fee for trading assistant registration					\$130
	*	*	*	*	*

[Pa.B. Doc. No. 13-400. Filed for public inspection March 8, 2013, 9:00 a.m.]

STATE BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS

[49 PA. CODE CH. 47]

Biennial Renewal Fees

The State Board of Social Workers, Marriage and Family Therapists and Professional Counselors (Board) proposes to amend § 47.4 (relating to licensure fees) to read as set forth in Annex A. The proposed rulemaking would increase the biennial license renewal fees for licensed social workers, licensed clinical social workers, licensed marriage and family therapists, and licensed professional counselors from \$75 to \$115.

Effective Date

The proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin*. It is expected that the increased fees will be effective for the March 1, 2015, renewal.

Statutory Authority

Section 18(c) of the Social Workers, Marriage and Family Therapists and Professional Counselors Act (act)

(63 P. S. § 1918(c)) requires the Board to increase fees by regulation to meet or exceed projected expenditures if the revenues raised by fees, fines and civil penalties are not sufficient to meet expenditures over a 2-year period.

Background and Need for Proposed Rulemaking

Under section 18(c) of the act, the Board is required by law to support its operations from the revenue it generates from fees, fines and civil penalties. In addition, the act provides that the Board shall increase fees if the revenue raised by fees, fines and civil penalties is not sufficient to meet expenditures over a 2-year period. The Board raises the majority of its revenue through biennial renewal fees. A small percentage of its revenue comes from application fees and civil penalties.

The Board's current biennial license renewal fees were last increased in 2008, effective with the 2009 biennial renewal. At that time, it was anticipated that the increase would be sufficient to carry the Board for at least 9 years. However, at the February 2, 2012, Board meeting, representatives from the Department of State's Bureau of Finance and Operations (BFO) presented a summary of the Board's revenue and expenses for Fiscal Year (FY) 2009-2010 and FY 2010-2011 and projected revenue and expenses through FY 2014-2015. The BFO pointed out that as of June 2010, in spite of the increase, the Board still had a deficit of \$31,505.87. At the current renewal fee level of \$75, the Board produces approximately \$1.35 million in revenue in a given 2-year period, while expenditures for the past 2-year period equaled more than \$1.42 million. The BFO projects that, without an increase to the biennial renewal fees, the Board will incur a deficit of approximately \$209,434 in FY 2011-2012, and a deficit of approximately \$556,434 by FY 2013-2014, necessitating a fee increase. Therefore, the Board determined that it was necessary to raise fees to meet or exceed projected expenditures in compliance with section 18(c) of the act. As a result, the Board voted at its March 13, 2012, meeting to increase the biennial renewal fees to \$115. The proposed new biennial renewal and application fees will enable the Board to recoup the projected deficits and meet its estimated expenditures for a number of years to come.

Description of Proposed Rulemaking

The proposed rulemaking would amend § 47.4 to increase the biennial renewal fee for all classes of license (licensed social workers, licensed clinical social workers, licensed marriage and family therapists, and licensed professional counselors) from \$75 to \$115.

Fiscal Impact

The proposed rulemaking will increase the biennial renewal fees for licensees of the Board. There are currently approximately 16,320 licensees that will be required to pay more to renew their licenses when they expire in 2015 and thereafter. Small businesses that employ licensees of the Board may be impacted if they choose to pay the biennial renewal fees on behalf of employees. The proposed rulemaking should not have other fiscal impact on the private sector, the general public or political subdivisions of this Commonwealth.

Paperwork Requirements

The proposed rulemaking will require the Board to alter some of its forms to reflect the new fees. However, the proposed rulemaking will not create additional paperwork for the regulated community or for the private sector.

Sunset Date

The act requires the Board to monitor its revenue and costs on a fiscal year and biennial basis. Therefore, a sunset date has not been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on February 21, 2013, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee. A copy of this material is available to the public upon request.

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

Public Comment

Interested persons are invited to submit written comments, suggestions or objections regarding this proposed rulemaking to Cynthia Montgomery, Regulatory Counsel, State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, P. O. Box 2649, Harrisburg, PA 17105-2649 within 30 days following publication of this proposed rulemaking in the *Pennsylvania Bulletin*.

DONNA A. TONREY,
Chairperson

Fiscal Note: 16A-6920. No fiscal impact. The fee increases are necessary to cover projected expenditures for the Board; (8) recommends adoption.

Annex A**TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS****PART I. DEPARTMENT OF STATE****Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS****CHAPTER 47. STATE BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS****GENERAL PROVISIONS****§ 47.4. Licensure fees.**

(a) The fee schedule for licensure as a licensed social worker, provisional license, licensed clinical social worker, licensed marriage and family therapist or licensed professional counselor shall be as follows:

* * * * *

(2) Biennial renewal for a licensed social worker, clinical social worker, marriage and family therapist or professional counselor [\$75] \$115

* * * * *

[Pa.B. Doc. No. 13-401. Filed for public inspection March 8, 2013, 9:00 a.m.]

STATEMENTS OF POLICY

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Department of Aging

The Executive Board approved a reorganization of the Department of Aging effective January 28, 2013.

The organization chart at 43 Pa.B. 1284 (March 9, 2013) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

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

[Pa.B. Doc. No. 13-402. Filed for public inspection March 8, 2013, 9:00 a.m.]

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Department of Corrections

The Executive Board approved a reorganization of the Department of Corrections effective February 19, 2013.

The organization chart at 43 Pa.B. 1285 (March 9, 2013) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

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

[Pa.B. Doc. No. 13-403. Filed for public inspection March 8, 2013, 9:00 a.m.]

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Department of Military and Veterans Affairs

The Executive Board approved a reorganization of the Department of Military and Veterans Affairs effective February 19, 2013.

The organization chart at 43 Pa.B. 1286 (March 9, 2013) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

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

[Pa.B. Doc. No. 13-404. Filed for public inspection March 8, 2013, 9:00 a.m.]

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Department of Public Welfare

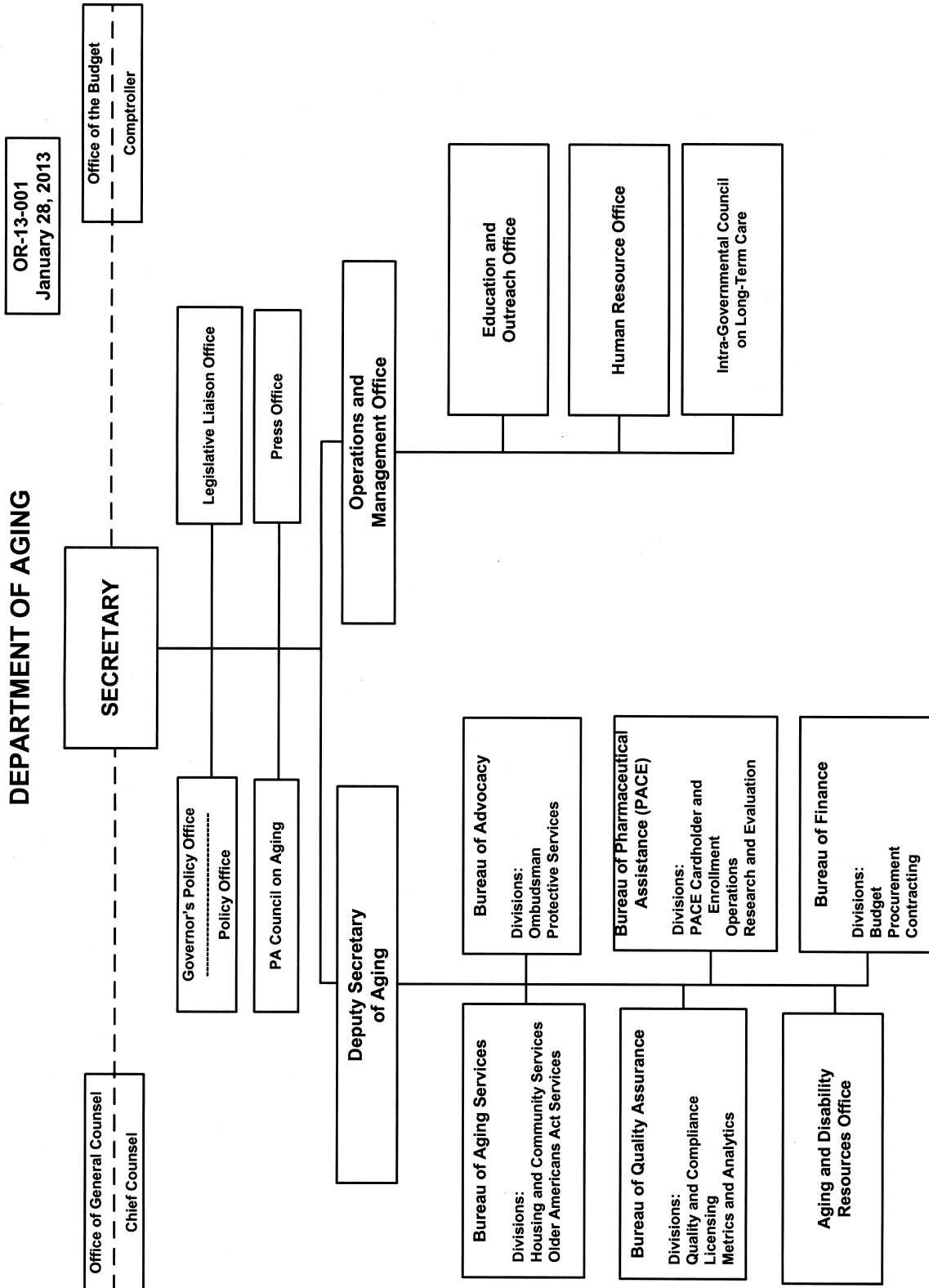
The Executive Board approved a reorganization of the Department of Public Welfare effective February 19, 2013.

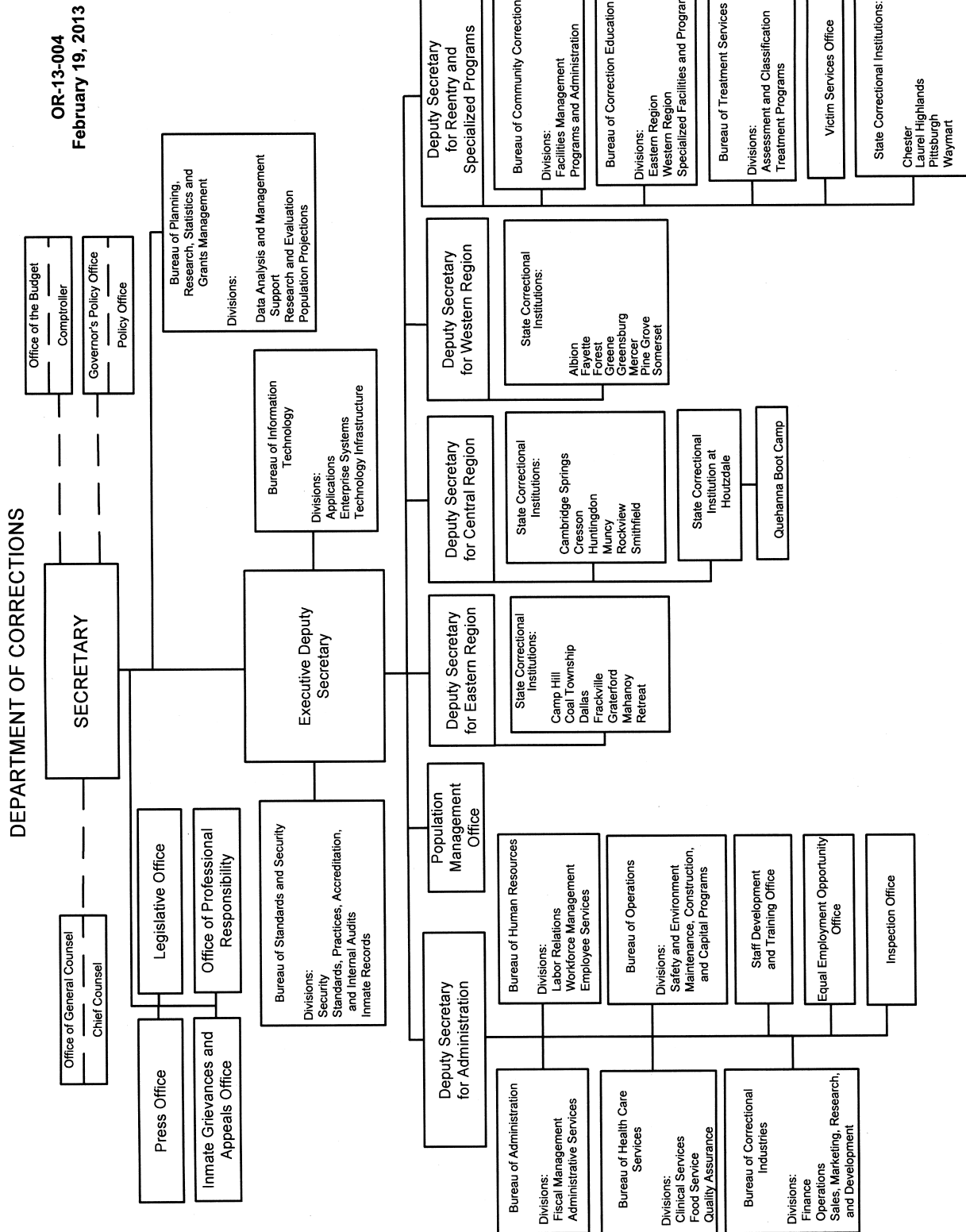
The organization chart at 43 Pa.B. 1287, 1288 (March 9, 2013) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

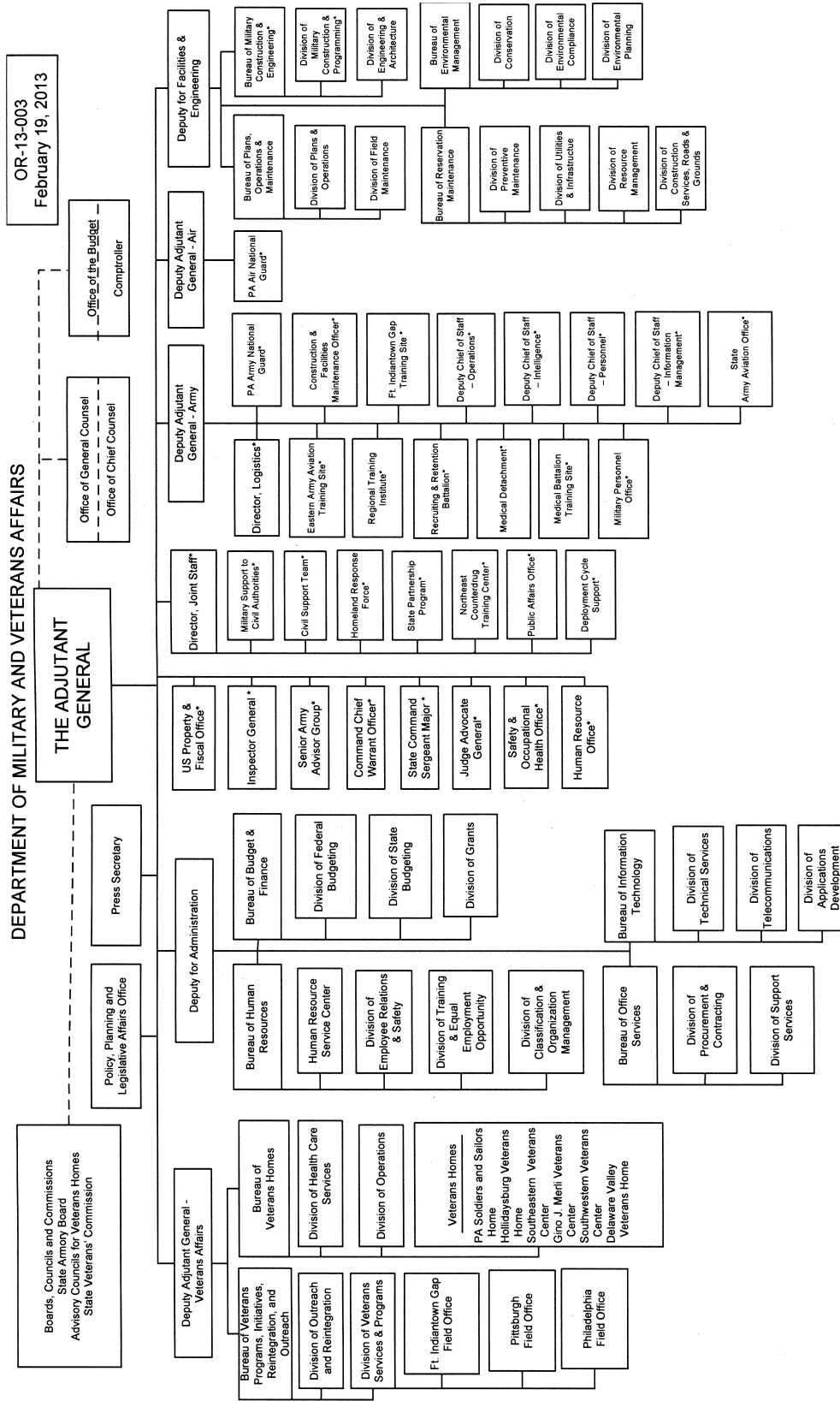
(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania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

[Pa.B. Doc. No. 13-405. Filed for public inspection March 8, 2013, 9:00 a.m.]

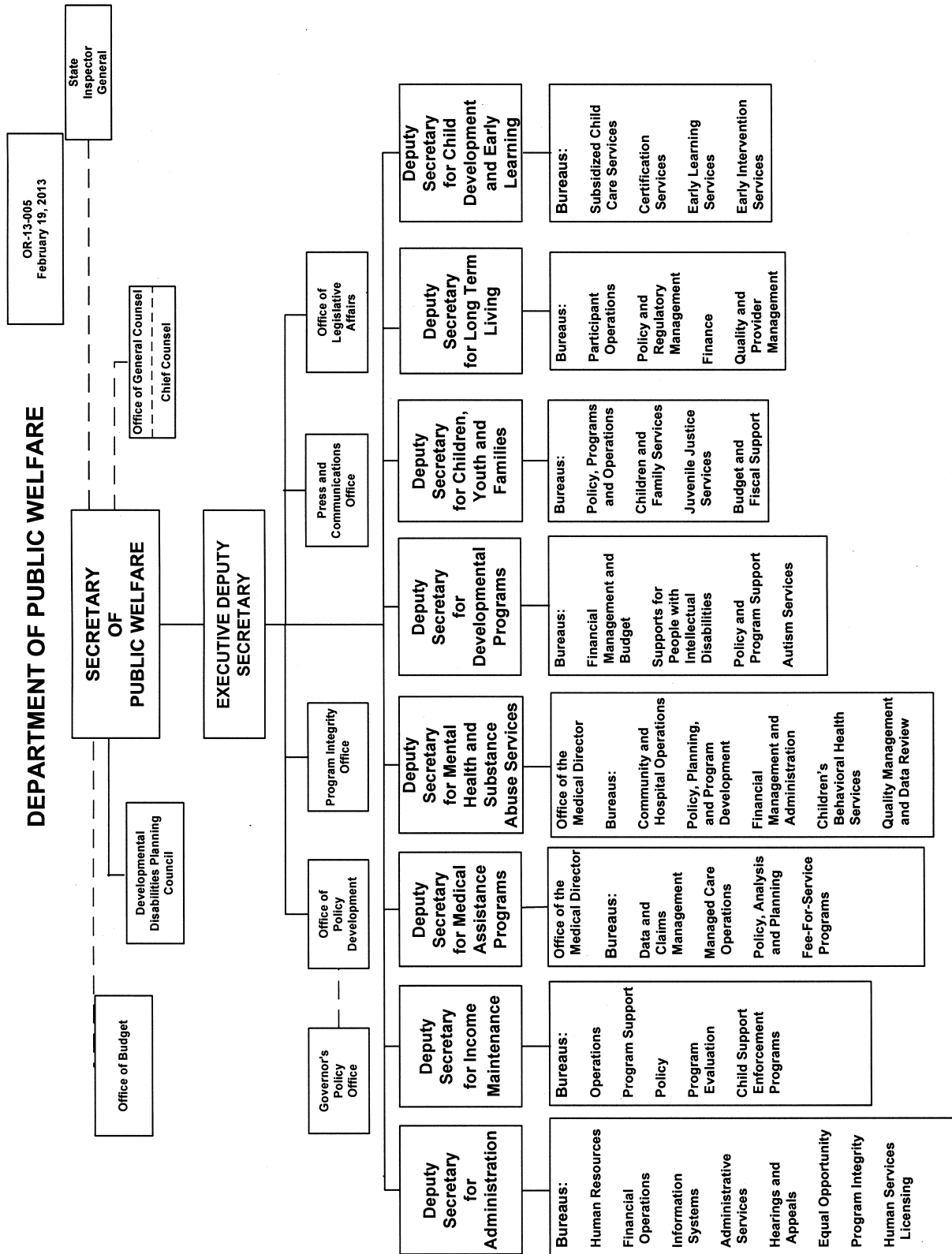
DEPARTMENT OF AGING





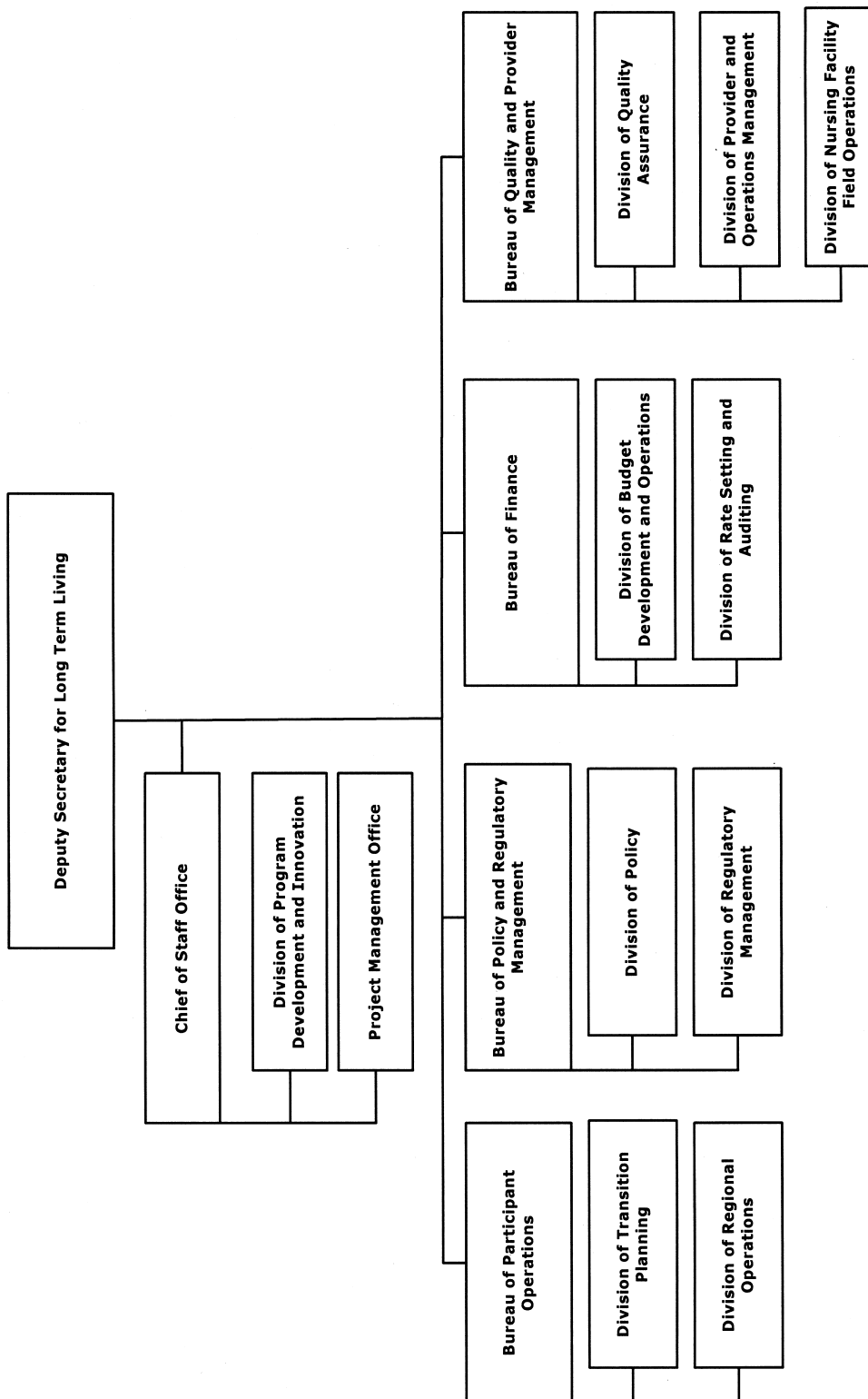


* Federal



**Department of Public Welfare
OFFICE OF LONG TERM LIVING**

OR-13-005
February 19, 2013



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 December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking and Securities 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 19, 2013.

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

Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
2-14-2013	Thomas M. Saltsgiver Application for approval to acquire up to 85.14% of the common stock of First Cornerstone Bank, King of Prussia.	Filed

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
2-6-2013	1st Summit Bank Johnstown Cambria County	332 Unity Plaza Latrobe Westmoreland County	Opened
2-11-2013	QNB Bank Quakertown Bucks County	127 Bethlehem Pike Colmar Montgomery County	Opened
2-14-2013	Brentwood Bank Bethel Park Allegheny County	1290 Boyce Road Upper St. Clair Allegheny County	Filed

Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
2-14-2013	PeoplesBank, A Codorus Valley Company Glen Rock York County Amendment to Article II of the institution's Articles of Incorporation provides for the institution to change their principal place of business from 1 Manchester Street, PO Box 127, Glen Rock, PA 17327 to 105-109 Leader Heights Road, PO Box 2887, York, PA 17405-2887.	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Branch Applications****Branch Relocations**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
2-19-2013	Superior Credit Union Collegeville Montgomery County	<i>To:</i> 799 Main Street Royersford Montgomery County <i>From:</i> 434 Main Street Royersford Montgomery County	Approved

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

GLENN E. MOYER,
Secretary

[Pa.B. Doc. No. 13-406. Filed for public inspection March 8, 2013, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application of Frank J. Blair, Jr. for Reinstatement of Teaching Certificates; Doc. No. RE 12-04

Notice of Hearing

Under the Professional Educator Discipline Act (act) (24 P. S. §§ 2070.1a—2070.18a), the Professional Standards and Practices Commission (Commission) has initiated hearing procedures to consider the application of Frank J. Blair, Jr. for reinstatement of his teaching certificates.

On or about, November 5, 2012, Frank J. Blair, Jr. filed an application for reinstatement of his teaching certificates under section 16 of the act (24 P. S. § 2070.16), 1 Pa. Code §§ 35.1 and 35.2 (relating to applications) and 22 Pa. Code § 233.123 (relating to reinstatements). Under section 16 of the act, the Department of Education on February 21, 2013, opposed his reinstatement.

In accordance with the act and 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), the Commission will appoint a hearing examiner to serve as presiding officer to conduct the proceedings and hearings as might be necessary, and to prepare a

proposed report to the Commission containing findings of fact, conclusions of law and a recommended decision on the application.

Interested parties who wish to participate in these hearing procedures must file a notice of intervention or a petition to intervene in accordance with 1 Pa. Code §§ 35.27—35.32 (relating to intervention) within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Persons objecting to the approval of the application may also, within 30 days after publication of this notice in the *Pennsylvania Bulletin*, file a protest in accordance with 1 Pa. Code § 35.23 (relating to protest generally).

Notices and petitions to intervene and protest shall be filed with Carolyn Angelo, Executive Director, Professional Standards and Practices Commission, 333 Market Street, Harrisburg, PA 17126-0333, on or before 4 p.m. on the due date prescribed by this notice. Persons with a disability who wish to attend the hearings and require an auxiliary aid, service or other accommodation to participate should contact Suzanne Markowicz at (717) 787-6576 to discuss how the Commission may best accommodate their needs.

CAROLYN ANGELO,
Executive Director

[Pa.B. Doc. No. 13-407. Filed for public inspection March 8, 2013, 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>
PAS203501 (Stormwater)	Buck Company Incorporated Foundry 897 Lancaster Pike Quarryville, PA 17566	Lancaster County Providence Township	UNT to Fishing Creek / 7-K	Y
PA0008087 (IW)	The Hershey Company 19 East Chocolate Avenue Hershey, PA 17033	Dauphin County Derry Township	Spring Creek / 7-D	Y
PA0044521 (Sew)	Franklin County General Authority 5540 Coffey Avenue Chambersburg, PA 17201	Franklin County Letterkenny Township	Rocky Spring Branch / 13-C	Y
PA0036889 (Sew)	Reading Township Municipal Authority 5500 Carlisle Pike New Oxford, PA 17350	Adams County Reading Township	Conewago Creek / 7-F	Y
PA0110442 (Sew)	Brookwood Countryside Community MHP PO Box 1233 Falling Waters, WV 25419	Bedford County Bedford Township	Brush Run / 11-C	Y

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

<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>
PA0209457 (IW)	Craftmaster Manufacturing Inc. 825 Shiner Road Towanda, PA 18848	Bradford County Wysox Township	Laning Creek (4-D)	Y

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

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

PA0021181, Sewage, SIC Code 4952, **Bucks County Water & Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. Facility Name: Green Street STP. This existing facility is located in Doylestown Borough, **Bucks County**.

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

The receiving stream(s), an Unnamed Tributary to Neshaminy Creek, is located in State Water Plan watershed 2-F and is classified for warm water fishes and migratory fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.2 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	Report	XXX	XXX
CBOD ₅						
Influent	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	150	230	XXX	15	23	30
Nov 1 - Apr 30	250	400	XXX	25	40	50
BOD ₅						
Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	300	450	XXX	30	45	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Nitrate-Nitrite as N						
Jul 1 - Oct 31	95.0	XXX	XXX	9.5	XXX	19.0
Nov 1 - Jun 30	Report	XXX	XXX	Report	XXX	Report
Ammonia-Nitrogen						
May 1 - Oct 31	15.0	XXX	XXX	1.5	XXX	3.0
Nov 1 - Apr 30	45.0	XXX	XXX	4.5	XXX	9.0
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	Report
Total Phosphorus						
Apr 1 - Oct 31 (Interim)	12.0	XXX	XXX	1.2	XXX	2.4
Nov 1 - Mar 31 (Interim)	Report	XXX	XXX	Report	XXX	Report
Apr 1 - Oct 31 (Final)	8.5	XXX	XXX	0.85	XXX	1.7
Nov 1 - Mar 31 (Final)	17.0	XXX	XXX	1.7	XXX	3.4
Total Copper						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
					Daily Max	
(Final)	XXX	XXX	XXX	0.036	0.056	XXX
					Daily Max	
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
					Daily Max	
Chronic Toxicity—Ceriodaphnia	XXX	XXX	XXX	1.1	XXX	XXX
Survival (TUc)				Daily Max		
Reproduction (TUc)	XXX	XXX	XXX	1.1	XXX	XXX
				Daily Max		
Chronic Toxicity—Pimephales	XXX	XXX	XXX	1.1	XXX	XXX
Survival (TUc)				Daily Max		
Growth (TUc)	XXX	XXX	XXX	1.1	XXX	XXX
				Daily Max		

The proposed effluent limits for Outfall 002 are based on a design flow of 0.2 MGD (A maximum of 0.2 mgd of the permitted flow can be diverted through Outfall 002 for irrigation).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	Report	XXX	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Instant. Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maxi- mum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
CBOD ₅						
May 1 - Oct 31	25	38	XXX	15	23	30
Nov 1 - Apr 30	42	66	XXX	25	40	50
Total Suspended Solids	50	75	XXX	30	45	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Nitrate-Nitrite as N						
Jul 1 - Oct 31	16.0	XXX	XXX	9.5	XXX	19.0
Nov 1 - Jun 30	Report	XXX	XXX	Report	XXX	Report
Ammonia-Nitrogen						
May 1 - Oct 31	2.5	XXX	XXX	1.5	XXX	3.0
Nov 1 - Apr 30	7.5	XXX	XXX	4.5	XXX	9.0
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	Report
Total Phosphorus						
Apr 1 - Oct 31 (Interim)	2.0	XXX	XXX	1.2	XXX	2.4
Nov 1 - Mar 31 (Interim)	Report	XXX	XXX	Report	XXX	Report
Apr 1 - Oct 31 (Final)	1.4	XXX	XXX	0.85	XXX	1.7
Nov 1 - Mar 31 (Final)	2.8	XXX	XXX	1.7	XXX	3.4

The proposed effluent limits for stormwater Outfalls 003 and 004 are based on a design flow of an average stormwater event.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Annual Average</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	Report	Report	XXX
CBOD ₅	XXX	XXX	XXX	Report	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	Report	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	Report	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	Report	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	Report	XXX
Total Phosphorus	XXX	XXX	XXX	Report	Report	XXX
Dissolved Iron	XXX	XXX	XXX	Report	Report	XXX

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

- Notification of designation of responsible operator
- Definition of average weekly
- Remedial measures if public nuisance
- No stormwater to sanitary sewers
- Necessary property rights
- Small stream discharge
- Change in ownership
- Proper sludge handling
- TMDL/WLA data submission
- Operator training
- Instantaneous maximum limits
- Operation and maintenance plan
- Laboratory certification
- Fecal coliform reporting
- Specification of test methods
- Copper limits
- Whole Effluent Toxicity requirements
- Stormwater requirements

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

The EPA Waiver is not in effect.

PA0055158, SIC Code 4952, **Meadows Investments LLC**, P O Box 187, Ottsville, PA 18942. Facility Name: Meadow Investments SFSTP. This existing facility is located in Nockamixon Township, **Bucks County**.

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

The receiving stream(s), Unnamed Tributary to Rapp Creek, is located in State Water Plan watershed 2-D and is classified for Exceptional Value Waters, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>			<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Dissolved Oxygen	XXX	XXX	2.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	Report	XXX	Report
CBOD ₅						
May 1 - Oct 31	XXX	XXX	XXX	10	XXX	20
Nov 1 - Apr 30	XXX	XXX	XXX	20	XXX	40
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18.0

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

- Submission of AMR
- Abandon STP when Public Sewers Available
- No Storm water
- Necessary Property Rights
- Dry Stream Discharge
- Change in Ownership
- TRC Minimization
- Sludge Disposal

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

The EPA Waiver is in effect.

PA0052078, Sewage, SIC Code 4952, **Municipal Authority of the Borough of Elverson**, 101 South Chestnut Street, Elverson, PA 19520-0266. Facility Name: Elverson Borough Municipal Authority STP. This existing facility is located in Elverson Borough, **Chester County**.

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

The receiving stream(s), East Branch Conestoga River, is located in State Water Plan watershed 7-J and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.125 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
		Daily Max				
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.03	XXX	0.07
CBOD ₅						
May 1 - Oct 31	16	24	XXX	15	23	30
Nov 1 - Apr 30	26	40	XXX	25	38	50
Total Suspended Solids	31	47	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
				Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	XXX
				Geo Mean		

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	1.6	XXX	XXX	1.5	XXX	3.0
Nov 1 - Apr 30	4.7	XXX	XXX	4.5	XXX	9.0
Total Phosphorus	2.1	XXX	XXX	2.0	XXX	4.0

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

Proposed Part C Conditions:

I. Other Requirements

- A. No Stormwater
- B. Acquire Necessary Property Rights
- C. Sludge Disposal Requirement
- D. Total Residual Chlorine Requirement
- E. Small Stream
- F. Notification of Designation of Operator
- G. WQM Permit
- H. Average Weekly Definition
- I. Remedial Measures if Unsatisfactory Effluent
- J. Certified Operator
- K. Instantaneous Maximum Limits
- L. Fecal Coliform I-Max Reporting
- M. Laboratory Certification

II. Chesapeake Bay Nutrient Definitions

- A. Monthly Total Mass Load
- B. Annual Total Mass Load
- C. Total Nitrogen

III. Groundwater Monitoring

- A. Groundwater Monitoring
- B. Parameters to be Monitored
Documentation

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

The EPA Waiver is in effect.

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

PAS322204, Storm Water, SIC Code 2851, **Crayola LLC**, 2475 Brodhead Road, Bethlehem, PA 18020. Facility Name: Crayola LLC Bethlehem Plant. This facility is located in Bethlehem Township, **Northampton County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.000000 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
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

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

- stormwater

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.

PA0062154, Sewage, SIC Code 8211, **Mountain View School District**, 11748 State Route 106, Kingsley, PA 18826. Facility Name: Mountain View School WWTP. This existing facility is located in Harford Township, **Susquehanna County**.

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

The receiving stream, Millard Creek, is located in State Water Plan watershed 04F and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.045 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.07	XXX	0.17
CBOD ₅	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	2.0	XXX	4.0
Nov 1 - Apr 30	XXX	XXX	XXX	6.0	XXX	12.0
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is in effect.

PA0060321, Sewage, SIC Code 6515, **Village of Mountain Heights, Inc.**, 139 Gardeners Lane, Dalton, PA 18414. Facility Name: Village of Mountain Heights WWTP. This existing facility is located in Overfield Township, **Wyoming County**.

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

The receiving stream, Unnamed Tributary to South Branch Tunkhannock Creek, is located in State Water Plan watershed 04F and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.02 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.04	XXX	0.09
CBOD ₅	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	2.5	XXX	5.0

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly		
Nov 1 - Apr 30	XXX	XXX	XXX	7.5	XXX	15.0
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is in effect.

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

PA0084697, Sewage, SIC Code 4952, **Wiconisco Township Dauphin County**, P O Box 370, Wiconisco, PA 17097-0370. Facility Name: Wiconisco Village STP. This existing facility is located in Wiconisco Township, **Dauphin County**.

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

The receiving stream(s), Bear Creek, is located in State Water Plan watershed 6-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.125 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.63
CBOD ₅	26	42	XXX	25	40	50
		Wkly Avg				
BOD ₅						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	47	68	XXX	45	65	90
		Wkly Avg				
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
Total Nitrogen	XXX	Report	XXX	Report	XXX	XXX
		Total Annual		Annl Avg		
Total Phosphorus	XXX	Report	XXX	Report	XXX	XXX
		Total Annual		Annl Avg		

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

The EPA Waiver is in effect.

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448, Telephone: 570.327.3664.

PA0009270 A-1, Industrial Waste, SIC Code 2047, **Del Monte Corp**, 6670 Low Street, Bloomsburg, PA 17815-8613. Facility Name: Del Monte Bloomsburg Plant. This existing facility is located in South Centre Township, **Columbia County**.

Description of Existing Activity: The application is to amend the NPDES permit for an existing discharge of treated industrial wastewater to require immediate compliance with the Chesapeake Bay cap loads.

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

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

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen	Report	33196			
Net Total Phosphorus	Report	1492			

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

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

The EPA Waiver is not in effect.

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

PA0098795, Industrial Waste, SIC Code 4941, **North Fayette County Municipal Authority**, P. O. Box 368, Dunbar, PA 15431. Facility Name: North Fayette County Municipal Authority. This existing facility is located in Dunbar Township, **Fayette County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated filter backwash water and untreated storm water runoff.

The receiving stream(s), Youghiogheny River, is located in State Water Plan watershed 19-D and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.275 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Total Aluminum	XXX	XXX	XXX	4.0	XXX	8.0
Fluoride	XXX	XXX	XXX	Report	XXX	Report
Total Iron	XXX	XXX	XXX	2.0	XXX	4.0
Total Manganese	XXX	XXX	XXX	1.0	XXX	2.0
Total Zinc	XXX	XXX	XXX	Report	XXX	Report

The proposed effluent limits for Outfall 002 are based on a design flow of varied MGD- (storm water runoff).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
Fluoride	XXX	XXX	XXX	XXX	XXX	Report
Total Zinc	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 005 are based on a design flow of varied MGD- (storm water runoff).

<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 Aluminum	XXX	XXX	XXX	XXX	XXX	Report
Fluoride	XXX	XXX	XXX	XXX	XXX	Report
Total Manganese	XXX	XXX	XXX	XXX	XXX	Report
Total Zinc	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 006 are based on a design flow of varied MGD- (storm water runoff).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Aluminum	XXX	XXX	XXX	XXX	XXX	Report
Fluoride	XXX	XXX	XXX	XXX	XXX	Report
Total Manganese	XXX	XXX	XXX	XXX	XXX	Report
Total Zinc	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 007 are based on a design flow of varied MGD- (storm water runoff).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Aluminum	XXX	XXX	XXX	XXX	XXX	Report
Fluoride	XXX	XXX	XXX	XXX	XXX	Report
Total Manganese	XXX	XXX	XXX	XXX	XXX	Report
Total Zinc	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 008 are based on a design flow of varied MGD- (storm water runoff).

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

The proposed effluent limits for Outfall 009 are based on a design flow of varied MGD- (storm water runoff).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maxi- mum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maxi- mum</i>	<i>Instant. Maxi- mum</i>
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
Fluoride	XXX	XXX	XXX	XXX	XXX	Report
Total Zinc	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 010 are based on a design flow of varied MGD- (Maintenance drain flow from backwash water storage tank).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Total Aluminum	XXX	XXX	XXX	4.0	XXX	8.0
Fluoride	XXX	XXX	XXX	Report	XXX	Report
Total Iron	XXX	XXX	XXX	2.0	XXX	4.0
Total Manganese	XXX	XXX	XXX	1.0	XXX	2.0
Total Zinc	XXX	XXX	XXX	Report	XXX	Report

The proposed effluent limits for Outfall 011 are based on a design flow of varied MGD- (storm water runoff).

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

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

The EPA Waiver is in effect.

PA0097462, Industrial Waste, SIC Code 4952, **Indiana County Municipal Services Authority**, 602 Kolter Drive, Indiana, PA 15701-3570. Facility Name: ICMSA—Cherry Tree Borough Water System. This existing facility is located in Susquehanna Township, **Cambria County**.

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

The receiving stream(s), Peg Run, is located in State Water Plan watershed 8-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.003 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Total Aluminum	XXX	XXX	XXX	4.0	XXX	8.0
Total Iron	XXX	XXX	XXX	2.0	XXX	4.0
Total Manganese	XXX	XXX	XXX	1.0	XXX	2.0

The EPA Waiver is in effect.

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

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

WQM Permit No. WQG02231301, Sewage, **DELCORA** 100 East Fifth Street, P. O. Box 999, Chester, PA 19016-0999. This proposed facility is located in Upland Borough, **Delaware County**.

Description of Action/Activity: Installation of a 10' DIP overflow relief line.

WQM Permit No. 1501420, Sewage **Amendment**, **East Brandywine Township Municipal Authority**, 1214 Horseshoe Pike, Downingtown, PA 19335.

This proposed facility is located in East Brandywine Township, **Chester County**. Description of Action/Activity: Re-routing of sewers to an existing sewer system.

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

WQM Permit No. 2080401. Amendment 13-1, Sewerage, **Paradise Mobile Home Park, Inc.**, PO Box 37, Marysville, PA 17053-0037.

This proposed facility is located in New Bloomfield Township, **Perry County**.

Description of Proposed Action/Activity: Seeking permit approval to replace existing steel extended air plant with new concrete extended air plant at The Ridge at Mountain View.

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third St Ste 101, Williamsport, PA 17701-6448. Phone: 570.327.3664.

WQM Permit No. 4913401, Sewage, **Northumberland Borough Northumberland County**, 175 Orange St, Northumberland, PA 17957.

This existing facility is located in Northumberland Borough, **Northumberland County**.

Description of Proposed Action/Activity: Transfer and consolidation of Water Quality Management permits.

WQM Permit No. 4913402, Sewage, **Northumberland Borough Northumberland County**, 175 Orange St, Northumberland, PA 17957.

This existing facility is located in Northumberland Borough, **Northumberland County**.

Description of Proposed Action/Activity: Transfer and consolidation of Water Quality Management permits.

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

WQM Permit No. 1169402-A7, Sewerage, **Windber Area Authority**, 1700 Stockholm Avenue, Windber, PA 15963

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

Description of Proposed Action/Activity: Application for permit amendment.

IV. NPDES Applications for Stormwater Discharges from MS4

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

PAI130531, SIC 9199, MS4, **West Pikeland Township Chester County**, 1645 Art School Road, Chester Springs, PA 19425. 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 West Pikeland Township, **Chester County**. The receiving stream(s), Pickering Creek, Pine Creek, unnamed tributaries to Pickering and Pine Creeks, are located in State Water Plan watershed 3-D and is classified for HQ-TSF, MF, 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 484-250-5910.

The EPA waiver is in effect.

PAI130534, SIC 9199, MS4, **Upper Salford Township Montgomery County**, P. O. Box 100, Salfordville, PA 18958. 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 Upper Salford Township, **Montgomery County**. The receiving stream(s), Perkiomen Creek, Unnamed Tributary of Perkiomen Creek, Unami Creek, unnamed

tributary to Unami Creek, and Vaughn Run, are located in State Water Plan watershed 3-E and are classified for High Quality Waters and Trout Stocking, Warm Water Fishes, Migratory 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 484-250-5910.

The EPA waiver is in effect.

V. Applications for NPDES Waiver Stormwater Discharges from MS4

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010913001	Waste Management of Fairless, LLC and United States Steel Corporation Old Bordentown Road & Steel Road South Morrisville, PA 19067	Bucks	Falls Township	Delaware River WWF- MF
PAI01091111-1	Kinder Morgan Terminals 1 Sinter Road Fairless Hills, PA 19030	Bucks	Falls Township	Delaware River WWF- MF
PAI011512043	Hankin Family Limited Partnership 707 Eagleview Blvd Exton, PA 19341-1159	Chester	East Goshen Township	Ridley Creek HQ-TSF
PAI012313002	The Boeing Company P O Box 16858, MC P29-14 Philadelphia, PA 19142	Delaware	Ridley Township	Crum Creek WWF
PAI014613001	DC Ambler Properties, LLC 254 S. Main Street Ambler, PA 19002	Montgomery	Ambler Borough	Wissahickon Creek TSF-MF
PAI014613002	DC Ambler Properties, LLC 254 S. Main Street Ambler, PA 19002	Montgomery	Ambler Borough	Wissahickon Creek TSF-MF

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

Carbon County Conservation District: 5664 Interchange Road, Lehighon, PA 18235, 610-377-4894.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI021313001	PA Turnpike Commission c/o Bill Packer P. O. Box 67676 Harrisburg, PA 17106	Carbon	Kidder Twp.	UNT Hawk Run, HQ-CWF, MF; Sand Spring Run, HQ-CWF, MF; Hickory Run, HQ-CWF, MF; Fourth Spring Run, HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023912020	Old Saucon Investment LP John Blair 1412 Walter St. Bethlehem, PA 18015	Lehigh	Upper Saucon Twp. and Lower Saucon Twp.	Unnamed tributary to Saucon Creek, CWF, MF; Unnamed tributary to Black River, CWF, MF

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717.705.4802

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI030611008(1)	East Penn Manufacturing Company 1 Deka Road, PO Box 147 Lyon Station, PA 19536	Berks	Maxatawny Township, Richmond Township and Lyons Borough	UNT to Moselem Creek (HQ-CWF)
PAI034413001	Robert Franks Sheetz, Inc. 5700 Sixth Avenue Altoona, PA 16602	Mifflin	Brown Township	UNT to Kishacoquillas Creek
PAI033613002	Burnell Nolt 1519 Slate Hill Road Peach Bottom, PA 17563	Lancaster	Drumore Twp	UNT to Peters Creek (HQ-WWF)

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

PAG-12 CAFOs

General Permit Type—PAG-12

<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>
Lancaster County / Mount Joy Township	PAG123663	David Rosenberg—Gretna View Farms 3709 North Colebrook Road Manheim, PA 17545	7-G	DEP—SCRO—Clean Water 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lancaster County / West Cocalico Township	PAG12241, Transfer #1	Delmar R. Martin / Reinhold Farm CAFO 1335 Firestone Road Lititz, PA 17543	7-J	DEP—SCRO—Clean Water 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Franklin County / Peters Township	PAG123513, Transfer #1	Pork Champ LLC / Dry Run Farm CAFO 2 Seymour Street Marago, OH 43334	13-C	DEP—SCRO—Clean Water 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lancaster County / Rapho Township	PAG123666	Harold Weaver Farm CAFO 2693 North Colebrook Road Manheim, PA 17545	7-G	DEP—SCRO—Clean Water 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

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.

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/New</i>
Mercer Vu Farms, Inc. 12275 Mt. Pleasant Road Mercersburg, PA 17236	Franklin	2,244.9	2,263.13	Dairy	NA	Renewal
Gorrell Dairy, LLC c/o Glenn Gorrell 392 Wood Rd Milan, PA 18831	Bradford	2195.3	1370.25	Dairy	none	Renewal

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

SAFE DRINKING WATER MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790

Application No. 4513501MA

Applicant	Brodhead Creek Regional Authority
[Township or Borough]	Stroud Township Monroe County

Responsible Official	Kenneth Brown, Manager Brodhead Creek Regional Authority 410 Mill Creek Road East Stroudsburg, PA 18301
Type of Facility	Community Water System
Consulting Engineer	Russell D. Scott, IV, PE RKR Hess, a Division of UTRS, Inc. 112 North Courtland Street East Stroudsburg, PA 18301 570-421-1550
Application Received Date	February 19, 2013
Description of Action	Application for replacement of existing chemical feed pumps for passivation treatment.

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

Application No. 0213503MA, Minor Amendment.

Applicant	Municipal Authority of the Borough of West View 210 Perry Highway Pittsburgh, PA 15229
[Township or Borough]	Kennedy Township
Responsible Official	Joseph A. Dinkel, Executive Director of Operations Municipal Authority of the Borough of West View 210 Perry Highway Pittsburgh, PA 15229
Type of Facility	Water system
Consulting Engineer	Bankson Engineers, Inc. 267 Blue Run Road PO Box 200 Indianola, PA 15051
Application Received Date	February 25, 2013
Description of Action	Installation of a meter vault for an interconnection with the Municipal Authority of the Township of Robinson.

Application No. 0413501MA, Minor Amendment.

Applicant **Industry Borough Municipal Authority**
1149 East Willowbrook Road
Industry, PA 15052

[Township or Borough] Industry Borough

Responsible Official Patrick McGeehan, Authority
Board Chairman
Industry Borough Municipal
Authority
1149 East Willowbrook Road
Industry, PA 15052

Type of Facility Water system

Consulting Engineer Michael Baker Jr., Inc.
4301 Dutch Ridge Road
Beaver, PA 15009

Application Received Date February 13, 2013

Description of Action Installation of 80 feet of
waterline to provide added
detention time for 4-log
inactivation requirements.

Application No. 041350GWR, Minor Amendment.

Applicant **Industry Borough Municipal Authority**
1149 East Willowbrook Road
Industry, PA 15052

[Township or Borough] Industry Borough

Responsible Official John Nadzam, Superintendent
Industry Borough Municipal
Authority
1149 East Willowbrook Road
Industry, PA 15052

Type of Facility Water system

Consulting Engineer Michael Baker Jr., Inc.
4301 Dutch Ridge Road
Beaver, PA 15009

Application Received Date February 13, 2013

Description of Action Demonstration of 4-log
treatment for groundwater
sources.

**LAND RECYCLING AND
ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995
PREAMBLE 1**

**Acknowledgment of Notices of Intent to Remediate
Submitted under the Land Recycling and Environ-
mental 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:

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401

Bohner Property, Williston Township, **Chester County**. Heath A. Brown, Environmental Standards, 1140 Valley Forge Road, Valley Forge, PA 19482, Larry Rossi, 1st Class Contractors, 415 Three Ton Road, Malvern, PA 19355 on behalf of Rich Bohner, Pat Bohner, LLC, 1201 Brentford Lane, Malvern, PA 19355 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. The future use of the site will remain the same. A summary of the Notice of Intent to Remediate was to have been published in the *Daily Local New* on January 8, 2013.

JB Ventures 2 LP, City of Philadelphia, **Philadelphia County**. Harris Brody, Accredited Environmental Technologies, Inc. 28 North Pennell Road, Media, PA 19063 on behalf of Scot Janzen, JB Venture, LP, 7805 Ardmore Avenue, Wyndmoor, PA 19038 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of inorganics. The proposed future use of the property will be residential dwellings. A summary of the Notice of Intent to Remediate was to have been published in the *Philadelphia Daily News* on December 24, 2012.

Bryant's Service, City of Philadelphia, **Philadelphia County**. Joanne VanRensselaer, Envirosearch Consultants, Inc. P.O. Box 940, Springhouse, PA 19477 on behalf of Wayne King, Philadelphia Redevelopment Authority, 1234 Market Street, 16th Floor, Philadelphia, PA 19107 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. The property is proposed for redevelopment as residential/commercial.

US Steel Fairless Works Area A-1-8.08 Acre, Falls Township, **Bucks County**. Colleen Cosello, P.G., Langan Engineering and Environmental Services, Inc. 2700 Kelly Road, Suite 200, Warrington, PA 18976, Juddson W. Herr, Langan Engineering and Environmental Services, Inc. 2700 Kelly Road, Suite 200, Warrington, PA 18976 on behalf of Kathleen Mayher, United States Steel Corporation, 600 Grant Street, Pittsburgh, PA 15219 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of inorganics. The future use of the site will remain the same.

Chester Valley Trail Phase 2, Tredyfflin Township, **Chester County**. Barbara Forslund, Advance GeoService Corporation, 1055 Andrew, Drive Suite A. West Chester, PA 19380 on behalf of David Stauffer, County of Chester, 313 West Market Street, Suite 5402, P. O. Box 2748, West Chester, PA 19380 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of arsenic. The future use of the site will remain the same.

East Central Incinerator Site, City of Philadelphia, **Philadelphia County**. William F. Schmidt, Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104, Joe Forkin, Delaware River Water Corporation, 121 North Columbus Boulevard, PA 19106 on behalf of Paul Martino, Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of metals, and pcb's. The future use of the property will remain the same.

Capoferri Residence, Falls Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Ty Gawlick, State Farm Insurance, PA Fire Claims, PO Box 106110, Atlanta, GA 30348-6110 on behalf of Dennis Cappoferri, 127 Thornridge Drive, 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. A summary of the Notice of Intent to Remediate was to have been published in the *Bucks County Courier Times* on December 24, 2012.

240 Nutt Road Site, Borough of Phoenixville, **Chester County**. Stephan Brower, Environmental Standards, Inc., Environmental Standards, Inc., 1140 Valley Forge Road, P. O. Box 810, Valley Forge, PA 19482-0810 on behalf of Anthony Ciancille, LLI, Anthony Ciancille, LLC, 1301 East Ridge Pike, Plymouth Meeting, PA 19462-0810 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of inorganics. The intended future use of the property is non-residential.

2375 Hickory Lane Site, Springhouse Township, **Bucks County**. Jeremy Bolyn, Environmental Maintenance Company, Inc., 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Kimberly Dunham, 2375 Hickory Lane, Coopersburg, PA 18036 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted

with the release of no. 2 fuel oil. The future use of the site will remain the same. A summary of the Notice of Intent to Remediate was to have been published in the *Bucks County Courier Times* on December 3, 2012.

Giogrio Residence, Upper Darby Township, **Delaware County**. Staci Cottone, J&J Environmental Inc., PO Box 370, Blue Bell, PA 19422 on behalf of Mr. & Mrs. Quentin Giorgio, 2455 Hillcrest Road, Drexel Hill, PA 19026 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. The future use of the site will remain the same. A summary of the Notice of Intent to Remediate was to have been published in the *Delaware County Daily Times* on January 3, 2013.

Nelson Residence, Borough of New Hope, **Bucks County**. Jeremy Bolyn, Environmental Maintenance Company, Inc., 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Stanley Nelson, 1475 Sailboat Circle, Wellington, FL 33414 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. The future use of the site will remain the same. A summary of the Notice of Intent to Remediate was to have been published in the *Intelligencer* on November 23, 2012.

Evergreen Towers Apartments, City of Philadelphia, **Philadelphia County**. Jeremy Bolyn, Environmental Maintenance Company, Inc., 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Joseph Casacio, Evergreen Park Manor Corporation, 2301 Woodward Street, Philadelphia, PA 19115 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. The future use of the site will remain the same. A summary of the Notice of Intent to Remediate was to have been published in the *Bucks County Courier Times* on December 28, 2012.

Crozer Pub, City of Chester, **Chester County**. Richard Sacks, IES Engineers, Inc. 1720 Walton Road, Blue Bell, PA 19422, Bill Kunsch, J&J Environmental, Inc., P. O. Box 370, Blue Bell, PA 19422 on behalf of Kenneth Rebechi, Crozer-Chester Medical Center, One Medical Center Boulevard, Upland, PA 19013-3995 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. The future use of the site will remain the same.

701 Old Westtown Road Site, West Goshen Township, **Chester County**. Michael S. Welsh, P.E., Welsh Environmental, Inc., 131 Clearview Drive Downingtown, PA 19335, Staci Cottone, J&J Spill Service and Supplies, P. O. Box 370, Blue Bell, PA 19422 on behalf of Joe Bush, 701 Old Westtown Road, LP, 200 West Lincoln Highway, Exton, PA 19341 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. The future use of the site is commercial with potential for residential development.

Madison @ French Creek, Phoenixville Township, **Chester County**. Stephen D. Brower, P.G., Environmental Standards, Inc. 1140 Forge Road, P. O. Box 810, Valley Forge, PA 19482 on behalf of John Forde, French Creek Acquisition, L.P., 3815 West Chester Pike, Newtown Square, PA 19073 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of inorganics. The future use of the site will remain the same.

10th & Vine Street Site, City of Philadelphia, Borough, **Philadelphia County**. Bill Schmidt, Pennoni Associates, Inc., 301 Market Street, Philadelphia, PA 19104 on behalf of Andy Toy, Eastern Town Community Cen-

ter—Philadelphia Chinatown Development Corporation, 301 North 9th Street, Philadelphia, PA 19107 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of other organics and pah's. The future use of the site will remain the same.

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

Zibura Residence, 726 6th Street, Whitehall Township, **Lehigh County**, Richard Trimpi, Trimpi Associates, Inc., has submitted a Notice of Intent to Remediate on behalf of his client, Ms. Carol Hefale, (daughter of Joseph Zibura) 3081 Meadowbrook Circle N, Allentown, PA 18103, concerning the remediation of soil found to have been impacted by #2 fuel oil as a result from a corrosion hole that opened up during a fuel delivery to a 275 gallon aboveground storage tank in the residence basement. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The intended future use of the site is residential. A summary of the Notice of Intent to remediate was published in *The Express Times* on February 1, 2013.

Dotterer Residence, 1042 4th Street, North Catasauqua Township, **Northampton County**, Richard Trimpi, Trimpi Associates, Inc., has submitted a Notice of Intent to Remediate on behalf of his client, Mr. Richard Dotterer, 1042 4th Street, Catasauqua, PA 18032, concerning the remediation of soil found to have been impacted by #2 fuel oil as a result from corrosion along the bottom of the 275 gallon aboveground storage tank situated on a dirt floor in the basement of the residence. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The intended future use of the site is residential. A summary of the Notice of Intent to remediate was published in *The Express Times* on February 2, 2013.

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Frank and Debra Gurish Residence, 103 Slover Road, Mechanicsburg, PA 17055, Upper Allen Township, **Cumberland County**. Trimpi Associates, 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Mr. Frank Gurish, 103 Slover Road, Mechanicsburg, PA 17055, submitted a Notice of Intent to Remediate site soil contaminated with kerosene fuel oil due to an act of vandalism. The site will be remediated to the Residential Statewide Health standard and remain residential.

MUNICIPAL WASTE GENERAL PERMITS

Permit Renewal Issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and municipal waste regulations for the beneficial use of municipal waste.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit Number WMGM014. The General Permit Number WMGM014 authorizes the beneficial use of roadway excavation materials as roadway construction materials. The general permit was renewed by Central Office on February 22, 2013.

Coverage under General Permit Number WMGM014 was also renewed for the following facility:

James D. Morrissey, Inc., 9119 Frankford Ave, Philadelphia, PA 19114.

Persons interested in obtaining more information about the general permit should contact Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 69170, Harrisburg, PA 17106-9170 at 717-787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS NEW SOURCES AND MODIFICATIONS

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

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

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

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

Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121—143, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

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.

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

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.

36-05146B: PPL Renewable Energy, LLC (2 North 9th Street, Allentown, PA 18101) to replace two (2) existing landfill gas-fired engine generator sets at the Creswell/Frey Farm Landfill in Manor Township, **Lancaster County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received an application and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval No. 36-05146B authorizes the replacement of the existing two (2) landfill gas-fired engine generator sets that provide electrical power to the power utility grid. There will be no emission increases over the current permitted levels at the site. The new engines are subject to 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines, and 40 CFR Part 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Reciprocating Internal Combustion Engines. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Thomas Hanlon, Facilities Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

Plan approvals issued to sources identified in 25 Pa. Code § 127.44(b)(1)—(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

38-03053A: Kreamer Funeral Home & Crematory, Inc. (5 Camp Meeting Road, Jonestown, PA 17038) for operation of a Matthews, Model IE43-PPH, Crematory at the Kreamer Funeral Home & Crematory, Inc. in Union Township, **Lebanon County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received an application and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval #38-03053A is for the operation of a Matthews, Model IE43-PPH, Crematory for human cremation. The secondary combustion chamber will control the emissions. The company shall be subject to and comply with 25 Pa. Code § 123.21 for sulfur emission limits. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The expected actual air emissions from the proposed project are 1.0 tpy of PM, 1.4 tpy of CO, 0.4 tpy of NO_x and 0.4 tpy of VOCs.

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

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Thomas Hanlon, Facilities Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

Plan approvals issued to sources identified in 25 Pa. Code § 127.44(b)(1)—(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

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

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

16-160A: Clarion Altela Environmental Services, LLC (3099 Piney Dam Road, Clarion, PA 16214) to construct up to 12 additional AltelaRain 600 modules resulting in a total of 16 modules in Piney Township, **Clarion County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the State Only operating permit at a later date.

The construction of up to 12 additional AltelaRain 600 modules resulting in a total of 16 modules could result in an increase in emissions of 5.15 tpy for VOC. This Plan Approval will contain emission restriction, 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 BAT for the source including, but are not limited to, the following:

- Emissions shall comply with 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive, odor, and visible emissions respectively.
- No person may permit the emission into the outdoor atmosphere of the following:
 - Particulate matter in a manner that the concentration of total particulate matter (both filterable and condensable) in the effluent gas exceeds 0.020 grain per dry standard cubic foot.
 - VOC greater than 6.86 tpy based on a 12-month rolling total
 - The wastewater being processed at the facility shall have a VOC concentration of less than 17.2 mg/l based on a 12-month rolling average.
 - The facility shall not exceed 520,000 gpd throughput of wastewater based on a 12-month rolling total. The facility shall conduct weekly sampling of the raw wastewater being processed for VOC concentration. The sampling shall consist of VOAWW and WSOL suite of tests. After the first quarter of sampling if all the weekly results are within 10% of each other, the facility may proceed to monthly sampling for VOC concentration. Sampling shall show VOC concentration not to exceed 17.2 mg/l on a 12-month rolling basis.
 - The facility shall conduct stack testing unless testing has been performed as part of the original request for determination.
 - The permittee shall maintain a record of all preventive maintenance inspections of the source. These records shall include, at a minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, and any routine maintenance performed.
 - The permittee shall record the following operational data from the source (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):
 - Operating temperature—daily defined as once per calendar day
 - The permittee shall record the following:
 - Throughput on a monthly basis and a 12-month rolling total basis
 - VOC emissions on a monthly basis and a 12-month rolling total basis
 - VOC water sampling results on a 12-month rolling total basis
 - The permittee shall perform a daily operational inspection of the source.
 - The permittee shall adhere to the approved indicator range for the source so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The

approved indicator range for the following shall be determined during the initial performance test or any subsequently approved performance tests unless otherwise stated:

- Operating temperature: less than 250 F or as established during compliant testing

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

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [16-160A] 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.

24-016H: Keystone Powdered Metal Co. (251 State Street, Saint Marys, PA 15857) for an increase in emissions from greater utilization of an existing immersion cold cleaning degreaser machine used to deposit dry lubricant on parts at their Facility in Saint Marys City, **Elk County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection (DEP) intends to issue a plan approval for an increase in emissions from greater utilization of an existing immersion cold cleaning degreaser machine used to deposit dry lubricant on parts at their Facility located in Saint Marys City, Elk County.

This facility currently has a state only operating permit, SOOP number 24-00016. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the operating permit through an administrative amendment at a later date.

The Department received application 24-016H from Keystone Powdered Metal Company (KPM) on June 21st, 2012 which proposed increasing utilization of their Dry Lube Operation (Source 1005) and requested an increase of its emission limit from 1 tpy of VOC to 3.0 tpy. The proposed 3.0 tpy of VOC limit would prevent the increase in Source 1005's utilization from creating a violation with the facility's current operating permit. The applicant has also notified the Department that they will be removing a Degreaser (Source 1604) from the facility as part of the project.

The source currently has record keeping, reporting, and work practice requirements which will remain sufficient after the issuance of this plan approval. Only the emission restriction limiting yearly emissions to 1.0 tpy of VOC should be amended to 3.0 tpy.

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 [42-004G] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

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

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.

Additional information can be obtained by contacting Jacob G. Chemsak of the PA DEP at (814) 332-6638.

33-159B: Brookville Equipment Co. (175 South Evans Street, Brookville, PA 15825) for the installation of a paint booth at their Pickering Street Facility located in the Borough of Brookville, **Jefferson County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection

(DEP) intends to issue a plan approval for the installation of a paint booth at their Pickering Street Facility located in the Borough of Brookville, Jefferson County.

This facility currently has a state only operating permit, number 33-00159. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the operating permit through an administrative amendment at a later date.

The Department has determined that Brookville Equipment Company's Pickering Street Facility and their Evans Street Facility:

1. Meet all elements of the two- and three-part regulatory test for Contiguous or Adjacent, Industrial Grouping and Common Control; and

2. Meet the plain meaning of the terms "contiguous" and "adjacent", particularly in the "common sense notion of a plant".

Therefore, the two facilities will be treated as a single facility for air permitting purposes including PSD, Non-attainment New Source Review, and Title V. Both facilities will operate under a single operating permit (33-159B).

The current Evan Street facility VOC emission limit of 12.0 tpy will be maintained for the combined emissions of the Pickering Street Facility and the Evans Street facility. Combined emissions of the aggregated facilities are not expected to rise significantly from this project which mainly shifts increasing surface coating operations to the Pickering Street facility.

The source shall comply with the following conditions (summarized), which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions):

Record Keeping

1. [25 Pa. Code § 127.12(b)]

All maintenance performed on and observations of the paint booth's paint arrestor shall be recorded in a log.

2. [25 Pa. Code § 127.12(b)]

The volume of each material consumed, which contains VOC and/or HAP, shall be recorded monthly in a log. Each month's total VOC and HAP emissions shall be kept in this log.

3. [25 Pa. Code § 127.12(b)]

The permittee shall record pressure drop weekly from the control device.

4. [25 Pa. Code § 127.12(b)]

The permittee shall maintain all logs on-site for a period of five years and furnish these records to the Department upon request.

Emission Restrictions

[25 Pa. Code § 127.12(b)]

Combined VOC emissions from the Pickering Street Facility and the Evans Street Facility shall not exceed a total of 12.0 tpy based on any consecutive 12-month rolling total.

[25 Pa. Code § 127.12(b)]

Combined emissions of a single HAP from the Evans Street and Pickering Street Facility shall not exceed 8 tpy based on any consecutive 12-month rolling total.

[25 Pa. Code § 127.12(b)]

Particulate matter emissions shall not exceed 0.02 grains/dscf.

Monitoring

1. [25 Pa. Code § 127.12(b)]

A manometer or equivalent shall be installed and maintained at a conveniently readable location on the paint both to monitor pressure drop across the filter. The filter shall be operated in the pressure range prescribed by the manufacturer.

Work Practice

1. [25 Pa. Code § 127.12(b)]

The permittee shall operate the control device at all times that the source is in operation. The permittee shall maintain and operate the source and control device in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.

2. Solvents containing MeCl shall not be used or kept on site.

3. *Target HAP containing coating* shall not be stored or applied to any part or product made of metal or plastic, or combinations of metal and plastic that are not motor vehicles or mobile equipment.

For the purposes of this condition, compounds of chromium (Cr), lead (Pb), manganese (Mn), nickel (Ni), and cadmium (Cd), are collectively referred to as the target HAPs.

Additional

1. [25 Pa. Code § 129.52]

~Full citation~

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 [42-004G] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

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

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—127.431 for state only operating permits or §§ 127.521—127.524 for Title V operating permits.

Additional information can be obtained by contacting Jacob G. Chemsak of the PA DEP at (814) 332-6638.

42-238A: Casella Altela Regional Environmental Services, LLC (2458 Campbelltown Road, Kane, PA 16735) for construction of up to 12 additional AltelaRain 600 modules resulting in a total of 16 modules in Sergeant Township, **McKean County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the State Only operating permit at a later date.

The construction of up to 12 additional AltelaRain 600 modules resulting in a total of 16 modules could result in an increase in emissions of 5.15 tpy for VOC. This Plan Approval will contain emission restriction, 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 BAT for the source including, but are not limited to, the following:

- Emissions shall comply with 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive, odor, and visible emissions respectively.

- No person may permit the emission into the outdoor atmosphere of the following:

- Particulate matter in a manner that the concentration of total particulate matter (both filterable and condensable) in the effluent gas exceeds 0.020 grain per dry standard cubic foot.

- VOC greater than 6.86 tpy based on a 12-month rolling total

- The wastewater being processed at the facility shall have a VOC concentration of less than 17.2 mg/l based on a 12-month rolling average.

- The facility shall not exceed 520,000 gpd throughput of wastewater based on a 12-month rolling total. The facility shall conduct weekly sampling of the raw wastewater being processed for VOC concentration. The sampling shall consist of VOAWW and WSOL suite of tests. After the first quarter of sampling if all the weekly results are within 10% of each other, the facility may proceed to monthly sampling for VOC concentration. Sampling shall show VOC concentration not to exceed 17.2 mg/l on a 12-month rolling basis.

- The facility shall conduct stack testing unless testing has been performed as part of the original request for determination.

- The permittee shall maintain a record of all preventive maintenance inspections of the source. These records shall include, at a minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, and any routine maintenance performed.

- The permittee shall record the following operational data from the source (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):

- Operating temperature—daily defined as once per calendar day

- The permittee shall record the following:

- Throughput on a monthly basis and a 12-month rolling total basis

- VOC emissions on a monthly basis and a 12-month rolling total basis

- VOC water sampling results on a 12-month rolling total basis

- The permittee shall perform a daily operational inspection of the source.

- The permittee shall adhere to the approved indicator range for the source so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator range for the following shall be determined during the initial performance test or any subsequently approved performance tests unless otherwise stated:

- Operating temperature: less than 250 F or as established during compliant testing

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 [42-238A] 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.

43-363A: Pennex Aluminum (2205 Pennsylvania Avenue, York, PA 17404) for operation of a holding furnace, two (2) melt furnaces, two (2) homogenizing furnaces and three (3) billet saws. This facility is at 93 Werner Road, in Greenville, Pennsylvania (16125-9499), which is located in Sugar Grove Township, **Mercer County**.

Pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection (DEP) intends to issue Plan Approval 43-363A to Pennex Aluminum for the operation of a holding furnace, two (2) melt furnaces, two (2) homogenizing furnaces and three (3) billet saws. Particulate matter emissions from the billet saws are controlled through the use of a cyclone. This facility is located in Sugar Grove Township, Mercer County. The Plan Approval will subsequently be incorporated into a facility Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 43-363A is for the operation of a holding furnace, two (2) melt furnaces, two (2) homogenizing furnaces and three (3) billet saws. The utilization of good combustion practices and proper burner tuning will be used to minimize nitrogen oxide emissions. Based on the information provided by the applicant and DEP's own analysis, the combined subject sources will have the projected actual emissions of approximately 36.05 tons per year (tpy) of nitrogen oxides, 33.08 tpy of carbon monoxide, 10.92 tpy of particulate matter, 2.17 tpy of volatile organic compounds, 0.237 tpy of sulfur oxides, 0.173 tpy of chlorine, 0.164 tpy of hydrochloric acid, 0.115 tpy of hydrofluoric acid, 0.003 tpy of lead, 0.001 tpy of mercury and 0.00006 tpy of dioxins/furans.

The Plan Approval will contain emission restrictions, along with testing, monitoring, recordkeeping, reporting, work practice and additional requirements designed to keep the facility operating within all applicable air quality requirements.

The holding and melting furnaces at this facility is subject to 40 CFR Part 63 Subpart RRR (National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production). This facility will be considered an area source for HAP emissions.

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 DEP's Northwest Regional Office, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests. John F. Guth, Air Quality Regional Program Manager, may be contacted at 814-332-6632, or PA DEP NWRO, Air Quality Program,

230 Chestnut Street, Meadville, PA 16335, for additional information or for the submission of comments or protests.

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

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

AMS 12271: US Customs House (200 Chestnut St, Philadelphia, PA 19106) to install One (1) 4 MMBTU/hr boiler firing natural gas, Two (2) 399,000 BTU/hr Hot water heaters firing natural gas, One (1) 450 kW diesel emergency generator in the City of Philadelphia, **Philadelphia County**. There will be a potential annual emission increase of less than 5.0 tons of Nitrogen Oxide. The plan approval will contain operating, testing, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

OPERATING PERMITS

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

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

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

ORIS Number 3161: Exelon Generation Co.—Eddystone Generating Station (1 Industrial Highway, Eddystone, PA 19022) to establish SO_x and NO_x allowances for Units Nos. 1, 2, 3, and 4 in Eddystone Borough, **Delaware County**. All monitoring, recordkeeping, and reporting shall be in conformance with 25 Pa. Code § 127.531.

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

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.

67-05004: P.H. Glatfelter Co. (228 South Main Street, Spring Grove, PA 17362-1000) to issue a Title V Operating Permit Renewal to P. H. Glatfelter Co.'s Spring Grove facility, in Spring Grove Borough, **York County**.

The P. H. Glatfelter Co. facility is subject to the operating permit requirements of the Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F and G (relating to operating permit requirements; and Title V operating permit requirements). The Title V operating permit includes sources associated with a Kraft pulp and paper mill, boilers and various control equipment. The actual annual emissions for the facility, based on 2011 data, were approximately: 167 tons of carbon monoxide, 1,722 tons of nitrogen oxides, 170 tons of particulate matter less than 10 microns, 113 tons of particulate matter less than 2.5 microns, 5,893 tons of sulfur oxides, 443 tons of volatile organic compounds and 286 tons of hazardous air pollutants. Various sources operating within the paper mill are subject to New Source Performance Standards; Subpart Db—Standards of Performance for Industrial, Commercial, and Institutional Steam Generating Units, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced after July 23, 1984, Subpart Y—Standards of Performance for Coal Preparation Plants and Subpart BB—

Standards of Performance for Kraft Pulp Mills. Various sources operating within in the paper mill are subject to National Emission Standards for Hazardous Air Pollutants; Subpart S—National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry, Subpart KK—National Emission Standards for the Printing and Publishing Industry, Subpart MM—National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semicheical Pulp Mills, Subpart RR—National Emission Standards for Individual Drain Systems, Subpart JJJJ—National Emission Standards for Hazardous Air Pollutants: Paper and Other Web Coating, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, and Subpart DDDDD—National Emission Standards for Hazardous Air Pollutants for Major Sources; Industrial, Commercial, and Institutional Boilers and Process Heaters. The Renewed Title V Operating Permit No. 67-05004 will have emission standards, testing, monitoring, recordkeeping, and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Gary Helsel, Acting New Source Review Chief, may be contacted at 814-946-7290, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

Intent to Issue Operating Permits 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: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507

35-00020: Master Halco, Inc. (1000N South Road, Scranton, PA 18504-1414) for the operation of a wire fabricating facility in the City of Scranton, **Lackawanna County**. The facility consists of a galvanizing furnace and wire drawing machines with filter fabric controls for particulate emissions. This is a renewal of a State-Only 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.

40-00076: Wilkes-Barre Materials, LLC. (500 Chase Road, Shavertown, PA 18708-9689) for operation of a

stone crushing and asphalt manufacturing operation in Plains Township, **Luzerne County**. The operation consists of stone crushing and screening with water sprays for particulate emission control and an asphalt batch plant with filter fabric for particulate emission control. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

66-00007: Airport Sand and Gravel Co., Inc. (500 Swetland Lane, West Wyoming, PA 18644) for operation of a stone crushing and screening operation in Nicholson Township, **Wyoming County**. The operation consists of crushers and screens with water sprays as particulate emission controls. This is a renewal of a State-Only 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: Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.

67-05027: York Wallcoverings, Inc. (750 Linden Ave., York, PA 17405) for operation of their wallcovering manufacturing facility in the City of York, **York County**.

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

The subject facility has actual 2011 emissions of approximately 45.4 tons of VOCs, 1.1 tons of NO_x and less than one ton each of CO, PM₁₀, SO_x and HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 63, Subpart KK—National Emission Standards for the Printing and Publishing Industry and 25 Pa. Code §§ 129.52b and 129.67.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110. An appointment to review the documents may be scheduled by contacting Ms. Anne Krasevic at (717) 705-4732 between 8 a.m. and 3:30 p.m., Monday through Friday, except holidays.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments, protests, or for requests for a public hearing.

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. The Department will give notice of any scheduled public hearing at least thirty days in advance of the hearing as per 25 Pa. Code § 127.521. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

William Weaver, Air Quality Program Manager, may be contacted at 717-705-4702, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests, or requests for a public

67-03091: AMZ Manufacturing Corp. (2206 Pennsylvania Avenue, York, PA 17404) for their surface finishing plating process job shop in York City, **York County**.

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

The subject facility had the following actual emissions in 2011: 1.6 tons NO_x; 1.3 tons CO; 0.1 ton PM₁₀; 0.1 ton PM_{2.5}; 0.1 ton VOC; 0.2 ton total HAPs; 1,920 tons CO₂; 0.04 ton CH₄; 0.04 ton N₂O; and 1,933 tons CO₂e. The Operating Permit will include emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations. Seven plating lines (Source IDs 102, 103, 105, 107, 108, 109, and 110) are subject to 40 CFR Part 63, Subpart WWWWW—National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Plating and Polishing Operations.

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

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period from the date of publication of this notice in the *Pennsylvania Bulletin* will exist for the submission of comments or protests.

Thomas Hanlon, Facilities Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

36-05090: Hershey Foods Corp., Y and S Candies, Inc. (400 Running Pump Road, Lancaster, PA 17603) for operation of their candy manufacturing facility in East Hempfield Township, **Lancaster County**. This is a renewal of their State-Only Operating Permit issued in 2008.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has

received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has past actual emissions around 7.91 tpy CO, 9.50 tpy NO_x, 25.47 tpy PM₁₀, 0.12 tpy SO_x, 20.21 tpy VOC, 0.17 tpy of a single HAP (hexane) and 0.18 tpy of combined HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring and recordkeeping requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 60, Subpart Dc—Standards of Performance for Small Industrial—Commercial-Institutional Steam Generating Units & 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

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

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Tom Hanlon, Facilities Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

67-03116: Surtech Industries, Inc. (915 Borom Road, York, PA 17404) for operation of their industrial manufacturing and surface coating facility in York City, **York County**.

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

The 2012 actual emissions were 0.7 ton of VOCs and 0.4 ton of Total HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed

permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests. 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.

Gary Helsel, Acting New Source Review Chief, may be contacted at 814-949-7935, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

36-05100: Pennsy Supply, Inc. (P. O. Box 4688, Lancaster, PA 17604-4688) for a batch asphalt plant located in Manheim Township, **Lancaster County**.

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

The subject facility has actual emissions of 0.34 ton per year NO_x, 1.12 tons per year carbon monoxide, 0.03 ton per year of volatile organic compounds, 0.25 ton per year sulfur oxides, and 0.08 ton per year particulate matter. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 60, Subpart I—Standard of Performance for Hot Mix Asphalt Facilities.

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

A person may oppose the proposed operating permit renewal, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

William Weaver, Air Quality Program Manager, may be contacted at 717-705-4702, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests or requests for a public hearing.

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

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

56-00204: Columbia Gas Transmission Corp. (1700 MacCorkle Ave SE, Charleston, WV 25314-1518) for con-

tinued operation of their natural gas transmission facility known as the Salisbury Station, in Greenville Township, **Somerset County**.

In accordance with 25 Pa. Code § 127.424 and § 127.425, the Department of Environmental Protection (DEP) is providing notice that they intend to issue a State Only Operating Permit (SOOP) Renewal to Columbia Gas to authorize the continued operation of the natural gas transmission facility known as the Salisbury Station, in Greenville Township, Somerset County.

This facility consists of five (5) natural gas-fired turbine compressor engines each rated at 1,080 horsepower, a 4-stroke rich burn spark ignition emergency generator engine rated at 68 horsepower and a boiler rated at 1.0 MMBtu/hr.

This facility's potential to emit, on a rolling 12-month basis, is 10.13 tons of carbon monoxide, 16.01 tons of nitrogen oxides, 0.34 ton of particulate matter, 0.06 ton of sulfur oxides, 1.31 tons of volatile organic compounds, 0.18 ton of formaldehyde, and 36,368 tons of carbon dioxide equivalents (greenhouse gases). The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the proposed SOOP have been derived from the applicable requirements of 40 CFR 60-Subpart GG, 40 CFR Part 63-Subpart ZZZZ and 25 Pa. Code Chapters 121–145. No emission or equipment changes are being proposed by this action.

Arrangements may be made to review the application at our offices. Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Operating Permit renewal may written comments to Barbara Hatch, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222, 412-442-5226 (bhatch@pa.gov). A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify SOOP-56-00204) and concise statements regarding the relevancy of the information in the proposed permit or objections to issuance of the permit.

A public hearing may be held, if DEP, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where DEP determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Barbara Hatch at the location identified above.

30-00183: EQT Gathering, LLC, (Suite 1700, 625 Liberty Ave, Pittsburgh, PA, 15222), Minor Source Operating Permit for the operation of a natural gas compressor station known as the Jupiter Compressor Station, located in Morgan Township, **Greene County**.

The facility contains air contamination sources consisting of three 2,370-bhp, natural gas-fired compressor engines, one 690-bhp, natural gas-fired, emergency generator engine, and three TEG dehydrators with reboilers that have a combined natural gas processing capacity of 210 MMscfd. This facility has the potential to emit the following type and quantity of pollutants: 42.0 tons per year of NO_x, 14.6 tons per year of CO, 30.8 tons per year of VOC, 2.8 tons per year of formaldehyde, 17.9 tons per

year of the sum of all combined hazardous air pollutants, and 26,732 tons of CO₂e greenhouse gases. The facility is limited to a maximum opacity from any processing equipment of 20 percent. The facility is subject to state requirements, as well as 40 CFR 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Combustion Engines and 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The permit includes emission limitations, and operational, monitoring, testing, reporting and recordkeeping requirements for the facility. No emission or equipment changes are authorized by this action.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of this State Only Operating Permit may submit the information to Martin L. Hochhauser, P.E., Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (specify Operating Permit OP-30-00183) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

All comments must be received prior to the close of business 30 days after the date of this publication. In accordance with 25 Pa. Code § 127.428, prior to issuing an operating permit, the Department may hold a fact-finding conference or hearing at which the petitioner, and a person who has properly filed a protest under 25 Pa. Code § 127.426 (relating to filing protests) may appear and give testimony. The Department is not required to hold a conference or hearing. The applicant, the protestant and other participants will be notified of the time, place and purpose of a conference or hearing, in writing or by publication in a newspaper or the *Pennsylvania Bulletin*, unless the Department determines that notification by telephone will be sufficient.

26-00032: Uniontown Hospital (500 W Berkeley Street, Uniontown, PA 15401-5514) for a Synthetic Minor Operating Permit renewal for the Uniontown Hospital in Uniontown, **Fayette County**. Equipment at this facility includes a 41.0 mmbtu/hr natural gas or No. 2 fuel oil-fired boiler, one 14.6 mmbtu/hr natural gas or No. 2 fuel oil-fired boiler, one 6.2 mmbtu/hr natural gas or No. 2 fuel oil-fired boiler, three small emergency electric generators, and two ethylene oxide sterilizers. Potential emissions from the emission sources at this facility are based on operation of all boilers for 8,760 hours per year but with a facility wide No. 2 fuel oil limit of 500,000 gallons per year. Potential emissions are estimated to be 26.0 tons NO_x, 1.3 tons VOCs, 21.9 tons CO, 2.0 tons particulate matter, 17.8 tons SO₂, and 55.6 pounds of ethylene oxide. Actual emissions from the facility are much lower considering the largest unit functions as a backup unit. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121–145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements.

04-00084: Anchor Hocking, LLC (400 Ninth Street, Monaca, PA 15061) for pressed and blown glass and glassware manufacturing at the Monaca Plant in Monaca Borough, **Beaver County**. This is a State Only Operating Permit application submittal.

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

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

10-00047: BASF Corporation—Evans City Plant (1414 Mars Evans City Road, Evans City, PA 16033-9360) for renewal of the Natural Minor Operating Permit in the Forward Township, **Butler County**. The facility is manufacturing industrial inorganic and organic chemicals. The facility's emitting sources include: 1) Bldg. 16 Boiler, 2) Bldg. 72 Boiler, 3) Misc. Natural gas combustion, 4) Bldg. 12 Superoxide process, 5) Bldg. 24, MDEB & TEB process, 6) Hood 1B, 7) Bldg. 31 Batch Borane Chemical synthesis, 8) Bldg. 31 drum cleaning & lab hoods, 9) Bldg. 37 Borane Derivatives, 10) Bldg. 37 Bag filling station, 11) Bldg. 37 Hydrogen production, 12) Heated T-Butanol storage tanks, 13) Bldg. 44 Alkali metals oxide production, 14) Bldg. 44 Dryer/Pack off system, 15) Bldg. 44 Pilot plant, 16) Bldg. 64 Potassium production, 17) Bldg. 86 A & B Vacuum cylinder cleaning, 18) Bldg. 94 Dust loading pack-off, 19) Tank farm and truck loading and, 20) Miscellaneous emergency generators. The actual emissions from the facility are PM-10: 3 TPY (Tons per year), VOC: 8 TPY, NO_x: 10 TPY, SO_x: 8 TPY, CO: 20 TPY, Total HAP: 3 TPY. The emergency generators are subject to 40 CFR Part 63, Subpart ZZZZ. The emissions of pollutants from the facility are less than Title V threshold limits. Thus, the facility is considered a natural minor.

43-00010: Jamestown Paint Co. (108 Main Street, Jamestown PA 16134), the Department intends to re-issuance a Natural Minor Operating Permit to the Jamestown Paint Company located in the Borough of Jamestown, **Mercer County**. The facility's primary emissions are from the storage and processing of VOCs (Volatile Organic Compounds) used in the paint making process. Emissions continue to be below major source levels. Because this facility manufactures paints using some materials with HAP contents greater than the thresholds defined in § 63.11607, the facility is subject to the new requirements of 40 CFR 63, Subpart CCCCCC—National Emission Standards for Hazardous Air Pollutants for Area Sources: Paints and Allied Products Manufacturing.

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.

Noncoal Applications Returned

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

10120104 and NPDES Permit No. PA0259357. Quality Aggregates, Inc. (4955 Steubenville Pike, Suite 245, Pittsburgh, PA 15205) Commencement, operation and restoration of a bituminous surface mine in Allegheny Township, **Butler County** affecting 112.0 acres. Receiving streams: Unnamed tributary to North Branch Bear Creek and North Branch Bear Creek. Application received: November 7, 2012. Application Withdrawn: February 21, 2013.

5380-10120104-E-1. Quality Aggregates, Inc. (4955 Steubenville Pike, Suite 245, Pittsburgh, PA 15205) Application for a stream encroachment to conduct mining activities within 100 feet of unnamed tributary No. 1 to North Branch Bear Creek in Allegheny Township, **Butler County**. Receiving streams: Unnamed tributary to North Branch Bear Creek and North Branch Bear Creek. Application received: November 7, 2012. Application Withdrawn: February 21, 2013.

10090101 and NPDES Permit No. PA0258733. Anandale Quarries, Inc. (219 Goff Station Road, Boyers, PA 16020) Commencement, operation and restoration of a bituminous surface mine in Venango & Marion Townships, **Butler County** affecting 21.4 acres. Receiving streams: Seaton Creek. This application also includes a transfer proposal from Quality Aggregates, Inc. (4955 Steubenville Pike, Suite 245, Pittsburgh, PA 15205) Application received: March 30, 2009. Transfer application received: December 27, 2011. Application Withdrawn: February 22, 2013.

Coal Applications Received

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

11040701 and NPDES No. PA0235717. AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA

15650). To renew the permit for the Refuse Area No. 1 in Portage Township, **Cambria County** and related NPDES permit. No additional discharges. The application was considered administratively complete on February 12, 2013. Application received September 14, 2012.

26970702 and NPDES No. PA0215112. Matt Canestrale Contracting, Inc., (PO Box 234, Belle Vernon, PA 15012). To renew the permit for the LaBelle Site in Luzerne Township, **Fayette County** and related NPDES permit. No additional discharges. The application was considered administratively complete on February 19, 2013. Application received December 12, 2012.

30861601 and NPDES No. PA0214256. Coresco, LLC, (308 Dents Run Road, Morgantown, WV 26501). To renew the permit for the Dunkard Preparation Plant in Monongahela Township, **Greene County** and related NPDES permit. No additional discharges. The application was considered administratively complete on February 20, 2013. Application received December 17, 2012.

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

10820122 and NPDES Permit No. PA0604852. Allegheny Mineral Corporation (P. O. Box 1022, Kittanning, PA 16201) Renewal of an existing bituminous surface, auger and limestone removal in Marion & Mercer Townships, **Butler County** affecting 598.6 acres. Revision to add sediment/treatment ponds to the NPDES is also included in this submission. Receiving streams: Two unnamed tributaries to North Branch Slippery Rock Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: February 15, 2013.

1270-10820122-E-2. Allegheny Mineral Corporation (P. O. Box 1022, Kittanning, PA 16201) Application for a stream encroachment to mine through and reconstruct a portion of unnamed tributary No. 1 to North Branch Slippery Rock Creek in Marion & Mercer Townships, **Butler County**. Receiving streams: Two unnamed tribu-

taries to North Branch Slippery Rock Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application also includes a request for a Section 401 Water Quality Certification. Application received: February 15, 2013.

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

17130103 and NPDES PA0269557 Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830). Commencement, operation, and restoration of a bituminous surface mine located in Lawrence Township, **Clearfield County** affecting 26.0 acres. Receiving streams: Orr's Run to West Branch Susquehanna River classified for the following uses: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: February 11, 2013.

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

54020201C5. Stoudt's Ferry Preparation Co., Inc., (P. O. Box 279, St. Clair, PA 17970), incidental boundary correction to an existing anthracite coal refuse reprocessing operation in Mahanoy Township, **Schuylkill County**, to add 3.0 acres for a total of 69.0 acres, receiving stream: Mill Creek, classified for the following use: cold water and migratory fishes. Application received: February 7, 2013.

54030201R2. Devil's Hole, Inc., (P. O. Box 559, Schuylkill Haven, PA 17972), renewal for reclamation activities only of an existing anthracite coal refuse reprocessing operation in Frailey Township, **Schuylkill County** affecting 28.1 acres, receiving stream: Good Spring, classified for the following uses: cold water and migratory fishes. Application received: February 14, 2013.

Noncoal Applications Received

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

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

* The parameter is applicable at all times.

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

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

26970401 and NPDES Permit No. PA0202100. Laurel Aggregates of Delaware, LLC (1600 Market Street, 38th Floor, Philadelphia, PA 19102). NPDES renewal application for continued mining to an existing large noncoal surface mine, located in Springhill Township, **Fayette County**, affecting 87.8 acres. Receiving streams: unnamed tributaries to Rubles Run and Rubles Run,

classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: February 11, 2013.

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

08040301. Glenn O. Hawbaker, Inc. (1952 Waddle Road, Suite 203, State College, PA 16803-1649). Revisions to an existing large noncoal permit to add 3.8 acres and 08111002GP-104 located in Canton Township, **Bradford County** affecting 22.8 acres. Receiving streams: Unnamed Tributary to Towanda Creek and Towanda Creek classified for the following use: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received February 15, 2013.

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

58910301C5 and NPDES Permit No. PA0595454. **F.S. Lopke Contracting, Inc.**, (3430 SR 434, Appalachian, NY 13732), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Forest Lake Township, **Susquehanna County** affecting 204.0 acres, receiving stream: unnamed tributary to Middle Branch Wyalusing Creek, classified for the following use: cold water fishes. Application received: February 11, 2013.

58050853. John E. Freitag, (102 Pine Street, Susquehanna, PA 18847), Stage I & II bond release of a quarry operation in Jackson Township, **Susquehanna County** affecting 5.0 acres on property owned by Gina Halecky, Patty Wiktor, Mary Gehman and George Banko. Application received: February 19, 2013.

7974SM1C7 and NPDES Permit No. PA0594121. **Hanson Aggregates Pennsylvania, LLC**, (7660 Imperail Way, Allentown, PA 18195), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in East Rockhill Township, **Bucks County** affecting 103.2 acres, receiving streams: unnamed tributary to Tohickon Creek, classified for the following uses: trout stock fishes and migratory fishes. Application received: February 19, 2013.

MINING ACTIVITY NPDES DRAFT PERMITS

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

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

Effluent Limits for Coal Mining Activities

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

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

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

*The parameter is applicable at all times.

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

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

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

Effluent Limits for Noncoal Mining Activities

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

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

* The parameter is applicable at all times.

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

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth. More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality 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 362-0600-001, NPDES Program Implementation—Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA008966 (Mining Permit No. 14831301), Pennsylvania Mines, LLC, (2 North 9th Street, Allentown, PA 18101). A renewal to the NPDES and mining activity permit for the Rushton Mine in Rush and Decatur Townships, **Centre County** for reclamation/water treatment only. Surface Acres Affected 121.1, Underground Acres Affected 5,912.0. Receiving stream: Moshannon Creek, classified for the following use: TSW. Moshannon Creek Watershed TMDL. The application was considered administratively complete on July 5, 2012. Application received October 27, 2011.

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

Outfall 001 discharges to: Moshannon Creek

The proposed effluent limits for *Outfall 002* (Lat: 40° 51' 59" Long: 78° 14' 50") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	1.08	-
Iron (mg/l)		0.3	0.6	0.8
Manganese (mg/l)		0.9	1.8	2.3
Aluminum (mg/l)		0.4	0.8	0.9
Suspended Solids (ml/l)		35	70	90
Osmotic Pressure (mOs/kg)		26	51	64
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 003 discharges to: Moshannon Creek

The proposed effluent limits for *Outfall 003* (Lat: 40° 52' 02" Long: 78° 13' 53") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.09	-
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	1.9
Suspended Solids (ml/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

Outfall 004 discharges to: Moshannon Creek

The proposed effluent limits for *Outfall 004* (Lat: 40° 52' 13" Long: 78° 14' 35") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.09	-
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	1.9
Suspended Solids (ml/l)		35	70	90

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

Outfall 005 discharges to: Moshannon Creek

The proposed effluent limits for *Outfall 005* (Lat: 40° 51' 59" Long: 78° 14' 42") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	8.63	-
Iron (mg/l)		0.4	0.7	0.9
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.4	0.8	0.9
Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		31	61	76
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

NPDES No. PA0006874 (Mining Permit No. 32841321), Keystone Coal Mining Corporation, (400 Overview Drive, Shelocta, PA 15774). A renewal to the NPDES and mining activity permit for the O'Donnell No. 3 Mine in Washington Township, Indiana County and Plumcreek Township, **Armstrong County** for reclamation/water treatment only. Surface Acres Affected 17.3, Underground Acres Affected 725.0. Receiving stream: Unnamed Tributary to South Branch Plum Creek, classified for the following use: CWF. Crooked Creek Watershed TMDL. The application was considered administratively complete on November 29, 2012. Application received May 11, 2012.

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

Outfall 001 discharges to: Unnamed Tributary to South Branch Plum Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 43' 47" Long: 79° 15' 34") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.077	
Iron (mg/l)		0.4	0.8	0.9
Manganese (mg/l)		0.9	1.8	2.2
Aluminum (mg/l)		0.3	0.5	0.6
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		25	49	62
Total Dissolved Solids (mg/l)		-	-	REPORT
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

NPDES No. PA0215449 (Mining Permit No. 03861601), McVile Mining Company, (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES and mining activity permit for the McVile Coal Preparation Plant in South Buffalo Township, **Armstrong County**. Surface Acres Affected 16.9, Receiving stream: Unnamed Tributary to Allegheny River, classified for the following use: WWF. The application was considered administratively complete on January 16, 2013. Application received September 10, 2012.

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

Outfall 001 discharges to: Unnamed Tributary to Allegheny River

The proposed effluent limits for *Outfall 001* (Lat: 40° 42' 47.2" Long: 79° 35' 1.3") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.003	-
Iron (mg/l)		1.4	2.8	3.5
Manganese (mg/l)		1.0	1.9	2.4
Aluminum (mg/l)		0.4	0.8	1.0
Osmotic Pressure (mOs/kg)		39	78	97
Total Suspended Solids (mg/l)		35	70	90
Total Dissolved Solids (mg/l)		-	-	REPORT
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 002 discharges to: Unnamed Tributary to Allegheny River

The proposed effluent limits for *Outfall 002* (Lat: 40° 42' 46" Long: 79° 35' 04") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	1.46	-
Iron (mg/l)		1.4	2.8	3.5
Manganese (mg/l)		0.7	1.4	1.8
Aluminum (mg/l)		0.4	0.8	1.0
Osmotic Pressure (mOs/kg)		29	58	73
Total Suspended Solids (mg/l)		35	70	90
Total Dissolved Solids (mg/l)		-	-	REPORT
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

NPDES No. PA0215031 (Mining Permit No. 33971301), AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650). A renewal to the NPDES and mining activity permit for the Dora No. 8 Mine in Perry Township, Jefferson County and North Mahoning Township, **Indiana County**. Surface Acres Affected 23.7, Underground Acres Affected 2,848.6. Receiving stream: Mahoning Creek, classified for the following use: WWF. The application was considered administratively complete on February 6, 2013. Application received July 30, 2012.

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

Outfall 001 discharges to: Mahoning Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 55' 08" Long: 79° 04' 36") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	2.1	-
Iron (mg/l)		1.6	3.1	3.9
Manganese (mg/l)		0.7	1.4	1.8
Aluminum (mg/l)		0.7	1.4	1.8
Osmotic Pressure (mOs/kg)		20	39	49
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 002 discharges to: Mahoning Creek

The proposed effluent limits for *Outfall 002* (Lat: 40° 55' 13" Long: 79° 04' 47") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.95	-
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Osmotic Pressure (mOs/kg)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

NPDES No. PA0214558 (Mining Permit No. 03870701), Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES and mining activity permit for the Coal Refuse Disposal No. 2 in Plumcreek Township, **Armstrong County**. Note: an in-process permit transfer for this site from TJS Mining, Inc. is pending. Receiving streams: Dutch Run and Unnamed Tributary to Dutch Run, both classified for the following use: CWF. Crooked Creek Watershed TMDL. The application was considered administratively complete on May 6, 2009. Application received January 13, 2009.

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

Outfall 001 discharges to: Unnamed Tributary to Dutch Run

The proposed effluent limits for *Outfall 001* (Lat: 40° 41' 29" Long: 79° 18' 35") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	1.09	-
Iron (mg/l)		1.3	2.6	3.2
Manganese (mg/l)		0.9	1.7	2.0
Aluminum (mg/l)		0.4	0.8	1.0
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		41	82	103
Sulfates (mg/l)		-	-	REPORT

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 002 discharges to: Dutch Run

The proposed effluent limits for *Outfall 002* (Lat: 40° 41' 36" Long: 78° 18' 29") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	4.79	
Iron (mg/l)		1.2	2.4	3.0
Manganese (mg/l)		0.8	1.6	2.0
Aluminum (mg/l)		0.4	0.8	1.0
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		40	79	99
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

NPDES No. PA0236039 (Mining Permit No. 32111601), Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). A new NPDES and mining activity permit for the Blairsville Preparation Plant in Burrell Township, **Indiana County**. Surface Acres Affected 44.4. Receiving streams: Unnamed Tributaries to Conemaugh River, classified for the following use: CWF. Kiskiminetas-Conemaugh River Watersheds TMDL. The application was considered administratively complete on May 26, 2011. Application received January 13, 2011.

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

Outfall 001 discharges to: Unnamed Tributary #1 to Conemaugh River

The proposed effluent limits for *Outfall 001* (Lat: 40° 26' 41" Long: 79° 15' 04") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.94	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.38	0.75	0.94
Settleable Solids (ml/l)		0.3	0.5	0.6
Total Suspended Solids (mg/l)		35	70	90

Outfall 002 discharges to: Unnamed Tributary #2 to Conemaugh River

The proposed effluent limits for *Outfall 002* (Lat: 40° 26' 40" Long: 79° 14' 42") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.54	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.38	0.75	0.94
Settleable Solids (ml/l)		0.3	0.5	0.8
Total Suspended Solids (mg/l)		35	70	90

Outfall 003 discharges to: Unnamed Tributary #1 to Conemaugh River

The proposed effluent limits for *Outfall 003* (Lat: 40° 26' 30" Long: 79° 14' 46") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	1.06	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.38	0.75	0.94
Settleable Solids (ml/l)		0.3	0.5	0.6
Total Suspended Solids (mg/l)		35	70	90

NPDES No. PA0235997 (Mining Permit No. 32101601), Britt Energies, Inc., (PO Box 515, Indiana, PA 15701). A new NPDES and mining activity permit for the Appalachia Coal Yard in White Township, **Indiana County** a new coal preparation plant. Surface Acres Affected 24.3. Receiving stream: Yellow Creek, classified for the following use: TSF. Kiskiminetas-Conemaugh River Watersheds TMDL. The application was considered administratively complete on December 23, 2010. Application received May 20, 2010.

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

Outfall 001 discharges to: Yellow Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 34' 11" Long: 79° 06' 52") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	3.4	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.75	1.5	1.9
Settleable Solids (ml/l)		0.3	0.5	0.6
Total Suspended Solids (mg/l)		35	70	90

Outfall 002 discharges to: Yellow Creek

The proposed effluent limits for *Outfall 002* (Lat: 40° 34' 16" Long: 79° 07' 00") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.54	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.75	1.5	1.9
Settleable Solids (ml/l)		1.3	0.5	0.6
Total Suspended Solids (mg/l)		35	70	90

NPDES No. PA0213683 (Mining Permit No. 32850701), AMFIRE Mining Company, (One Energy Place, Latrobe, PA 15650). A renewal to the NPDES and mining activity permit for the Clymer Refuse Disposal Site in Cherryhill Township, **Indiana County**. Surface Acres Affected 143.8. Receiving streams: Dixon Run, Unnamed Tributary to Dixon Run, and Unnamed Tributary to Buck Run, all classified for the following use: CWF. Kiskiminetas-Conemaugh River Watersheds TMDL. The application was considered administratively complete on June 20, 2012. Application received January 20, 2012.

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

Outfall 006 discharges to: Unnamed Tributary to Dixon Run

The proposed effluent limits for *Outfall 006* (Lat: 40° 41' 01" Long: 79° 00' 21") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	-	REPORT
Iron (mg/l)		1.6	2.49	4.0
Manganese (mg/l)		0.95	1.48	2.375
Aluminum (mg/l)		0.75	1.16	1.875
Total Suspended Solids (mg/l)		35	70	90

Outfall 007 discharges to: Unnamed Tributary to Buck Run

The proposed effluent limits for *Outfall 007* (Lat: 40° 41' 04" Long: 78° 59' 59") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	-	REPORT
Iron (mg/l)		3.0	4.67	7.5
Manganese (mg/l)		1.8	2.80	4.5
Aluminum (mg/l)		1.7	2.64	4.25
Total Suspended Solids (mg/l)		35	70	90

Outfall 008 discharges to: Unnamed Tributary to Buck Run

The proposed effluent limits for *Outfall 008* (Lat: 40° 41' 04" Long: 79° 59' 59") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	-	REPORT
Iron (mg/l)		3.0	4.67	7.5
Manganese (mg/l)		1.9	2.96	4.75
Aluminum (mg/l)		1.8	2.80	4.5
Total Suspended Solids (mg/l)		35	70	90

Outfall 009 discharges to: Unnamed Tributary to Dixon Run

The proposed effluent limits for *Outfall 009* (Lat: 40° 41' 08" Long: 79° 00' 14") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.0099	-
Iron (mg/l)		1.50	2.34	3.75
Manganese (mg/l)		0.95	1.48	2.375
Aluminum (mg/l)		0.75	1.16	1.875
Total Suspended Solids (mg/l)		35	70	90

Outfall 010 discharges to: Dixon Run

The proposed effluent limits for *Outfall 010* (Lat: 40° 41' 22" Long: 79° 00' 24") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	-	REPORT
Iron (mg/l)		2.1	3.27	5.25
Manganese (mg/l)		1.6	2.49	4
Aluminum (mg/l)		1.0	1.59	2.5
Osmotic Pressure (mOs/kg)		50.0	100.0	125
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 011 discharges to: Unnamed Tributary to Buck Run

The proposed effluent limits for *Outfall 011* (Lat: 40° 41' 16" Long: 79° 00' 00") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	-	REPORT
Iron (mg/l)		1.4	2.18	3.5
Manganese (mg/l)		1.8	2.80	4.5
Aluminum (mg/l)		0.70	1.09	1.75
Osmotic Pressure (mOs/kg)		50.2	100.4	125.5
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 012 discharges to: Dixon Run

The proposed effluent limits for *Outfall 012* (Lat: 40° 41' 22" Long: 79° 00' 29") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.0124	-
Iron (mg/l)		3.0	4.67	7.5
Manganese (mg/l)		2.0	3.12	5.0
Aluminum (mg/l)		1.55	2.42	3.875
Osmotic Pressure (mOs/kg)		56.0	112.0	140
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

NPDES No. PA0213438 (Mining Permit No. 30841307), Emerald Coal Resources, LP, (PO Box 1020, 158 Portal Road, Waynesburg, PA 15370). A renewal to the NPDES and mining activity permit for the Emerald Mine No. 1 in Franklin and Whiteley Townships, **Greene County**. Surface Acres Affected 559.28, Underground Acres Affected 19,694.34. Receiving streams: South Fork Tenmile Creek, classified for the following use: WWF. Monongahela River, Receiving streams: Unnamed Tributary to Dyers Fork and Unnamed Tributary to Frosty Run, both classified for the following use: TSF. Whiteley Creek Watershed. Receiving streams: Smith Creek, Unnamed Tributary to Smith Creek, Unnamed Tributary to Laurel Run, Unnamed Tributary to Coal Lick Run, Grimes Run, and Unnamed Tributary to Toll Gate Run, all classified for the following use: WWF. The application was considered administratively complete on March 2, 2006. Application received January 6, 2006.

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

Outfall 002 discharges to: South Fork Tenmile Creek

The proposed effluent limits for *Outfall 002* (Lat: 39° 53' 49.2" Long: 80° 11' 50.4") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.504	-
Iron (mg/l)		1.1	2.3	2.8
Manganese (mg/l)		0.7	1.3	1.7
Aluminum (mg/l)		0.6	1.1	1.4
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		70	140	175
Chlorides (mg/l)		850	1699	2124
Sulfates (mg/l)		250	250	250
Total Dissolved Solids (mg/l)		1847	3693	4617
Selenium (mg/l)		-	-	REPORT

Outfall 003 discharges to: South Fork Tenmile Creek

The proposed effluent limits for *Outfall 003* (Lat: 39° 53' 49" Long: 80° 11' 53.9") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.014	-
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

Outfall 004 discharges to: Unnamed Tributary to Smith Creek

The proposed effluent limits for *Outfall 004* (Lat: 39° 53' 14" Long: 80° 11' 33") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.014	-
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

Outfall 009 discharges to: Smith Creek

The proposed effluent limits for *Outfall 009* (Lat: 39° 50' 02" Long: 80° 12' 22") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.039	-
Iron (mg/l)		0.7	1.4	1.7
Manganese (mg/l)		0.7	1.4	1.8
Aluminum (mg/l)		0.5	1.1	1.3
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		51	101	127
Chlorides (mg/l)		280	559	699
Sulfates (mg/l)		250	250	250
Total Dissolved Solids (mg/l)		608	1215	1519
Selenium (mg/l)		-	-	REPORT

Outfall 012 discharges to: Unnamed Tributary to Laurel Run

The proposed effluent limits for *Outfall 012* (Lat: 39° 52' 38.5" Long: 80° 09' 59.7") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.369	-
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

Outfall 013 discharges to: Unnamed Tributary to Coal Lick Run

The proposed effluent limits for *Outfall 013* (Lat: 39° 52' 23.1" Long: 80° 07' 34.3") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.36	-
Iron (mg/l)		1.5	3.0	4.0
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.5	1.0	1.25
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		40	79	99
Chlorides (mg/l)		182	363	454
Sulfates (mg/l)		250	250	250
Total Dissolved Solids (mg/l)		395	789	987
Selenium (mg/l)		-	-	REPORT

Outfall 014 discharges to: Unnamed Tributary to Dyers Fork

The proposed effluent limits for *Outfall 014* (Lat: 39° 51' 03.1" Long: 80° 08' 18.7") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.36	-
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		1.7	3.4	4.3
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		35	70	88
Chlorides (mg/l)		192	384	480
Total Dissolved Solids (mg/l)		418	835	1044
Sulfates (mg/l)		250	250	250
Selenium (mg/l)		-	-	REPORT

Outfall 015 discharges to: Unnamed Tributary to Dyers Fork

The proposed effluent limits for *Outfall 015* (Lat: 39° 51' 11.1" Long: 80° 08' 25") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.576	-
Iron (mg/l)		0.6	1.2	1.4
Manganese (mg/l)		0.6	1.2	1.6
Aluminum (mg/l)		0.5	1.0	1.3
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		37	73	92
Chlorides (mg/l)		187	374	467
Total Dissolved Solids (mg/l)		407	814	1018
Sulfates (mg/l)		250	250	250
Selenium (mg/l)		-	-	REPORT

Outfall 016 discharges to: Unnamed Tributary to Frosty Run

The proposed effluent limits for *Outfall 016* (Lat: 39° 52' 11" Long: 80° 05' 15") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.288	-
Iron (mg/l)		0.6	1.2	1.4
Manganese (mg/l)		0.6	1.2	1.6
Aluminum (mg/l)		0.5	1.0	1.6
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		39	78	95
Chlorides (mg/l)		181	361	452
Total Dissolved Solids (mg/l)		392	784	980
Sulfates (mg/l)		250	250	250
Selenium (mg/l)		-	-	REPORT

Outfall 017 discharges to: Grimes Run

The proposed effluent limits for *Outfall 017* (Lat: 39° 54' 16" Long: 80° 09' 06") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.36	-
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

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

Outfall 018 discharges to: Unnamed Tributary to Toll Gate Road

The proposed effluent limits for *Outfall 018* (Lat: 39° 54' 47" Long: 80° 12' 16") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.576	-
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

NPDES No. PA0095966 (Mining Permit No. 32851601), P&N Coal Company, Inc., (PO Box 332, Punxsutawney, PA 15767). A renewal to the NPDES and mining activity permit for the Hillman Tipple in Banks Township, **Indiana County**. Surface Acres Affected 18.0. Receiving streams: Bear Run and Unnamed Tributary to Bear Run, both classified for the following use: CWF. Bear Run Watershed TMDL. The application was considered administratively complete on August 7, 2012. Application received May 10, 2012.

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

Outfall 001 discharges to: Unnamed Tributary to Bear Run

The proposed effluent limits for *Outfall 001* (Lat: 40° 54' 11" Long: 78° 50' 54") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.15	-
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
Settleable Solids (ml/l)		0.3	0.5	0.6
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Specific Conductance (umho)		-	-	REPORT

Outfall 002 discharges to: Bear Run

The proposed effluent limits for *Outfall 002* (Lat: 40° 54' 09" Long: 78° 50' 56") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.15	-
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
Settleable Solids (ml/l)		0.3	0.5	0.6
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Specific Conductance (umho)		-	-	REPORT

NPDES No. PA.0235377 (Mining Permit No. 11841603), AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650). A revision to the NPDES and mining activity permit for the Portage Plant in Portage Township, **Cambria County** to change the water handling plan and outfall effluent limits. Surface Acres Affected 56.0. Receiving stream: Unnamed Tributary to Spring Run, classified for the following use: CWF. Kiskiminetas-Conemaugh River Watersheds TMDL. The application was considered administratively complete on August 17, 2012. Application received June 14, 2012.

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

Outfall 001 discharges to: Unnamed Tributary to Spring Run

The proposed effluent limits for *Outfall 001* (Lat: 40° 23' 32" Long: 78° 39' 15") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.8	-
Iron (mg/l)		0.8	1.5	1.9
Manganese (mg/l)		0.5	1.0	1.3
Aluminum (mg/l)		0.4	0.75	0.9
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	100	125
Total Dissolved Solids (mg/l)		-	-	REPORT
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 002 discharges to: Unnamed Tributary to Spring Run

The proposed effluent limits for *Outfall 002* (Lat: 40° 23' 33" Long: 78° 39' 17") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.8	-
Iron (mg/l)		0.8	1.5	1.9
Manganese (mg/l)		0.5	1.0	1.3
Aluminum (mg/l)		0.4	0.75	0.9
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	100	125
Total Dissolved Solids (mg/l)		-	-	REPORT
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 003 discharges to: Unnamed Tributary to Spring Run

The proposed effluent limits for *Outfall 003* (Lat: 40° 23' 36" Long: 78° 39' 21") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.8	-
Iron (mg/l)		0.8	1.5	1.9
Manganese (mg/l)		0.5	1.0	1.3
Aluminum (mg/l)		0.4	0.75	0.9
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	100	125
Total Dissolved Solids (mg/l)		-	-	REPORT
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 004 discharges to: Unnamed Tributary to Spring Run

The proposed effluent limits for *Outfall 004* (Lat: 40° 23' 35" Long: 78° 39' 14") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.8	-
Iron (mg/l)		0.8	1.5	1.9
Manganese (mg/l)		0.5	1.0	1.3
Aluminum (mg/l)		0.4	0.75	0.9
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	100	125
Total Dissolved Solids (mg/l)		-	-	REPORT
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 005 discharges to: Unnamed Tributary to Spring Run

The proposed effluent limits for *Outfall 005* (Lat: 40° 23' 39" Long: 78° 39' 25") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.8	-
Iron (mg/l)		0.8	1.5	1.9
Manganese (mg/l)		0.5	1.0	1.3
Aluminum (mg/l)		0.4	0.75	0.9
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	100	125
Total Dissolved Solids (mg/l)		-	-	REPORT

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 006 discharges to: Unnamed Tributary to Spring Run

The proposed effluent limits for *Outfall 006* (Lat: 40° 23' 36" Long: 78° 39' 25") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.8	-
Iron (mg/l)		0.8	1.5	1.9
Manganese (mg/l)		0.5	1.0	1.3
Aluminum (mg/l)		0.4	0.75	0.9
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	100	125
Total Dissolved Solids (mg/l)		-	-	REPORT
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 007 discharges to: Unnamed Tributary to Spring Run

The proposed effluent limits for *Outfall 007* (Lat: 40° 23' 27" Long: 78° 39' 32") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.8	-
Iron (mg/l)		0.8	1.5	1.9
Manganese (mg/l)		0.5	1.0	1.3
Aluminum (mg/l)		0.4	0.75	0.9
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	100	125
Total Dissolved Solids (mg/l)		-	-	REPORT
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 008 discharges to: Unnamed Tributary to Spring Run

The proposed effluent limits for *Outfall 008* (Lat: 40° 23' 29" Long: 78° 39' 27") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.8	-
Iron (mg/l)		0.8	1.5	1.9
Manganese (mg/l)		0.5	1.0	1.3
Aluminum (mg/l)		0.4	0.75	0.9
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	100	125
Total Dissolved Solids (mg/l)		-	-	REPORT
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 009 discharges to: Unnamed Tributary to Spring Run

The proposed effluent limits for *Outfall 009* (Lat: 40° 23' 29" Long: 78° 39' 04") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)		-	0.8	-
Iron (mg/l)		0.8	1.5	1.9
Manganese (mg/l)		0.5	1.0	1.3
Aluminum (mg/l)		0.4	0.75	0.9
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	100	125
Total Dissolved Solids (mg/l)		-	-	REPORT
Sulfates (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

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

NPDES No. PA0258547 (Permit No. 33080105). Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Renewal of an NPDES permit for a bituminous surface mine in Perry & Young Townships, **Jefferson County**, affecting 435.4 acres. Receiving streams: Unnamed tributaries to Mahoning Creek, classified for the following uses: CWF. TMDL: None. Application received: December 4, 2012.

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

The outfall(s) listed below discharge to unnamed tributaries to Mahoning Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TA	N
TB1	N
TB2	N
TC	N
TD	N
TE1	N
TE2	N
TF	N
TG	N
TH	N
TI	N
TJ	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>Instantaneous 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.

The outfall(s) listed below discharge to unnamed tributaries to Mahoning Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
A	N
B	N
C	N
D	N
E	N
F	N
G	N
H	N
I	N
J	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>Instantaneous 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

NPDES No. PA0227625 (Permit No. 10970105). State Industrie, Inc. (P. O. Box 1022, Kittanning, PA 16201) Renewal of an existing NPDES permit for a bituminous surface mine in Concord & Fairview Townships, **Butler County**, affecting 4.8 acres. Receiving streams: unnamed tributary to Bear Creek, classified for the following uses: CWF. TMDL: None. Application received: February 8, 2013.

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 to Bear Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001	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>Instantaneous Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		2	4	5

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
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. 0257605 (Mining Permit No. 17110103), AMFIRE Mining Company, LLC, One Energy Place, Latrobe, PA 15650, new NPDES permit for bituminous coal surface mining in Girard Township, **Clearfield County**, affecting 257 acres. Receiving stream: Unnamed Tributaries to Bald Hill Run to the West Branch Susquehanna River, classified for the following use: Cold Water Fishes (West Branch Susquehanna River TMDL). Application received: March 29, 2011.

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 West Branch Susquehanna River TMDL requires aluminum effluent limits to be 0.75 mg/L average monthly (1.5 mg/L maximum daily and 1.9 mg/L instantaneous maximum).

The outfalls listed below discharge to: Bald Hill Run and tributaries to Bald Hill Run.

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TF-1	Y
TF-2	Y
TF-3	Y
TF-4	Y
TF-5	Y
SP-A	Y
SP-B	Y
SP-C	Y
SP-D	Y
SP-E	Y

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

NPDES No. PA0595978 on Surface Mining Permit Nos. 49803201 and 49803202. Reading Anthracite Company, (P. O. Box 1200, Pottsville, PA 17901), renewal of an NPDES Permit for anthracite surface mine operations in Zerbe Township, **Northumberland County**, affecting 221.0 acres. Receiving stream: Zerbe Run, classified for the following use: cold water fishes. A TMDL for metals and pH has been established for Zerbe Run within the Mahanoy Creek Watershed TMDL. Application received: July 19, 2010.

The proposed average daily discharge rate for Outfall 002 is 0.036 MDG.

The outfalls listed below discharge to Zerbe Run.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	E&S (BAT Limits apply to E&S/Stormwater Discharges)
002	No	MDT

The proposed effluent limits for Outfall No. 002 reflect the WLA in the TMDL.

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese		2.0	4.0	5.0
Aluminum (mg/l)		1.4	2.8	3.5
Alkalinity greater than acidity ¹				
Total Suspended Solids		35.0	70.0	90.0

NPDES No. PA0593010 on Surface Mining Permit No. 54783702. Reading Anthracite Company, (P. O. Box 1200, Pottsville, PA 17901), renewal of an NPDES Permit for an anthracite surface mine operation in New Castle Township, **Schuylkill County**, affecting 512.0 acres. Receiving stream: West Branch Schuylkill River, classified for the following uses: cold water and migratory fishes. A TMDL exists for metals and pH for West Branch Schuylkill River. Application received: July 24, 2012.

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

The outfalls listed below discharge to West Branch Schuylkill River.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	E&S
002	No	E&S

These discharges are specifically addressed in the TMDL. No WLA is established for stormwater/E&S discharges.

NPDES No. PA0123293 on Surface Mining Permit Nos. 54713002 and 54860108. Reading Anthracite Company, (P. O. Box 1200, Pottsville, PA 17901), renewal of an NPDES Permit for an anthracite surface mine operation in New Castle Township and St. Clair Borough **Schuylkill County**, affecting 1,687.0 acres. Receiving streams: East Branch Norwegian Creek to East Branch Schuylkill River, classified for the following use: cold water fishes. A TMDL for this stream exists for Metals and pH for East Branch Norwegian Creek within the East Branch Schuylkill River Watershed. Application received: January 2, 2013.

The proposed average daily discharge rate for Outfall 001 is 5.60 MDG.

The outfall listed below discharge to East Branch Norwegian Creek to East Branch Schuylkill River.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	MDT

The proposed effluent limits for Outfall No. 001 reflect the WLA in the TMDL.

<i>Parameter</i>	<i>Minimum</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese		2.0	4.0	5.0
Aluminum (mg/l)		0.75	1.5	1.75
Alkalinity greater than acidity ¹				
Total Suspended Solids		35.0	70.0	90.0

NPDES No. PA0592897 on Coal Mining Activity Permit No. 54851603. Carbon & Metal Technologies, LLC, (P. O. Box 100, Spring Glen, PA 17978), renewal of an NPDES Permit for an anthracite coal preparation plant operation in Hubley Township, **Schuylkill County**, affecting 23.6 acres. Receiving stream: Pine Creek, classified for the following use: cold water fishes. A TMDL for Metals and pH exists for Pine Creek. Application received: May 9, 2011.

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

The outfall listed below discharge to Pine Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
M1	No	E&S

This permit is specifically addressed in this TMDL. No waste load allocation has been assigned as this discharge is E&S/Stormwater only.

NPDES No. PA0224189 on Underground Mining Permit No. 54011301. Alfred Brown Coal, (71 Hill Road, Hegins, PA 17938), renewal of an NPDES Permit for an anthracite underground mine operation in Blythe Township, **Schuylkill County**, affecting 36.5 acres. Receiving stream: unnamed tributary to Schuylkill River, classified for the following uses: cold water and migratory fishes. A TMDL for Metals & pH has been set for the Schuylkill River. Application received: August 31, 2012.

The proposed average daily discharge rate for Outfall 001 is 0.10 MGD.

The outfall(s) listed below discharge to unnamed tributary to Schuylkill River.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	MDT

The proposed effluent limits for Outfall 001 reflect the WLA in the TMDL.

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

Noncoal NPDES Draft Permits

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

NPDES No. PA0595454 on Surface Mining Permit No. 58910201. F.S. Lopke Contracting, Inc., (3430 SR 434, Appalachian, NY 13732), renewal of an NPDES Permit for a sandstone quarry operation in Forest Lake Township, **Susquehanna County**, affecting 204.0 acres. Receiving stream: unnamed tributary to Middle Branch Wyalusing Creek, classified for the following use: cold water fishes. Application received: February 12, 2013.

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

The outfall(s) listed below discharge to unnamed tributary to Middle Branch Wyalusing Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	Sedimentation Pond
002	No	Sedimentation Pond

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E48-414 (REOPENED). TJF Land Development L.L.C., 4562 Steuben Road, Bethlehem, PA 18020, in Lower Nazareth Township, **Northampton County**, U.S. Army Corps of Engineers, Philadelphia District.

To authorize the following water obstructions and encroachments associated with the Estates at Deer Crossing Residential Development: 1) To construct and maintain a 108-foot long stream enclosure in a tributary to Monocacy Creek (HQ-CWF) consisting of a 24 x 4 concrete box culvert depressed 1-foot below streambed elevation; 2) To construct and maintain a channel change in approximately 1,400 feet of the tributary consisting of relocating

and reshaping the channel; 3) To place fill in the floodway of the tributary; 4) To construct and maintain a utility line crossing of a tributary to Monocacy Creek consisting of 6-inch diameter ductile iron waterline; 5) To construct and maintain a utility line crossing of a tributary to Monocacy Creek consisting of 18-inch diameter reinforced concrete stormwater culvert; and 6) To construct and maintain three stormwater outfall structures in the floodway of the tributary. The project is located on the north side of Hanover Road approximately 0.5 mile west of its intersection with SR 0191 (Nazareth, PA Quadrangle, Latitude: 40°41'04"; Longitude: -75°20'22").

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

E06-684: Michael F. Vogt, Berks Hollow Energy Associates, LLC, 5662 Leesport Avenue, Reading, Pennsylvania 19605, in Ontelaunee Township, **Berks County**, ACOE Philadelphia

To: 1) install and maintain a 30.0-inch diameter stormwater outfall pipe with riprap scour protection along Willow Creek (CWF, MF) (Latitude: 40°25'34.5", Longitude: -75°56'6.5"), 2) install and maintain a 12.0-inch diameter process water discharge pipe with riprap scour protection along Maiden Creek (WWF, MF) (Latitude: 40°25'29.2", Longitude: -75°56'38.3"), 3) place and maintain 0.005 acre of fill in a palustrine emergent wetland (Latitude: 40°25'27.8", Longitude: -75°56'10.8"), and 4) place and maintain 0.01 acre of fill in a palustrine emergent wetland (Latitude: 40°25'29.1", Longitude: -75°56'09"), all in Ontelaunee Township, Berks County. The following activity is waived in accordance with Title 25 Section 105.12(a)(3): installation of electrical wire attached above ground to single poles crossing an unnamed tributary to Laurel Run (WWF, MF) (Latitude: 40°25'4.6", Longitude: -75°55'35.4"). The purpose of the project is to construct a natural gas fired electric generating station and associated infrastructure.

E06-686: Allied Fiber, LLC., 845 Third Avenue, 8th Floor, New York, New York 10022-6601, in Fleetwood, Robesonia, Sinking Spring, Topton Borough, Wernersville Borough, and West Reading Boroughs, Reading City, and Heidelberg, Longswamp, Maidencreek, Maxatawny, Muhlenberg, Ontelaunee, Richmond, South Heidelberg, and Spring Townships, **Berks County**, ACOE Philadelphia District (Womelsdorf, Sinking Spring, Reading, Temple, Fleetwood, Maxatawny, Topton, and Allentown West, PA Quadrangles)

To install and maintain:

1) 4.0 linear feet of three 1.5-inch diameter conduit utility lines over an unnamed tributary to Tulpehocken Creek (TSF, MF) (Latitude: 40°21'13.4", Longitude: -76°11'22.9") in Heidelberg Township,

2) 4.0 linear feet of three 1.5-inch diameter conduit utility lines over an unnamed tributary to Tulpehocken Creek (HQ-CWF, MF) (Latitude: 40°21'16.4", Longitude: -76°10'48.6") in Heidelberg Township,

3) 5.0 linear feet of three 1.5-inch diameter conduit utility lines over an unnamed tributary to Tulpehocken Creek (TSF, MF) (Latitude: 40°21'18.7", Longitude: -76°10'12.6") in Heidelberg Township,

4) 31.0 linear feet of a 5.0-inch diameter conduit utility line over Furnace Creek (CWF, MF) (Latitude: 40°20'53.4", Longitude: -76°08'2.9") in Robesonia Borough,

5) 3.0 linear feet of three 1.5-inch diameter conduit utility lines over Spring Creek (CWF, MF) (Latitude: 40°20'29.6", Longitude: -76°07'14") in South Heidelberg Township,

6) 23.0 linear feet of a 5.0-inch diameter conduit utility line over Hospital Creek (TSF, MF) (Latitude: 40°20'1.5", Longitude: -76°06'17") in South Heidelberg Township,

7) 2.0 linear feet of three 1.5-inch diameter conduit utility lines over Manor Creek (TSF, MF) (Latitude: 40°19'48.2", Longitude: -76°05'46.1") in South Heidelberg Township,

8) 3.0 linear feet of three 1.5-inch diameter conduit utility lines over Manor Creek (TSF, MF) (Latitude: 40°19'47.1", Longitude: -76°05'40.5") in South Heidelberg Township,

9) 3.0 linear feet of three 1.5-inch diameter conduit utility lines over Little Cacoosing Creek (TSF, MF) (Latitude: 40°19'31.2", Longitude: -76°03'43.6") in South Heidelberg Township,

10) 2.0 linear feet of three 1.5-inch diameter conduit utility lines over an unnamed tributary to Little Cacoosing Creek (CWF, MF) (Latitude: 40°19'15.7", Longitude: -76°02'35.3") in South Heidelberg Township,

11) 21.0 linear feet of a 5.0-inch diameter conduit utility line over Cacoosing Creek (CWF, MF) (Latitude: 40° 19' 14.6", Longitude: -76° 2' 28.1") in South Heidelberg Township and Sinking Spring Township,

12) 388.7 linear feet of a 5.0-inch diameter conduit utility line over the Schuylkill River (WWF, MF) (Latitude: 40°20'26.5", Longitude: -75°56'50.2") in West Reading Borough and the City of Reading,

13) 12.0 linear feet of a 5.0-inch diameter conduit utility line over Laurel Run (WWF, MF) (Latitude: 40°24'09", Longitude: -75°55'46.7") in Muhlenberg Township,

14) 2.0 linear feet of three 1.5-inch diameter conduit utility lines over an unnamed tributary to Willow Creek (CWF, MF) (Latitude: 40°25'48.9", Longitude: -75°54'29.6") in Ontelaunee Township,

15) 6.0 linear feet of three 1.5-inch diameter conduit utility lines over an unnamed tributary to Willow Creek (CWF, MF) (Latitude: 40°26'6.5", Longitude: -75°53'41.3") in Maidencreek Township,

16) 10.0 linear feet of three 1.5-inch diameter conduit utility lines under an unnamed tributary to Willow Creek (CWF, MF) (Latitude: 40°26'19.6", Longitude: -75°53'4.6") in Maidencreek Township,

17) 11.0 linear feet of a 5.0-inch diameter conduit utility line over an unnamed tributary to Willow Creek (CWF, MF) (Latitude: 40°26'24.8", Longitude: -75°52'43") in Maidencreek Township,

18) 12.0 linear feet of a 5.0-inch diameter conduit utility line over an unnamed tributary to Willow Creek (CWF, MF) (Latitude: 40°26'37.9", Longitude: -75°51'27.6") in Maidencreek Township,

19) 9.0 linear feet of a 5.0-inch diameter conduit utility line over an unnamed tributary to Willow Creek (CWF, MF) (Latitude: 40°26'46", Longitude: -75°50'41.1") in Richmond Township,

20) 24.0 linear feet of a 5.0-inch diameter conduit utility line over Willow Creek (CWF, MF) (Latitude: 40°27'3.4", Longitude: -75°49'20.1") in Fleetwood Borough,

21) 6.0 linear feet of three 1.5-inch diameter conduit utility lines over an unnamed tributary to Willow Creek (CWF, MF) (Latitude: 40°27'50.3", Longitude: -75°47'49.2") in Richmond Township,

22) 3.0 linear feet of three 1.5-inch diameter conduit utility lines over an unnamed tributary to Moselem Creek (CWF, MF) (Latitude: 40°28'29.8", Longitude: -75°46'29.5") in Richmond Township,

23) 40.0 linear feet of a 5.0-inch diameter conduit utility line over Sacony Creek (CWF, MF) (Latitude: 40°29'11.2", Longitude: -75°44'44.9") in Maxatawny Township,

24) 11.0 linear feet of a 5.0-inch diameter conduit utility line over an unnamed tributary to Sacony Creek (CWF, MF) (Latitude: 40°29'17.3", Longitude: -75°44'28.5") in Maxatawny Township,

25) 9.0 linear feet of three 1.5-inch diameter conduit utility lines under an unnamed tributary to Sacony Creek (CWF, MF) (Latitude: 40°29'31.2", Longitude: -75°43'58.4") in Maxatawny Township,

26) 15.0 linear feet of a 5.0-inch diameter conduit utility line over Toad Creek (HQ-CWF, MF) (Latitude: 40°30'15.7", Longitude: -75°41'48.5") in Topton Borough,

27) 3.0 linear feet of three 1.5-inch diameter conduit utility lines under an unnamed tributary to Toad Creek (HQ-CWF, MF) (Latitude: 40°30'21.4", Longitude: -75°40'44.8") in Longswamp Township,

28) 28.0 linear feet of three 1.5-inch diameter conduit utility lines under the Little Lehigh Creek (HQ-CWF, MF) (Latitude: 40°30'6.5", Longitude: -75°38'29.7") in Longswamp Township, and

29) 5.0 linear feet of three 1.5-inch diameter conduit utility lines under an unnamed tributary to the Little Lehigh Creek (HQ-CWF, MF) (Latitude: 40°30'14.2", Longitude: -75°37'59.6") in Longswamp Township.

The purpose of the project is to install a fiber optic utility line from Lehigh to Cumberland Counties. The applicant proposes to permanently impact 768 linear feet of waterways of the Commonwealth in Berks County.

E36-912: West Donegal Township, One Municipal Drive, Elizabethtown, Pennsylvania, 17022, in Mount Joy and West Donegal Townships, **Lancaster County**, ACOE Baltimore District

To realign and expand the intersection of Zeager Road and North Market Street, permanently impacting 0.049 acre of palustrine emergent wetland and 50.0 lineal feet of unnamed tributary to Conewago Creek (TSF) (Latitude: 40°09'41.1", Longitude: -76°38'19.5"), for the purpose of improving safety at the intersection. To compensate for the impacts, the applicant proposes to create 0.05 acre of palustrine emergent wetland onsite.

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

E55-229. Pennsylvania Department of Transportation, Engineering District 3-0, PO Box 218 Montoursville, PA 17754-0218. S.R. 1023, Section 010, Bridge Replacement Project, Shamokin Dam Borough, **Snyder County**, ACOE Baltimore District (Sunbury, PA Quadrangle N: 40° 50' 19"; W: 76° 49' 39").

PA DOT Engineering District 3-0 proposes to replace a single span concrete encased steel I-beam bridge with a single span Steel Pipe Arch. The existing structure has a normal span of 12 Ft., Skew of 90°, an underclearance of 9.0 Ft. and a low chord elevation of 450.80 Ft. The proposed structure has a normal span of 14.17 Ft., Skew of 90°, an underclearance of 7.5 Ft. and a low chord elevation of 450.60 Ft. The proposed structure will be located on the same horizontal and vertical alignment. Both the existing and proposed structures will have a paved concrete flow line. The stream impact from the proposed structure will be 85.8 Ft, which is beyond the limits of the General Permit 11. The project will temporarily impact 0.03 acre of jurisdictional wetland. This project will not require mitigation. The project is located over an Unnamed Tributary to the Susquehanna River (WWF). The project is located in Shamokin Dam Borough, Snyder County. Correction. Entered as Northumberland Co.

E57-125. Pennsylvania Department of Transportation, Engineering District 3-0, PO Box 218 Montoursville, PA 17754-0218. S.R. 2003 Section 009, Elk Lick Creek Roadway Slope Repair, Laporte Township, **Sullivan County**, ACOE Baltimore District (Laporte, PA Quadrangle N: 41° 23' 04"; W: 76° 28' 22").

PA DOT Engineering District 3-0 proposes to repair the roadway side slope adjacent to Elk Lick Creek. The roadway side slope will consist of 2:1 Rip Rap and Fill slope for approximately 470 Ft. Approximately 249 Linear Feet of Elk Lick Creek will be relocated to accommodate the new roadway side slope. The project will also impact approximately 1,635 Ft of Unnamed Tributaries to Elk Lick Creek for drainage improvements. The project will construct approximately 1,139 Ft of channel for the Unnamed Tributaries. The project will include the construction of log habitat structures and tree plantings as mitigation. The project will permanently impact 0.01 acre of jurisdictional wetlands and does not require mitigation. Elk Lick Creek is classified as Exceptional Value Cold Water Fishery by Title 25, Chapter 93 Water Quality Standards.

E59-517 Pennsylvania Department of Transportation, Engineering District 3-0, PO Box 218 Montoursville, PA 17754-0218. S.R. 0015 Section 144 Slope Stabilization adjacent to the Tioga River, Tioga Township, **Tioga County**, ACOE Baltimore District (Mansfield, PA Quadrangle N: 41° 52' 21"; W: 77° 07' 11").

PA DOT Engineering District 3-0 proposes to stabilize a slope failure adjacent to the Tioga River at the Tioga Reservoir in Tioga Township, Tioga County. The project includes the placement of approximately 6,000 cubic yards of fill in the floodway to act as a counter berm to stabilize the slope and the excavation of approximately 6,000 cubic yards of material to offset the fill. Approximately 360 ft. of stormwater drainage will be relocated at the toe of slope. Approximately 460 driven steel piles will be driven in the footprint of the old SR 0015 roadway. Tioga River is classified as a Cold Water Fishery by Title 25, Chapter 93 Water Quality Standards. The project will not result in any wetland impacts.

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

E02-1681. Pennsylvania Turnpike Commission, P. O. 67676, Harrisburg, PA 17106-7676, Indiana and Harmar Townships, **Allegheny County**; ACOE Pittsburgh District

Applicant proposes to permanently affect a total of approximately 2,274 linear feet (LF) of various watercourses and 0.74 acre of wetland, and to temporarily affect a total of approximately 1,167 LF of various watercourses and 0.384 acre of wetland, in association with the widening and reconstruction of the Pennsylvania Turnpike (Interstate 70/76), between milepost (MP) 43.56 and MP 47.07. This construction activity is one (1) of eight (8) subprojects that is associated with a total reconstruction of a portion of the PA Turnpike, between MP 39 and 47, between the Butler Valley and Allegheny Valley Interchanges (a.k.a. the PTC 40-48 Project). Water Obstruction and Encroachment Permits have already been issued for two (2) of the other subprojects (i.e. Permit Nos. E02-1651 and GP070211202), and a separate application is currently under review for another subproject (i.e. DEP File No. E02-1669). The structures and activities requiring authorization for the current subproject (a.k.a. the Mainline East Subproject) include, but are not limited to, the following (impact values are approximate):

1. Extend and maintain a 18' x 9'-6" arch culvert in Blue Run (CWF) by 105 linear feet (LF),
2. Extend and maintain a 56' x 26' R.C. arch Bridge in Deer Creek (CWF) by 51 LF,
3. Extend and maintain a 8' x 5' R.C. box culvert in UNT-8 to Deer Creek (CWF) by 62 LF,
4. Extend and maintain a 36" R.C. pipe in UNT-12 to Deer Creek (CWF) by 31 LF,
5. Extend and maintain a 48" R.C. pipe in UNT-14 to Deer Creek (CWF) by 105 LF,
6. Extend and maintain a 36" R.C. pipe in UNT-16 to Deer Creek (CWF) by 19 LF,
7. Extend and maintain a 24" R.C. pipe in UNT-17 to Deer Creek (CWF) by 20 LF,
8. Extend and maintain a 16' x 9'-2" arch culvert in Long Run (CWF) by 56 LF,
9. Extend and maintain a 24" RCP in UNT-19 to Deer Creek (CWF) by 9 LF,
10. Extend and maintain a 54" RCP box culvert in UNT-20 to Deer Creek (CWF) by 25 LF,
11. Replace and maintain an existing pipe in UNT-21 to Deer Creek (CWF) with 18 LF of RCP,
12. Replace and maintain an existing bridge in Deer Creek (CWF) with 45 LF of 125'-4.5" X 127'-0" two-span bridge,
13. Extend and maintain a 48" RC pipe in UNT-22 to Deer Creek (CWF) by 82 LF,
14. Replace, widen and maintain an existing bridge in Deer Creek (WWF) with 42 LF of 125'-4.5" X 152'-0" single span bridge,
15. Extend and maintain a 54" RC pipe in UNT-26 to Deer Creek (WWF) by 77 LF,
16. Extend and maintain a 54" RC pipe in UNT-28 to Deer Creek (WWF) by 14 LF,
17. Place and maintain retaining walls, at two (2) locations, in and/or along Deer Creek (WWF),
18. Place and maintain fill in several wetlands (PEM, PSS, PFO & POW), affecting approximately 0.77 acre of wetland, and temporarily affecting an additional 0.384 acre of wetland,

19. Place and maintain riprap in various watercourses, in association with the preceding activities, within a cumulative total of 77 LF

20. Realign/relocate various watercourses, in association with the preceding activities, which will impact a cumulative total of 524 LF of watercourses, and

21. Place and maintain fill in various watercourses, which will impact a cumulative total of 930 LF of watercourses.

22. An approximate, cumulative total of temporary impacts are anticipated to 1,167 LF of various watercourses.

Several mitigation projects are proposed to compensate for the cumulative total of impacts to watercourses from the Mainline East Subproject, as well as for impacts from several future subprojects associated with the overall PTC 40-48 Project (i.e. the Mainline West and State Route 1013/Saxonburg Boulevard Bridge Replacement Projects). Although final plans are not available, the applicant estimates that the aforementioned future subprojects and the current project will permanently affect a cumulative total of approximately 6,129 LF, and temporarily impact approximately 4,446 LF, of various watercourses. The proposed stream mitigation plan includes the reconstruction of approximately 1,728 LF of various reaches of watercourses, including approximately 198 LF of an unnamed tributary to Deer Creek (a.k.a. UNT-8), on-site, and approximately 2,550 LF of Deer Creek, off site. To compensate for the cumulative total of impacts to wetlands from the Mainline East Subproject, as well as for impacts from one other future subproject (i.e. SR 1013/Saxonburg Boulevard Bridge Replacement) and a previously permitted subproject (i.e. SR 910/Gibsonia Road/E02-1651 Bridge Replacement), the applicant will construct approximately 1.11 acres of wetlands, at two (2) locations (i.e. Site MLE-1 and Site MLE-2). Although final plans are not available, the applicant estimates that the SR 1013 Bridge Replacement will permanently affect an additional 0.07 acre of wetlands; while, Permit No. E02-1651 authorized impacts to 0.03 acre of wetland. Temporary impacts to wetlands from these and the current project are estimated to be 0.974 acre.

The Pennsylvania Turnpike Commission project in Indiana and Harmar Townships, Allegheny County, Quadrangle (start of Mainline East Subproject): Glenshaw, PA, N: 15.54 inches; W: 0.08 inch Sub-basin; Latitude: 40° 35' 8" and Longitude 79° 52' 32" and Quadrangle (end of Mainline East Subproject): New Kensington West, PA, N: 8.58 inches; W: 10.30 inches Sub-basin: 18A, Latitude: 40° 32' 50" and Longitude: -79° 49' 27".

E63-647. Washington County, 100 W Beau Street Washington, PA 15301, Somerset Township, **Washington County**; ACOE Pittsburgh District.

Applicant is proposing to remove the existing 41' long, 14.5' wide, single span, SR 7225 bridge with a 90 degree skew and to construct and maintain a new 55.5' long, 31.2' wide single span bridge with a 77.5 degree skew and minimum 8.8' underclearance over Pigeon Creek (WWF) with a drainage area of 18.1 square miles; fill and maintain 0.035 acre of PEM wetland; and construct and maintain associated stormwater outfalls. The new bridge is located on an adjacent alignment with the existing bridge. (Ellsworth Pa Quadrangle; N: 20.25 inches; W: 5.5 inches; Latitude 40° 6' 35"; Longitude 80° 2' 23") Somerset Township, Washington County.

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

E10-482, Kensa Cranberry Associates, L.P., 701 Alpha Drive, Pittsburgh PA 15238. Cranberry Crossroads—Phase II, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 40°, 41', 11.72"; W: 80°, 05', 23.39").

To construct a retail development adjacent to the existing Cranberry Crossroads Phase I site. The project consists of a retail building and restaurant with associated roadways, parking, utilities, and stormwater management facilities. This project will permanently fill 0.06 acre PEM wetland and will permanently impact 376 LF of 2 UNTs Brush Creek by fill and an enclosure. Applicant proposes payment into the PA Wetland Replacement Fund to mitigate for the wetland impact. Stream impacts will be mitigated by relocating/restoring 185 LF of UNT Brush Creek onsite and restoring 325LF of UNT Brush Creek downstream of the project area using coir logs and mats, riparian plantings, bank grading, re-contouring slopes, and toe protection.

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

E5829-047. Susquehanna Gathering Company 1, LLC; PO Box 839, New Milford, PA 18834; Jackson Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 17 foot wide permanent access road crossing temporarily impacting 9,583 square feet (0.22 acre) of PEM wetlands and permanently impacting 6,098 square feet (0.14 acre) of PEM wetlands (Harford, PA Quadrangle; N 41° 52' 23" Lat., W -75° 40' 53" Long.).

The project consists of a permanent access road to a Bluestone Pipeline Company of PA launcher/receiver site utilizing approximately 0.23 mile of access road in New Milford Township, Susquehanna County. The project will result in the temporary impact of 0.22 acre of PEM wetland and 0.14 acre of permanent PEM wetland impacts. All for the purpose of supporting Marcellus Shale natural gas pipeline activities for conveyance to market.

E4129-070 EXCO Resources (PA), LLC, 3000 Ericsson Drive, Suite 200, Warrendale, PA 15086, Franklin Township, **Lycoming County**, ACOE Baltimore District. To construct, operate, and maintain:

1) a surface water withdrawal impacting 978 square feet of Little Muncy Creek (CWF, MF) (Lairdsville Quadrangle 41°14'22"N 76°36'13"W). The proposed withdrawal will include an intake screen buried beneath the stream bed.

The project will result in 51 linear square feet of stream impact all for the purpose of obtaining water for use to develop multiple Marcellus Shale wells.

E5729-053: Chesapeake Appalachia, LLC, 101 North Main Street, Athens, PA 18810, Elkland Township, **Sullivan County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) A permanent access road using a 30 foot long, 30 inch diameter culvert impacting 46 linear feet of an unnamed tributary to Elk Creek (EV) and 643 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Shunk, PA Quadrangle 41°33'08"N, 76°40'44"W);

2) A permanent access road using 4-12 inch diameter culverts spaced at 15 foot intervals center to center impacting 4,101 square feet of an exceptional value

palustrine emergent (EV-PEM) wetland (Shunk, PA Quadrangle 41°33'11"N, 76°40'45"W);

The project will result in 4,744 square feet (0.11 acre) of temporary wetland impacts and 46 linear feet of temporary stream impacts, all for the purpose of installing an access road for Marcellus well development in Elkland Township, Sullivan County.

E5829-050. Williams Field Services Company, LLC; 1605 Coraopolis Heights Road, Moon Township, PA 15108; Lenox Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

2) a 12-inch natural gas pipeline and timber bridge crossing impacting 51 lineal feet of an unnamed tributary to Tower Branch (CWF-MF) (Lenoxville, PA Quadrangle; N 41° 42' 16" Lat., W -75° 43' 02" Long.),

3) a 12-inch natural gas pipeline and timber bridge crossing impacting 50 lineal feet of an unnamed tributary to Tower Branch (CWF-MF) (Lenoxville, PA Quadrangle; N 41° 42' 09" Lat., W -75° 43' 06" Long.),

4) a timber bridge crossing impacting 6 lineal feet of an unnamed tributary to Tower Branch (CWF-MF) (Lenoxville, PA Quadrangle; N 41° 42' 09" Lat., W -75° 43' 08" Long.),

5) a 12-inch natural gas pipeline and timber bridge crossing impacting 106 lineal feet of an unnamed tributary to Tower Branch (CWF-MF) (Lenoxville, PA Quadrangle; N 41° 42' 10" Lat., W -75° 43' 11" Long.),

6) a 12-inch natural gas pipeline and timber bridge crossing impacting 127 lineal feet of an unnamed tributary to Millard Creek (CWF-MF) (Lenoxville, PA Quadrangle; N 41° 41' 18" Lat., W -75° 43' 48" Long.),

7) a 12-inch natural gas pipeline and timber bridge crossing impacting 123 lineal feet of an unnamed tributary to Millard Creek (CWF-MF) (Lenoxville, PA Quadrangle; N 41° 41' 19" Lat., W -75° 43' 58" Long.),

8) a 12-inch natural gas pipeline and timber bridge crossing impacting 137 lineal feet of an unnamed tributary to Millard Creek (CWF-MF) (Lenoxville, PA Quadrangle; N 41° 41' 06" Lat., W -75° 43' 50" Long.),

9) a timber bridge crossing impacting 0.09 (3,920 s.f.) acre of PEM wetlands (Lenoxville, PA Quadrangle; N 41° 42' 30" Lat., W -75° 42' 48" Long.),

10) a 12-inch natural gas pipeline and timber bridge crossing impacting 0.15 (6,534 s.f.) acre of PSS wetlands (Lenoxville, PA Quadrangle; N 41° 42' 17" Lat., W -75° 43' 01" Long.),

11) a 12-inch natural gas pipeline and timber bridge crossing impacting 0.52 (22,651 s.f.) acre of PSS wetlands and 0.14 (6,098 s.f.) acre of PFO wetlands (Lenoxville, PA Quadrangle; N 41° 42' 11" Lat., W -75° 43' 03" Long.),

12) a timber bridge crossing impacting 0.04 (1,742 s.f.) acre of PSS wetlands (Lenoxville, PA Quadrangle; N 41° 42' 09" Lat., W -75° 43' 08" Long.),

13) a 12-inch natural gas pipeline and timber bridge crossing impacting 0.05 (2,178 s.f.) acre of PSS wetlands (Lenoxville, PA Quadrangle; N 41° 42' 11" Lat., W -75° 43' 11" Long.),

14) a 12-inch natural gas pipeline and timber bridge crossing impacting 0.04 (1,742 s.f.) acre of PSS wetlands (Lenoxville, PA Quadrangle; N 41° 41' 18" Lat., W -75° 43' 48" Long.),

15) a 12-inch natural gas pipeline and timber bridge crossing impacting 0.02 (871 s.f.) acre of PEM wetlands (Lenoxville, PA Quadrangle; N 41° 41' 05" Lat., W -75° 43' 50" Long.).

The project consists of constructing approximately 3.56 miles of 12" natural gas gathering line from the Zick Well Pad routed in a northerly direction to the Stalter Pipeline in Lenox Township, Susquehanna County. The project will result in 600 lineal feet of stream impacts and 1.05 acres of wetland impact, of which 0.94 acre are permanent wetland conversion impacts, all for the purpose of conveying Marcellus Shale natural gas to market.

ENVIRONMENTAL ASSESSMENTS

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

EA1710-001. Pennsylvania Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Harrisburg Central Office, P. O. Box 8464, Harrisburg, PA 17105. Abandoned Mine Land Reclamation Project in Jordan Township, **Clearfield County**, Baltimore ACOE District.

The applicant proposes to backfill an abandoned surface mine, which includes a total of 670 linear feet of dangerous highwall. The project will include the backfilling of 0.12 acre of open waterbodies and 0.39 acre of PEM wetland that have developed within the open surface mine pit. (Irvona Quadrangle N: 17 inches, W: 8 inches).

EROSION AND SEDIMENT CONTROL PERMITS

The following parties have applied for Erosion and Sediment Control Permits for earth disturbance activities associated with either road maintenance or timber harvesting operations.

Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department proposes to issue a permit to discharge, subject to certain limitations in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices which restrict the rate and quantity of sediment discharged.

A person wishing to comment on a proposed permit are invited to submit a statement to the appropriate Department regional office listed before the application within 30 days of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses 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 relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate Department regional office during the 30-day public comment period.

Following the 30-day comment period, the appropriate regional office water management program manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board (Board).

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity, are on file and may be inspected at the appropriate regional office.

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

Applications received under sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402)

Southwest Region: Oil & Gas Program Mgr. 400 Waterfront Dr. Pittsburgh PA

12/17/12

ESCGP-1 No: ESX12-125-0138

Applicant Name: MARKWEST LIBERTY MIDSTREAM & RESOURCES LLC

Contact Person MR RICK LOWRY

Address: 601 TECHNOLOGY DRIVE SUITE 300

City: CANONSBURG State: PA Zip Code: 15317

County: WASHINGTON Township: CROSS CREEK

Receiving Stream(s) And Classifications: UNTs TO SOUTH FORK CROSS CREEK; HQ

12/3/12

ESCGP-1 No.: ESX11-059-0007 MAJOR REVISION

Applicant Name: CHEVRON APPALACHIA LLC

Contact Person: ALEX GENOVESE

Address: 800 MOUNTAIN VIEW DRIVE

City: SMITHFIELD State: PA Zip Code: 15478

County: GREENE Township(s): CUMBERLAND

Receiving Stream(s) and Classifications: UNT TO MONONGAHELA RIVER (WWF) AND MONONGAHELA RIVER (WWF)/TENMILE CREEK WATERSHED; OTHER

10/11/12

ESCGP-1 No.: ESX12-129-0003 MAJOR REVISION

Applicant Name: CNX GAS COMPANY LLC

Contact Person: MR DANIEL A BITZ

Address: 280 INDIAN SPRINGS ROAD SUITE 333

City: INDIANA State: PA Zip Code: 15701

County: WESTMORELAND Township(s): WASHINGTON

Receiving Stream(s) and Classifications: BEAVER RUN RESERVOIR / BEAVER RUN WATERSHED; HQ

10/31/12

ESCGP-1 No.: ESX11-063-0002

Applicant Name: LAUREL MOUNTAIN MIDSTREAM LLC

Contact Person: MS JAYME L STOTKA

Address: 1605 CORAOPOLIS HEIGHTS ROAD

City: MOON TOWNSHIP State: PA Zip Code: 15108

County: INDIANA Township(s): EAST & WEST WHEATFIELD

Receiving Stream(s) and Classifications: UNTs TO CONEMAUGH RIVER (CWF), UNTs TO FINDLEY RUN (HQ-CWF), UNTs TO BLACKLICK CREEK (CWF) CONEMAUGH RIVER WATERSHED; HQ

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 pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

I. NPDES Renewal Permit Actions

Northcentral Regional Office: Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3664.

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0208931 (Non-Municipal)	This Olde House & Randolph Residence 2053 Ace Valley Road Dubois, PA 15801	Clearfield County Brady Township	Unnamed Tributary to Limestone Run (17-D)	Y
PA0115053 (Sewage)	Camp Victory PO Box 810 Millville, PA 17846-0810	Columbia County Greenwood Township	Mud Run (5-C)	N

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N
PA0000272 Industrial Waste	PA American Water Aldrich WTP 60 Elrama Road Elrama, PA 15038	Washington County Union Township	Monongahela River	Y
PA0000418 Industrial Waste	Municipal Authority of the Borough of Derry 620 North Chestnut Street Derry, PA 15627-1728	Westmoreland County Derry Borough	UNT to McGee Run	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0101052 (Industrial Waste)	Union City Borough WTP, 29 S Main Street, Union City, PA 16438	Erie County Union Township	Bentley Run (16-A)	Y

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

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3664.

NPDES Permit No. PA0233943, CAFO, Kar-Dale Acres and Coneville Farm, 243 Healy Road, Shinglehouse, PA 16748.

This proposed facility is located in Oswayo and Hebron Townships, **Potter County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for an existing dairy and beef CAFO operation with two (2) distinct headquarters, Kar-Dale Acres and Coneville Farm. Authorization for Kar-Dale Acres for 1102.5 AEUs dairy operation consisting of 664 lactating cows, 64 dry cows, 50 bred heifers, 285 calves and 20 cows in the hospital barn. The CAFO is situated near a UNT of Eleven Mile Creek in watershed SWP-16C, classified for HQ-CWF. Authorization for Coneville Farm for a 204.2 AEU beef operation consisting of 110 bred heifers, 120 calves and 70 steers. The CAFO is situated near Oswayo Creek in watershed SWP-16C, classified for CWF. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operation conditions are defined as conditions below a 25-year, 24-hour storm event.

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

PA0028941, Sewage, SIC Code 4952, Evans City Water & Sewer Authority, 204-B South Jackson Street, Evans City, PA 16033. Facility Name: Evans City Borough STP. This existing facility is located in Evans City Borough, **Butler County.**

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

The receiving stream, Breakneck Creek, is located in State Water Plan watershed 20-C and is classified for warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

WQM Permit No. 1596417, Sewage, **Renewal**, **New Garden Township Sewer Authority**, 299 Starr Road, Landenberg, PA 19350.

This proposed facility is located in New Garden Township, **Chester County**.

Description of Action/Activity: Approval for renewal of the existing permit to operate a sewage treatment plant with a spray irrigation system.

WQM Permit No. 0906412, Sewage, **Renewal**, **Wrightstown Township**, 2203 2nd Street Pike, Newtown, PA 18940-9690.

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

Description of Action/Activity: Approval for renewal of the existing permit for the operation of an MBR treatment plant with drip disposal for 16 homes.

WQM Permit No. WQG010041, Sewage, **Transfer**, **Syed Afzal**, 180 Lonely Road, Sellersville, PA 18960.

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

Description of Action/Activity: Permit Transfer of owners from Villa Building Company to Syed Afzal.

WQM Permit No. 1592417, Sewage, **Renewal**, **West Vincent Township**, 729 St. Matthews Road, Chester Springs, PA 19425.

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

Description of Action/Activity: Request of approval for renewed operation of the existing wastewater treatment plant.

WQM Permit No. 1502403, Sewage, **Renewal**, **Upper Uwchlan Township**, 140 Pottstown Pike, Chester Springs, PA 19425.

This proposed facility is located in Upper Uwchlan Township, **Chester County**.

Description of Action/Activity: Request for approval for renewed operation of existing LVODS permit.

WQM Permit No. 0907402, Sewage, **Transfer**, **Richard T. Guest**, 210 Lonely Road, Sellersville, PA 18960.

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

Description of Action/Activity: Permit is being transferred from Villa Building Company to Richard T. Guest.

WQM Permit No. 1501426, Sewage, **Renewal**, **West Vincent Township**, 720 St. Matthews Road, Chester Springs, PA 19425.

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

Description of Action/Activity: Request for approval for renewed operation of existing sewage treatment plant.

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

WQM Permit No. 0212402, Sewage, **Green Tree Borough**, 10 West Manilla Avenue, Green Tree, PA 15220-3310.

This proposed facility is located in Green Tree Borough, **Allegheny County**.

Description of Proposed Action/Activity: Construction of the City Vista Pump Station to serve the City Vista Development.

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

WQM Permit No. 1612406, Sewage, **Hawthorn Redbank Municipal Authority**, P.O. Box 241, Hawthorn, PA 16230.

This proposed facility is located in Hawthorn Borough, **Clarion County**.

Description of Proposed Action/Activity: Approves the construction/operation of a 200,000 gpd wastewater treatment facility with outfall to Red Bank Creek, approximately 112,800 LF of Sewers, 5 pumping stations, and 9100 LF of force mains.

WQM Permit No. 1072405, Sewage, **Transfer No. 1**, **Evans City Water & Sewer Authority**, 204-B South Jackson Street, Evans City, PA 16033.

This existing facility is located in Evans City Borough, **Butler County**.

Description of Proposed Action/Activity: Transfer of permits. WQM permits WQG028314, 1088401, 1087403, 8579-S, 8401-S, 5594, 5391 and 3060 are also incorporated by reference.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI01 1507051-R	Old Lancaster Venture, LP 460 East Swedesford Road, Suite 300 Wayne, Pa 19087	Chester	East Whiteland Township	Little Valley Creek Watershed—Lower Schuylkill River Basin EV
PAI01 1508025-R	Oxford Commons, LP 120 West Germantown Pike, Suite 120 Plymouth Meeting, PA 19462	Chester	Lower Oxford Township	Leech Run TS-MF Little Elk Creek HQ-TSF-MF

Northeast Region: Watershed Management 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>
PAI023912023	Robert F. Jones, III Michelle Jones 3416 Surrey Ct. Schnecksville, PA 18078	Monroe	Heidelberg Twp.	UNT to Jordan Creek, HQ-CWF, MF
PAI024806029R	J.G. Petrucci Co., Inc. 171 Route 173 Suite 201 Asbury, NJ 08802	Northampton	Forks Twp.	Bushkill Creek, HQ-CWF, MF
PAG2024004001R	Eagle Rock Resort Co., Inc. 1031 Valley of Lakes Hazleton, PA 18201	Luzerne	Hazle Twp.	UNT Black Creek, CWF, MF; UNT Stony Creek, CWF, MF; UNT Sugarloaf Creek, CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI030608019(1)	East Penn Manufacturing Deka Road, PO Box 147 Lyon Station, PA 19536	Berks	Richmond Township	UNT to Moseleum Creek (HQ-CWF)

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701**Clinton County Conservation District: 45 Cooperation Lane, Mill Hall, PA 17751, (570) 726-3798*

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI041812002	PA Dept of Transportation District 2-0 1924 Daisy St Ext Clearfield PA 16830	Clinton	Lamar Township	Fishing Creek HQ-CWF, MF

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**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>
Doylestown Township Bucks County	PAG0200 0913006	Shelbourne Healthcare Development Group, LLC 595 E. Lancaster Avenue, Suite 300 Radnor, PA 19087	Neshaminy Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Falls Township Bucks County	PAG0200 0911048	MarMar Building 5601 Beaver Dam Road Bristol, PA 19007	Rock Run Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warrington Township Bucks County	PAG0200 0912029	Warrington P. II, L.P. 120 E. Lancaster Avenue, Suite 101 Ardmore, PA 19003	Unnamed Tributary to Little Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Newtown Borough Bucks County	PAG0200 0912075	Steeple View, L.P. 301 S. State Street Newtown, PA 18940	Neshaminy Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hilltown Township Bucks County	PAG0200 0912083	Rose T. Torrey 451 Schultz Road Sellersville, PA 18960	East Branch Perkiomen Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bensalem Township Bucks County	PAG0200 0912092	Bensalem 21, LLC 1195 Route 70, Suite 2000 Lakewood, NJ 08701	Delaware River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Doylestown Township Bucks County	PAG0200 0911064	TF Partners, L.P. 122 Swamp Road Doylestown, PA 18901	Cooks Run/Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
West Goshen Township Chester County	PAG0200 1512035	Infiniti of West Chester 1265 Old Woods Road West Chester, PA 19382	East Branch of Chester Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Highland Township Chester County	PAG0200 1510028-R	Samuel Slater 327 Gum Tree Road Coatesville, PA 19320	Unnamed Tributary to Buck Run TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Kennett Township Chester County	PAG0200 1512033	Delaware Valley Realty, LLC 722 Yorklyn Road, Suite 350 Hockessin, DE 19707	East Branch Red Clay Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upland Borough Delaware County	PAG0200 2313002	CSMI, LLC 419 Avenue of the States Chester, PA 19013	Chester Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Horsham Township Montgomery County	PAG0200 4612088	Harry Hassan P O Box 841 521 Stump Road, Suite C Montgomeryville, PA 18936	Park Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Merion Township Montgomery County	PAG0200 4612031	Dan Bickett 12800 Tuckahoe Creek Parkway Richmond, VA 23238	Crow Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Dublin Township Montgomery County	PAG0200 4612082	Paul Leonard 801 Loch Alsh Avenue Fort Washington, PA 19034	Rose Valley Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Dublin Township Montgomery County	PAG0200 4607171R	Brenda Jones Bray 1580 Fort Washington Avenue Ambler, PA 19002	Wissahickon Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Horsham Township Montgomery County	PAG0200 4612072	Chip Randa P O box 839 Horsham PA 185 Fairway Road Ambler, PA 19002	Park Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Plymouth Township Montgomery County	PAG0200 4607100-4	Gary Graham 700 S Eisenhower Blvd Middletown, PA 17057	Plymouth Creek, Sawmill Run, Stony Creek TSF-WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water / Use*

*Contact Office &
Phone No.*

Horsham Township Montgomery County	PAG0200 4610015R	Tina Merl 617 Horsham Road Horsham, PA 19044	Park Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Horsham Township Montgomery County	PAG0200 4612059	Savani Circle Subdivision 115 Jonathan Drive North Wales, PA 19454	Unnamed Tributary of the Little Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Horsham Township Montgomery County	PAG0200 4612089	Alex Henry 220 West Germantown Pike, Suite 250 Plymouth Meeting, PA 19462	Pennypack Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Scranton, Lackawanna County	PAG02003512014(1)	Geisinger System Services David Stellfox 100 N. Academy Ave. Danville, PA 17822	Unnamed Tributary to Lackawanna River, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Hanover Twp., Luzerne County	PAG02004010018R	Mericle 2 Great Valley, LLC 100 Baltimore Dr. Wilkes-Barre, PA 18702	Garringer Creek, CWF, MF; UNT to Garringer Creek, CWF, MF	Luzerne Co. Cons. Dist. 570-674-7991
Smithfield Twp., Monroe County	PAG02004505005R	Ken Schuchman KENBAR Investment Group P. O. Box 404 Marshalls Creek, PA 18335	Brodhead Creek, WWF, MF	Monroe Co. Cons. Dist. 570-629-3060

Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717.705.4802

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water / Use*

*Contact Office &
Phone No.*

Mount Joy Township Adams County	PAG02000112020R(1)	Richard A. Klein The Links at Gettysburg, LLC 601 Mason Dixon Road Gettysburg, PA 17325	Rock Creek/WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Caernarvon Township Berks County	PAG02000605081R	Gary McEwen Red School 3335 Morgantown Road Mohnton, PA 19540	Conestoga River/WWF & UNT to Hay Creek/CWF, MF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Washington Township Berks County	PAG02000612045	Ben Davies 123 Robin Lane Barto, PA 19504	UNT to Perkiomen Creek/TSF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142

<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>
Monroe Township Cumberland County	PAG02002112027	Morgan Hughes Williams Grove, Inc. 11 Junction Road Dillsburg, PA 17019	Yellow Breeches Creek/CWF	Cumberland Co Conservation Dist 310 Allen Road, Suite 301 Carlisle PA 17013 717.240.7812
Lower Allen Township Cumberland County	PAG02002111019(1)	Walmart Real Estate Business Trust Store #5888 2001 SE 10 St., Mail Stop 5570 Bentonville, AR 72716	Cedar Run/CWF	Cumberland Co Conservation Dist. 310 Allen Road, Suite 301 Carlisle, PA 17013 717.240.7812
Lower Paxton Township Dauphin County	PAG02002212049	Ionni Properties/Deaven Woods, LLC 6518 Plowman Ridge Harrisburg, PA 17112	Beaver Creek/WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Lykens Township Dauphin County	PAG02002213007	Daniel Kauffman 212 Pear Lane Spring Glen, PA 17978	Pine Creek/CWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Lower Paxton and Swatara Townships Dauphin County	PAG02002212050	A. Richard Szeles 945 East Park Drive Harrisburg, PA 17111	Beaver Creek/WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Lower Paxton Township Dauphin County	PAG02002213001	Balanced Development Group 1507 Green Street Harrisburg, PA 17102	Paxton Creek/WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Upper Leacock Township Lancaster County	PAG02003607094R	The Worship Center 2384 New Holland Pike Lancaster, PA 17601	UNT Conestoga River/WWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
Manheim Township Lancaster County	PAG02003608003R	Rockview, LLC 227 Granite Run Dr., Suite 100 Lancaster, PA 17601	Landis Run/WWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
Brecknock Township Lancaster County	PAG02003612102	Jacob P. King Jay-Lyn Development 148 Brick Church Road Leola, PA 17540	Muddy Creek/TSF, MF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5

Northcentral Region: Waterways & Wetlands Program Manager, 208 W Third Street, Williamsport, Pa 17701 570.327.3636

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>
S Centre Twp Columbia Co	PAG02001912011	Central Columbia S D Harry Mathios, Supt 4777 Old Berwick Rd Bloomsburg PA 17815	UNTs of Susquehanna River CWF, MF	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg PA 17815 (570) 784-1310
Lewis Township Northumberland Co	PAG02004913005	Todd Bixler 707 Laidacker Rd Turbotville PA 17772	UNT Warrior Run WWF, MF	Northumberland Cnty Conservation Dist 441 Plum Creek Rd Sunbury PA 17801 (570) 495-4665
W Perry Twp Snyder County	PAG02005513001	Anthony Stroup 307 End Rd Richfield PA 17086	UNT to Cocalamus Ck TSF	Snyder County Conservation District 10541 Route 522 Middleburg PA 17842 (570) 837-3000
Penn & Monroe Twps Selinsgrove Boro Snyder County	PAG02005513002	ESCRA John Abromitis 870 S Front St Selinsgrove PA 17870	Penns Creek WWF	Snyder County Conservation District 10541 Route 522 Middleburg PA 17842 (570) 837-3000
Union Township Snyder County	PAG02005513003	Randall Good 173 Morgan Dr Selinsgrove PA 17870	UNT to Silver Creek WWF	Snyder County Conservation District 10541 Route 522 Middleburg PA 17842 (570) 837-3000

Northwest Regional Office—Waterways and Wetlands, 230 Chestnut Street, Meadville PA 16335

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>
Millcreek Township Erie County	PAG02001009004(1)	Yeltrah PA LLP Attn: D. Kent Hartley Po Box 469 Butler Pa 16003	Unt Connoquenessing Creek	Butler County Conservation District 724-284-5270
Millcreek Township Erie County	PAG02002512025	Sheetz Inc 817 Brookfield Drive Seven Fields PA 16046	Scott Run to Presque Isle Bay CWF	Erie County Conservation District 814-825-6403
Lawrence Park Township Erie County	PAG02002513003	Erie Water Works 240 West 12th Street Erie PA 16501-1706	Lake Erie CWF	Erie County Conservation District 814-825-6403

General Permit Type—PAG-03

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>
Ivyland Borough Bucks County	PAR110038 A-1	Milton Roy LLC 201 Ivyland Road Warminster, PA 18974	Unnamed Tributary to Little Neshaminy Creek—2-F	Southeast Region Clean Water Program 484.250.5970
A. Duie Pyle, Parkesburg II Facility Parkesburg Borough Chester County	PAR800172	A. Duie Pyle, Parkesburg II Facility 100 South Limestone Rd Parkesburg, PA 19365	Unnamed Tributary to Valley Creek 7-K	Southeast Region Clean Water Program 484.250.5970
Bedminster Township Bucks County	PAR600118	611 Metals Recycling LLC 6776 Easton Road Pipersville, PA 18947	Unnamed Tributary to Cabin Run—2-D	Southeast Region Clean Water Program 484.250.5970

<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>
Trainer Borough Delaware County	PAR600119	International Scrap Iron & Metal Co. Inc. 3415 West Second Street Trainer, PA 19061	Stoney Creek—3-G	Southeast Region Clean Water Program 484.250.5970
Lebanon County Lebanon City	PAR803734	Greenwood Motor Lines, Inc. Db a R + L Carriers 600 Gilliam Road Wilmington, OH 45177	Tulpehocken Creek / CWF	DEP—SCRO —Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
York County Windsor Township	PAR603596	JKLM Corporation Db a Prospect Metal Co. 4340 East Prospect Road York, PA 17402	Kreutz Creek / WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lancaster County Elizabethtown Borough	PAR803687	Petermann Northeast LLC 8041 Hosbrook Road, Suite 330 Cincinnati, OH 43236	UNT to Donegal Creek / TSF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
City of Lock Haven, Clinton County	PAR214818	Centre Concrete Co. PO Box 859 2280 East College Avenue State College, PA 16804-0859	Bald Eagle Creek—9C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664
Snow Shoe Borough Centre County	PAR214815	Snow Shoe Refractories LLC 895 Clarence Road Clarence, PA 16829-8111	North Fork Beech Creek and Unnamed Tributary to North Fork Beech Creek—9-C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664
Hempfield Township Westmoreland County	PAR806205	Coordinators Inc. 7565 Route 30 Irwin, PA 15642-0247	UNT of Brush Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
Potter Township Beaver County	PAR236135	Lyondell Environmental Custodial Trust 35 East Wacker Drive, Suite 1500 Chicago, IL 60601	Ohio River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
Franklin Township Greene County	PAR316110	Savanna Drilling LLC 125 Industrial Road Waynesburg, PA 15370	UNT to South Fork of Tenmile Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water / Use*

*Contact Office &
Phone No.*

East Huntingdon Twp
Westmoreland
County

PAR806214

FedEx Freight Inc.
2200 Forward Drive, DC: 2219
Harrison, AR 15004

UNT to Buffalo Run

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

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

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water / Use*

*Contact Office &
Phone No.*

Erie City
Erie County

PAR608311

Liberty Iron & Metal Co. Inc.
1515 East Avenue
Erie County

City of Erie storm
water sewers to
Lake Erie
15-A

DEP
NWRO
Clean Water Program
230 Chestnut Street
Meadville, PA
16335-3481
814/332-6942

General Permit Type—PAG-4

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water / Use*

*Contact Office &
Phone No.*

West Rockhill
Township
Bucks County

PAG040054 A-1

Afzal Syed
180 Lonely Road
Sellersville, PA 18960

Unnamed Tributary
to East Branch
Perkiomen
Creek—3-E

DEP Southeast
Regional Office
Clean Water Program
2 E Main Street,
Norristown, PA 19401
484.250.5970

West Rockhill
Township
Bucks County

PAG040066 A-1

Guest Richard T
210 Lonely Road
Sellersville, PA 18960

Unnamed Tributary
to East Branch
Perkiomen
Creek—3-E

DEP Southeast
Regional Office
Clean Water Program
2 E Main Street,
Norristown, PA 19401
484.250.5970

General Permit Type—PAG-10

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water / Use*

*Contact Office &
Phone No.*

Harford Township
Susquehanna County

PAG102273

Williams Field Services
Company, LLC
(Leslie Pipeline Project)
1605 Coraopolis Heights Road
Moon Township, PA 15108

Unnamed Tributary
to Leslie Creek and
Unnamed Tributary
to Nine Partners
Creek—4-F

DEP Northeast
Regional Office
Clean Water Program
2 Public Square,
Wilkes-Barre, PA
18701-1915
570.826.2511

General Permit Type—PAG-12

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water / Use*

*Contact Office &
Phone No.*

Lebanon County
Swatara Township

PAG123737

Darvin M. Weaver
Darvin M. Weaver Farm
170 Old Route 22
Jonestown, PA 17038

UNT to Little
Swatara Creek /
WWF

DEP—SCRO—Clean
Water Program
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Lower Mahanoy Township Northumberland County	PAG124821	Daniels Richard D 3746 Mahantango Creek Road Dalmatia, PA 17017	Unnamed Tributary to Mahantango Creek—6-C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664
Buffalo Township Union County	PAG124806	Jerrel Brubaker 269 Meeting House Lane Lewisburg, PA 17837	Unnamed Tributary to Limestone Run—10-C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664

*General Permit Type—PAG-13**Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401*

<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>
Concord Township Delaware County	PAG130158	Concord Township Delaware County 43 Thornton Road Glen Mills, PA 19342	Green Creek, Unnamed Tributary to Webb Creek and Unnamed Tributary to West Branch Chester Creek—3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
Marcus Hook Borough Delaware County	PAG130071	Marcus Hook Borough Delaware County 1015 Green Street Marcus Hook, PA 19061	Delaware River and Marcus Hook Creek—3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
Wrightstown Township Bucks County	PAG130043	Wrightstown Township Bucks County 2203 Second Street Pike Wrightstown, PA 18940	Unnamed Tributary of Jericho Creek, Unnamed Tributary to Mill Creek and Unnamed Tributary to Neshaminy Creek—2-E and 2-F	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
Upper Pottsgrove Township Montgomery County	PAG130107	Upper Pottsgrove Township Montgomery County 1409 Farmington Road Pottstown, PA 19464	Sprogels Run, Unnamed Tributary of Manatawny Creek and Unnamed Tributary to Ironstone Creek—3-D	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

<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>
Pittston City Luzerne County	PAG132221	Pittston City Luzerne County 35 Broad Street Pittston, PA 18640	Unnamed tributary to Susquehanna River (main stem)—CWF Lackawanna River to West Branch Susquehanna River—CWF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
West Pittston Borough Luzerne County	PAG132265	West Pittston Borough Luzerne County 555 Exeter Avenue West Pittston, PA 18643	Susquehanna River—CWF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Kingston Township Luzerne County	PAG132218	Kingston Township Luzerne County 180 E Center Street Shavertown, PA 18708-1514	Toby Creek—CWF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Jenkins Township Luzerne County	PAG132229	Jenkins Township Luzerne County 46 1/2 Main Street Jenkins Township, PA 18640	Gardner Creek—CWF Susquehanna River—WWF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
West Wyoming Borough Luzerne County	PAG132251	West Wyoming Borough Luzerne County 464 W Eighth Street West Wyoming Boro, PA 18644	Abrahams Creek—CWF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Laurel Run Borough Luzerne County	PAG132273	Laurel Run Borough Luzerne County 2601 Pine Run Road Laurel Run, PA 18706	Laurel Run—CWF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Lehighton Borough Carbon County	PAG132291	Lehighton Borough Carbon County P O Box 29 Lehighton, PA 18235	Mahoning Creek—CWF Unnamed Tributary to Mahoning Creek—CWF Lehigh River—TSF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Laflin Borough Luzerne County	PAG132233	Laflin Borough, Luzerne County 47 Laflin Road Laflin, PA 18702	Unnamed Tributary to Gardner Creek—CWF Gardner Creek—CWF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Freeland Borough Luzerne County	PAG132279	Freeland Borough Luzerne County 705 Ingham Street Freeland, PA 18224	Unnamed Stream—2-A	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511

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</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Furnace Hill Farm Chris Wine 258 Albright Road Newmanstown, PA 17073	Lebanon	0	345.55	Swine	NA	Approved
Meadow Wood Farm Robert & David Bomberger 2075 Colebrook Road Lebanon, PA 17042	Lebanon	870.6	1217.71	Dairy	NA	Approved
Nelson Martin 1850 Horseshoe Pike Annville, PA 17003	Lebanon	273	719.96	Swine and Dairy Heifer	NA	Approved

PUBLIC WATER SUPPLY PERMITS

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

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

and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Application No. 6713506 MA, Minor Amendment, Public Water Supply.

Applicant	Wrightsville Borough Municipal Authority
Municipality	Wrightsville Borough

County **York**
 Responsible Official Brian Lyle, General Manager
 PO Box 187
 601 Water Street
 Wrightsville, PA 17368
 Type of Facility Public Water Supply
 Consulting Engineer John F Leen IV, P.E.
 C S Davidson Inc
 38 North Duke Street
 York, PA 17401
 Application Received: 2/15/2013
 Description of Action Hellam Street Water Tank repair
 and repaints to interior and
 exterior.

Application No. 6713507 MA, Minor Amendment,
 Public Water Supply.

Applicant **Pennsylvania American
 Water**
 Municipality Fairview Township
 County **York**
 Responsible Official David R. Kaufman, Vice
 President—Engineering
 852 Wesley Drive
 Mechanicsburg, PA 17055
 Type of Facility Public Water Supply
 Consulting Engineer Scott M Thomas, P.E.
 Pennsylvania American Water
 852 Wesley Drive
 Mechanicsburg, PA 17055
 Application Received: 2/19/2013
 Description of Action Installation of bulk storage and
 feed system for sodium
 permanganate at the West Shore
 Water Treatment Plant.

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

**Permit No. Minor Amendment—Construction and
 Operation** Public Water Supply.

Applicant **City of DuBois Water
 Department**
 [Township or Borough] City of DuBois
 County **Clearfield**
 Responsible Official Mr. John Suplizio
 City of DuBois
 16 West Scribner Avenue
 P. O. Box 408
 DuBois, PA 15801
 Type of Facility Public Water Supply
 Consulting Engineer Chris Nasuti, P.E.
 City of DuBois
 16 West Scribner Avenue
 P. O. Box 408
 DuBois, PA 15801
 Permit Issued February 20, 2013
 Description of Action Construction and operation of
 the recently installed City
 Garage Bulk Water Truck Fill
 Station.

Permit No. Minor Amendment—Operation Public
 Water Supply.

Applicant **PA DCNR Denton Hill State
 Park**
 [Township or Borough] Ulysses Township
 County **Potter**
 Responsible Official Barry Eppley, P.E.
 PA DCNR-FDC
 Northcentral Engineering Office
 262 Sizerville Road
 Emporium, PA 15834
 Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued February 21, 2013
 Description of Action 4 log inactivation of viruses at
 Entry Point 100.

Permit No. Minor Amendment—Operation Public
 Water Supply.

Applicant **Chadlee Mobile Home Park**
 [Township or Borough] Armstrong Township
 County **Lycoming**
 Responsible Official Ms. Heather Gomez
 17701 LLC
 P. O. Box 2164
 Williamsport, PA 17703
 Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued February 21, 2013
 Description of Action 4 log inactivation of viruses at
 Entry Point 101 (Well No. 1) and
 Entry Point 102 (Well No. 2).

Permit No. Minor Amendment—Operation Public
 Water Supply.

Applicant **Eagle Ridge Personal Care
 Home, LLC**
 [Township or Borough] Colebrook Township
 County **Clinton**
 Responsible Official Steven and Lisa Stem
 Eagle Ridge Personal Care
 Home, LLC
 2997 Renovo Road
 Mill Hall, PA 17751
 Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued February 21, 2013
 Description of Action 4 log inactivation of viruses at
 Entry Point 100 (Well No. 1).

Permit No. Minor Amendment—Operation Public
 Water Supply.

Applicant **Country Terrace Estates**
 [Township or Borough] Main Township
 County **Columbia**
 Responsible Official Mr. Frank Baker
 Country Terrace Estates
 6009 Columbia Boulevard
 Bloomsburg, PA 17815

Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued February 21, 2013
 Description of Action 4 log inactivation of viruses at Entry Point 101 (Upper Well 2).

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **DeMorgan Acres Mobile Home Park**
 [Township or Borough] Canton Township
 County **Bradford**
 Responsible Official Mr. Herbert Morgan
 DeMorgan Acres Mobile Home Park
 290 DeMorgan Acres Lane
 Canton, PA 17724

Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued February 21, 2013
 Description of Action 4 log inactivation of viruses at Entry Point 101 (Well Nos. 1 and 3).

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Eyers' Manor Personal Care Home**
 [Township or Borough] Point Township
 County **Northumberland**
 Responsible Official Mrs. Beverly Cook-Trego
 Eyers' Manor Personal Care Home
 3196 Ridge Road
 Northumberland, PA 17857

Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued February 21, 2013
 Description of Action 4 log inactivation of viruses at Entry Point 100 (Well Nos. 1 and 2).

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Stoney Fork Assoc. LLC**
 [Township or Borough] Delmar Township
 County **Tioga**
 Responsible Official Mr. Sherman Hill
 Stoney Fork Assoc. LLC
 4515 King George Court
 Perry Hall, MD 21128

Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued February 21, 2013
 Description of Action 4 log inactivation of viruses at Entry Point 101 (Well Nos. 1 and 2).

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Orviston Water Association**
 [Township or Borough] Curtin Township
 County **Centre**
 Responsible Official Mr. Joe Moore
 Orviston Water Association
 73 Back Street
 Orviston, PA 16864

Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued February 21, 2013
 Description of Action 4 log inactivation of viruses at Entry Point 100 (Well No. 1).

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Balanced Care at Bloomsburg II**
 [Township or Borough] Scott Township
 County **Columbia**
 Responsible Official Mr. John Bauer
 Senior Care Operations Holding LLC
 Balanced Care at Bloomsburg II
 329 Ridge Road
 Bloomsburg, PA 17815

Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued February 21, 2013
 Description of Action 4 log inactivation of viruses at Entry Point 100 (Well No. 1).

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Booneville Mutual Water Association**
 [Township or Borough] Logan Township
 County **Clinton**
 Responsible Official Mr. Frank Mark
 Booneville Mutual Water Association
 1466 West Valley Road
 Loganton, PA 17747

Type of Facility Public Water Supply
 Consulting Engineer Alan Uhler, P.E., PLS
 Kerry A. Uhler & Assoc., Inc.
 140 West High Street
 Bellefonte, PA 16823
 Permit Issued February 21, 2013
 Description of Action 4 log inactivation of viruses at Entry Point 100 (Well No. 1).

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Nittany Grove Mobile Home Park**
 [Township or Borough] Harris Township
 County **Centre**

Responsible Official Mr. Kirk Aguer
Nittany Grove Mobile Home
Park
113 Ramsey Way
Boalsburg, PA 16827

Type of Facility Public Water Supply

Consulting Engineer N/A

Permit Issued February 21, 2013

Description of Action 4 log inactivation of viruses at
Entry Point 100 (Well No. 1).

Permit No. Minor Amendment—Operation Public
Water Supply.

Applicant **Middlebury Mobile Home
Court**

[Township or Borough] Middlebury Township

County **Tioga**

Responsible Official Mr. Robert Beggs
Middlebury Mobile Home Court
98 Wolf Run Road
Wellsboro, PA 16901

Type of Facility Public Water Supply

Consulting Engineer N/A

Permit Issued February 22, 2013

Description of Action 4 log inactivation of viruses at
Entry Point 101 (Well No. 1).

Permit No. Minor Amendment—Operation Public
Water Supply.

Applicant **Loyalsock Mobile Home Park**

[Township or Borough] Upper Fairfield Township

County **Lycoming**

Responsible Official Mr. Floyd Lindsay
Loyalsock Mobile Home Park
2073 Whitford Avenue
South Williamsport, PA 17702

Type of Facility Public Water Supply

Consulting Engineer N/A

Permit Issued February 22, 2013

Description of Action 4 log inactivation of viruses at
Entry Point 100 (Well No. 1).

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

Permit No. 0212521, Public Water Supply.

Applicant **Borough of Tarentum**
318 2nd Avenue
Tarentum, PA 15084

[Borough or Township] Tarentum Borough

County **Allegheny**

Type of Facility Water system

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

Permit to Construct February 25, 2013
Issued

Permit No. 0212528, Public Water Supply.

Applicant **Borough of Tarentum**
318 2nd Avenue
Tarentum, PA 15084

[Borough or Township] Tarentum Borough

County **Allegheny**

Type of Facility Water system

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

Permit to Construct February 25, 2013
Issued

Permit No. 0312507, Public Water Supply.

Applicant **Parks Township Municipal
Authority**
1106 Highland Avenue
Vandergrift, PA 15690

[Borough or Township] Parks Township

County **Armstrong**

Type of Facility Water system

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
PO Box 200
Indianola, PA 15051

Permit to Construct February 25, 2013
Issued

Permit No. 3012506, Public Water Supply.

Applicant **Southwestern Pennsylvania
Water Authority**
PO Box 187
1442 Jefferson Road
Jefferson, PA 15344

[Borough or Township] Cumberland Township

County **Greene**

Type of Facility Water system

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
PO Box 200
Indianola, PA 15051

Permit to Construct February 25, 2013
Issued

Permit No. 0212522MA, Minor Amendment. Public
Water Supply.

Applicant **Fox Chapel Authority**
255 Alpha Drive
Pittsburgh, PA 15238

[Borough or Township] Harmar Township

County **Allegheny**

Type of Facility Water system

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
PO Box 200
Indianola, PA 15051

Permit to Construct February 25, 2013
Issued

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

Operation Permit issued to **Johnsonburg Municipal Authority**, PWSID #6240007, Johnsonburg Borough, **Elk County**. Permit Number 2490501-MA3 issued February 20, 2013 for the use of the filter to waste piping at the Silver Creek Water Treatment Plant. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on February 13, 2013.

Construction/Operation Permit issued to **Ridgway Borough**, PWSID #6240012, Ridgway Borough, **Elk County**, February 20, 2013, for the use of polyaluminum chloride for coagulation. Construction and Operation authorized simultaneously under permit number 2491502-MA2 issued February 20, 2013.

Construction/Operation Permit issued to **Johnsonburg Municipal Authority**, PWSID #6240007, Johnsonburg Borough, **Elk County**, February 22, 2013, for the Silver Creek Water Treatment Plant individual filter train flow controls incorporated into the PLC and for the plant effluent flow limitations associated with the contact time requirements for the facility. Construction and Operation authorized simultaneously under permit number 2490501-MA4 issued February 22, 2013.

Transfer of Operation Permit issued to **Harold P. Newton, Jr. d/b/a Willow Bend Mobile Home Park**, PWSID #6430047, Lackawannock Township, **Mercer County** on February 22, 2013. Action is for change in ownership; the potable water supplier will do business as Willow Bend Mobile Home Park. The new permit number is 4389506-T4.

Operation Permit issued to **Cornplanter Township**, PWSID #6610035, Cornplanter Township, **Venango County**. Permit Number 6106501 issued February 22, 2013 for the operation of the Public Water Supply system. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on December 13, 2013 and additional correspondence received on February 11, 2013.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Longswamp Township	PO Box 37 Mertztown, PA 19539	Berks County

Plan Description: The Department of Environmental Protection (Department) reviewed the November 2012 Act 537 Update Revision. The plan was disapproved because the chosen alternative did not adequately address the short and long term sewage disposal needs of the township as required by Chapter 71, Section 71.21 (a)(6).

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:

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

Former Gipe Residence and Garage, 2055 Buchanan Trail East, Shady Grove, Antrim Township, **Franklin County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of Gladys B. Gipe Estate, Ronald Gipe, Executor, 463 Lindman Drive, Chambersburg, PA 17202, submitted a Remedial Investigation and Final Report for soils and groundwater contaminated with leaded and unleaded gasoline from the operation of a former automotive repair facility. The report is intended to document remediation of the site to the Residential Statewide Health and Site Specific standards.

Kevin Hayes Residence/E.G. Smith, Incorporated, 105 Telford Avenue, West Lawn, PA 19609, Spring Township, **Berks County**. Liberty Environmental, Inc., 50

North Fifth Street, 5th Floor, Reading, PA 19601, on behalf of Kevin Hayes, 105 Telford Avenue, West Lawn, PA 19601, submitted a Final Report for site soils contaminated with #2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Former Excel Storage Facility, Route 447, Stroud Township, **Monroe County**, Mary King, Civil & Environmental Consultants, Inc., has submitted a Remedial Investigation Report and Cleanup Plan on behalf of her client, Robert Riegler, Route 244 Storage Center, LLC, Route 447, East Stroudsburg, PA 18301, concerning the remediation of trichloroethene (TCE), tetrachloroethene (PCE) and cis-1,2-dichloroethene (c-1,2-DCE) in shallow exterior soils and below the interior floor slab. The reports documented attainments were submitted in partial fulfillment of the Non-Residential Site Specific Standard for soil and groundwater and were approved on February 15, 2013.

Former Camp Olympic Dairy, 3158 South Cedar Crest Blvd., Lower Macungie Township, **Lehigh County**, Douglas Sammak, American Analytical & Environmental, Inc., has submitted a Final Report (on behalf of his client, Lee Lichtenwalner, Lower Macungie Township Official, 3400 Brookside Road, Macungie, PA 18062), concerning the remediation of soil found to have impacted by unleaded gasoline from an abandoned underground storage tank. The report was submitted to document attainment of the Residential Statewide Health Standards for soil. The report was submitted to document attainment of the Residential Statewide Health Standard for soil and was approved on February 21, 2013.

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

REC Oil / Former Sunoco Bulk Storage Facility, 280 North East Street, York, PA 17403, City of York, **York County**. Enviro Trac, Ltd., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of REC-Oil, 280 North East Street, York, PA 17403 and Environmental Compliance Management, 345 King Street, Myerstown, PA 17067, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with PAHs, VOCs and lead. The combined Remedial Investigation and Final Report did not demonstrate attainment of the Nonresidential Statewide Health and Site-Specific Standards, and was disapproved by the Department on February 21, 2013.

RESIDUAL WASTE GENERAL PERMITS

Registration for General Permit issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities (25 Pa. Code § 287.611 relating to authorization for general permit).

Southcentral Regional Office: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17011.

General Permit Application No. WMGR028SC004. York Materials Group LLC, 950 Smile Way, York, PA 17404

This general permit was originally issued to York Building Products Co., Inc. for the beneficial use of baghouse fines and scrubber pond precipitates for use as an aggregate in roadway construction, a soil additive, a soil conditioner, or a component or ingredient in the manufacturing of construction products, generated at the Roosevelt Blacktop Plant, 1070 Roosevelt Avenue, York, PA in West Manchester Township, **York County**.

On January 30, 2013, York Building Products Co., Inc. notified the Department of the sale of their assets to York Materials Group LLC which took place on January 15, 2013. Based on the information provided in these notifications, the beneficial use activity performed by these facilities is now under the ownership and management of York Materials Group LLC.

Notice is hereby given of the re-issuance of the General Permit Number WMGR028SC004 granting York Materials Group LLC the beneficial use of baghouse fines and scrubber pond precipitates, generated at the Roosevelt Blacktop Plant, 1070 Roosevelt Avenue, York, PA in West Manchester Township, York County, as specified in the general permit. The Southcentral Regional Office approved the re-issuance of this general permit on February 26, 2013.

Persons interested in reviewing the general permit may contact John Oren, Facilities Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17011, (717) 705-4905. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

DETERMINATION FOR APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Application(s) for Determination of Applicability approved Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash

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

General Permit No. WMGR028, Program I.D. WMGR028NE005. **Eureka Stone Quarry, Inc.**, Milford Asphalt Plant, 460 Route 6, Milford, PA 18337. A General Permit Determination of Applicability (DOA) for the beneficial use of asphalt plant baghouse fines as a soil additive located in Dingman Township, **Pike County**. The application for determination of applicability was approved by the Regional Office on February 5, 2013.

General Permit No. WMGR028, Program I.D. WMGR028NE003. **Reading Materials, Inc.**, Pikes Creek Asphalt and Crushed Stone, 528 Trojan Road, Hunlock Creek, PA 18621. A General Permit Determination of Applicability (DOA) for the beneficial use of asphalt plant baghouse fines and/or scrubber pond precipitates located in Lehman Township, **Luzerne County**. The application for determination of applicability was approved by the Regional Office on February 13, 2013.

Persons interested in reviewing these permits may contact William Tomayko, Environmental Program Manager, Waste Management Program, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

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

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.

GP9-06-05085: New Morgan Landfill Co., Inc. (420 Quarry Road, Morgantown, PA 19543) on February 19, 2013, for a diesel-fired internal combustion engine under GP9 at their New Morgan Landfill in New Morgan Borough, **Berks County**.

GP13-67-05121: York Materials Group, LLC (950 Smile Way, York, PA 17404) on February 20, 2013, for their existing Roosevelt Avenue Batch Asphalt Plant under GP13, in West Manchester Township, **York County**.

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

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

GP19-42-193A: Allegheny Bradford Corp. (1522 South Avenue, Lewis Run, PA 16738) on February 20, 2013, for the operation of Dry Abrasive Blasting Operations (BAQ-GPA/GP-19) in Lewis Run Borough, **McKean County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

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

46-0040A: National Label Co., Inc. (2025 Joshua Road, Lafayette Hill, PA 19444) on February 15, 2013, to install an eight (8) color label gravure press and regenerative thermal oxidizer in Whitemarsh Township, **Montgomery County**. The plan approval is for a non-Title V facility and will consist of an eight (8) station rotogravure printing press with integral natural gas-fired dryers. Air emissions will be routed through a permanent total enclosure to a new regenerative thermal oxidizer (Source ID C0₂). Post-controlled potential VOC emissions are calculated to be no more than 17.1 tons (including cleanup operations), while projected actual VOC emissions will not exceed 9.2 tons/yr. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

11-00524B: United Industrial (163 Cramer Pike, Johnstown, PA 15906-1157) on February 21, 2013, to install and begin initial temporary operation of a paint booth with a single airless spray gun controlled by fiberglass exhaust filters with a solvent recycling system at their facility in West Taylor Township, **Cambria County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

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

09-0196A: Abington Reldan Metals, LLC. (550 Old Bordertown Road, Fairless Hill, PA 19030) on February 14, 2013, to operate (2) two baghouses in Falls Township, **Bucks County**.

46-0005AH: Merck Sharp & Dohme Corp. (770 Sumneytown Pike, West Point, PA 19486) on February 14, 2013, to operate (Source ID 107) B12 and (Source ID 108) B66 in Upper Gwynedd Township, **Montgomery County**.

09-0024F: Waste Management of PA, Inc. (1000 New Ford Mill Road, Morrisville, PA 19067) on February 14, 2013, to operate a landfill gas collection and treatment in Tullytown Borough, **Bucks County**.

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

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.

34-05001D: Armstrong Cabinet Products (12393 William Penn Highway, Thompsonstown, PA 17094) on February 15, 2013, to modify the wood cabinet surface coating operation in Delaware Township, **Juniata County**. The plan approval was extended.

67-03162A: Church & Dwight Co., Inc. (5197 Commerce Drive, York, PA 17408) on January 22, 2013, to construct a new cat litter manufacturing process at their facility in Jackson Township, **York County**. The plan approval was extended.

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

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

65-00837B: Dominion Transmission, Inc.—Oakford Compressor Station (D.L. Clark Building, 501 Martindale Street, Suite 400, Pittsburgh, PA, 15212) on February 21, 2013, for a plan approval extension in order to prepare and submit a revision to the Title V operating permit application so that the requirements of this plan approval can be included in Salem Township, **Westmoreland County**. The plan approval has been extended.

63-00963D: MarkWest Liberty Midstream and Resources, LLC (1515 Arapahoe Street Tower 2, Suite 700, Denver, CO 80202-2126) on February 21, 2013, to extend the period of temporary operation of the fractionator tower and natural gas-fired process heater rated at 148 MMBtu/hr authorized under plan approval PA-63-00936D, until August 27, 2013, at the Houston Gas Plant located in Chartiers Township, **Washington County**.

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

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

10-028I: Armstrong Cement and Supply Corp. (100 Clearfield Road, Cabot, PA 16023) on February 25, 2013,

effective February 28, 2013, to issue a plan approval extension to install new burner systems on two existing kilns at their facility on 100 Clearfield Road in Winfield Township, **Butler County**. This is a Title V facility, Permit #10-00028. The plan approval has been extended.

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

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

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

15-00019: Exelon Generation Co., LLC (300 Exelon Way, Suite 330, Kennett Square, PA 19348) on February 15, 2013, to renew the Title V Operating Permit in East Pikeland Township, **Chester County**. The initial permit was issued on July 2, 2000, for their electric utility power station located at 100 Cromby Road, Phoenixville, PA. The facility is a major source for all criteria pollutants. Sources include utility Boiler 1, utility Boiler 2, Cromby Auxiliary Boiler, Natural Gas Preheater, Centrifuge Dryers A and B, Reheat Burners ABC, Diesel Generator, Mechanical Collector 1, "D" Secondary Collector Cyclone, Electrostatic Precip 1, Wet Scrubber Train ABC, Dryer A Cyclone, Dryer B Cyclone, Baghouse 1, and SNCR for Boiler 1. Boiler 1 was previously subject to 40 C.F.R. Part 60, Subpart HHHH. Subpart HHHH has since been vacated. Boiler 1 and Boiler 2 are subject to 40 C.F.R. Part 63, Subpart UUUUU. The Auxiliary Boiler and Natural Gas Heater are subject to 40 C.F.R. Part 63, Subpart DDDDD. The Diesel Generator is only used for emergencies and is subject to 40 C.F.R. Part 63, Subpart ZZZZ, but is exempt from having to meet the requirements of this subpart and subpart A of 40 C.F.R. Part 63, including the initial notification requirement. Boiler 1 is considered a major source of PM, SO_x, CO, and NO_x. The pollutants SO_x and NO_x are monitored using a Continuous Emission Monitoring System (CEMS), which exempts the source from Compliance Assurance Monitoring (CAM) requirements for SO_x and NO_x. CAM requirements already exist for PM emissions from this source. CAM does not apply to the CO emissions. Boiler 1 and Boiler 2 are both subject to the Clean Air Interstate Rule (CAIR). Applicable conditions were already incorporated into the permit. The following are potential site-wide emission rates for this facility: NO_x—5,341.1 TPY; SO_x—17,781.9 TPY; PM—2,125.1 TPY; CO—679.8 TPY; VOC—32.74 TPY; HAP—137.5 TPY; and GHG—3,149,609 TPY (reported as CO₂e). Allowable emissions from the facility have not increased as a result of this permit renewal. Individual limits apply to the various sources at the facility. The operating permit contains requirements to keep the facility operating within all applicable air quality requirements for this source. The Department intends to re-issue an Acid Rain Permit for this site, as well. For the time period from January 2013 to December 2017, the Title IV Permit (ORIS number 3159) is included by reference in the Title V Operating Permit renewal. Boiler 1 and Boiler 2 are Phase II units, as defined in 40 C.F.R. Section 72.2, and are both subject to Acid Rain Program permitting for SO_x. For calendar years 2013—2017, the SO_x allowance allocations for Boiler 1 are 2,207 tons per calendar year. For the same time period, the SO_x allowance allocations for Boiler 2 are 2,114 tons per calendar year. When the Acid Rain program was first implemented, the facility opted into the early election NO_x reduction plan for Boiler 1. Boiler 1 became subject to an early election Phase I NO_x limitation of 0.50

lb/MMBtu, on an annual average basis, which was effective through 12-31-2007. Per 40 C.F.R. 76.8, on January 1, 2008, Boiler 1 became subject to a new NO_x limit of 0.46 lb/MMBtu, on an annual average basis. Boiler 2 does not burn coal and is therefore only subject to the sulfur emission requirements of the Acid Rain Program. All necessary conditions and requirements will be included in the Acid Rain Permit.

23-00038: Delaware County Regional Water Quality Control Authority—Western Regional Treatment Plant—DELCORA (100 E 5th Street, P.O. Box 999, Chester, PA 19016) on February 21, 2013, to renew the facility's Title V Operating Permit originally issued on August 8, 2006 at 3201 West Front Street, City of Chester, **Delaware County**. The major sources of pollution at the facility are VOC, NO_x, SO_x, CO, HAP and PM. The operation is subjected to federal NSPS and NESHAP regulations. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the plant operating within all applicable air quality requirements.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

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

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

15-00082: Downingtown Area School District (445 Manor Avenue, Downingtown, PA 19335) on February 15, 2013, to operate six (6) boilers which provide heat to the campus buildings and three (3) emergency generators in Downingtown Borough, **Chester County**. This action is a renewal of the State Only Operating Permit (Synthetic Minor). The original State Only Operating Permit was issued on November 18, 2002. The facility took operating hour restrictions for the emission sources to limit the Nitrogen Oxides emissions produced by the consumption of fuels. The renewal contains all applicable monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636

10-00234: Karns City Area School District (1446 Kittanning Pike, Karns City, PA 16041-1818) on February 19, 2013, renewed the State Only Operating Permit for the Junior/Senior High School in Fairview Township, **Butler County**. The primary sources at the facility are 2 natural gas fired boilers, 2 natural gas fired hot water heaters, and an emergency generator. The facility is a Natural Minor. Potential emissions are estimated as follows: PM 2.7 tpy; NO_x 37 tpy; SO_x 2 tpy; CO 11 tpy; VOC less than 1 tpy. The permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

25-00092: Noram Seating (18 Market Street, Union City, PA 16438-1327) on February 20, 2013, issued a renewal of the State Only Operating Permit for their wooden chair manufacturing facility in Union City Borough, **Erie County**. The sources at the facility include a 1.7 mmbtu/hr wood fired boiler controlled by a cyclone

and miscellaneous wood working operations controlled by fabric collectors. The facility is a natural minor. The facility is an Area Source for MACT. The wood fired boiler is subject to the requirements of 40 CFR 63, Subpart JJJJJJ—NESHAP for Industrial, Commercial, and Institutional Boilers at Area Sources. The PM, SO_x, NO_x, CO, and VOC emissions are less than 10 TPY, 0.2 TPY, 3 TPY, 4.5 TPY, and 0.1 TPY, respectively. 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.

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

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

S05-002: T.D.P.S. Materials—DePaul Concrete (2nd Street and Erie Avenue, Philadelphia, PA 19120) on February 22, 2013, for the operation of an asphalt and concrete facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a hot mix asphalt plant, a portable concrete crushing plant, and fugitive emissions from material handling and vehicle traffic. The hot mix asphalt plant is controlled by baghouse.

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.

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

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.

36-03101: Wenger's Feed Mill, Inc. (101 West Harrisburg Avenue, Rheems, PA 17570) on February 21, 2013, for their feed mill in West Hempfield Township, **Lancaster County**. The State-only permit was administratively amended to incorporate the provisions of Plan Approval No. 36-03101B.

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 Actions

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

32131301 (Formerly 32031701) and NPDES No. PA0235555. Homer City Generation, LP, (800 Long Ridge Road, Stamford, CT 06927). To transfer the permit for the Dixon Run Central Treatment Facility in Cherryhill Township, **Indiana County** and related NPDES permit from EME Homer City Generation, LP. No additional discharges. The application was considered administratively complete on November 13, 2012. Application received September 19, 2012. Permit issued February 21, 2013.

30101301 and NPDES Permit No. PA0235971, CWM LLC, (165 East Union Street, Suite 300, Somerset, PA 15501). To operate the CW Morgan Mine in Dunkard, Perry, Whitely, and Greene Townships, **Greene County** a new underground mine and related NPDES permit. In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of sections 301–303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State water quality standards. Surface Acres Proposed 69.4, Underground Acres Proposed 2745.9, Subsidence Control Plan Acres Proposed 1245.3. Receiving streams: Dunkard Creek and Unnamed Tributary to Dunkard Creek, both classified for the following use: WWF. The application was considered administratively complete on November 2, 2010. Application received May 20, 2010. Permit issued February 21, 2013.

32881301. AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650). To renew the permit for the Penn Run Mine in Cherryhill Township, **Indiana County**. No additional discharges. The application was considered administratively complete on March 16, 2010. Application received February 16, 2010. Permit issued February 22, 2013.

32981301 and NPDES No. PA0215180. RoxCOAL, Inc., (PO Box 149, Friedens, PA 15541). To renew the permit for the North Branch Mine in Green and Grant Townships, **Indiana County** and related NPDES permit. No additional discharges. The application was considered administratively complete on March 5, 2009. Application received January 13, 2009. Permit issued February 22, 2013.

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

56100108 and NPDES No. PA0263125. Marquise Mining Corporation, P.O. Box 338, Blairsville, PA 15717 commencement, operation and restoration of a bituminous surface and auger mine in Quemahoning and Shade Townships and Hooversville Borough, **Somerset County**, affecting 151.2 acres. Receiving stream(s): unnamed tributaries to Stonycreek River classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. The permit includes an approval for a Chapter 105 stream encroachment to construct and maintain haulroad crossings over unnamed tributaries A and D to Dixie Run. Application received December 27, 2010. Permit issued: February 12, 2013.

Permit No. 56090112 and NPDES No. PA0262901, Hoffman Mining, Inc., P.O. Box 130, 118 Runway Road, Friedens, PA 15541, revision of an existing bituminous surface and auger mine to add 17.4 acres for support in Shade Township, **Somerset County**, affecting 597.8 acres. Receiving stream(s): Fallentimber Run; unnamed tributaries to Fallentimber Run; unnamed tributary to

Stonycreek River classified for the following use(s): cold water fishery; trout stocked fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Borough on Stonycreek River. Application received April 19, 2012. Permit issued February 19, 2013.

32070104 and NPDES No. PA0262404. P & N Coal Company, Inc., P.O. Box 322, Punxsutawney, PA 15767, permit renewal for the continued operation and restoration of a bituminous surface mine in Banks Township, **Indiana County**, affecting 137.3 acres. Receiving stream(s): unnamed tributary to South Branch of Bear Run, unnamed tributary to Cush Creek and unnamed tributary to Brady Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received May 29, 2012. Permit issued February 19, 2013.

32070104 and NPDES No. PA0262404. P & N Coal Company, Inc., P.O. Box 332, Punxsutawney, PA 15767, revision of an existing bituminous surface mine to add 2.7 acres to the SMP boundary, 1.4 acre projected for coal removal in Banks Township, **Indiana County**, affecting 37.3 acres. Receiving stream(s): unnamed tributaries to South Branch of Bear Run, unnamed tributary to Cush Creek, UT to Brady Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received November 20, 2012. Permit issued February 19, 2013.

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

03060104 and NPDES Permit No. PA0250996. Rosebud Mining Co. (301 Market Street, Kittanning, PA 16201). Renewal permit for reclamation only issued to an existing bituminous surface mine, located in Manor & Kittanning Townships, **Armstrong County**, affecting 85.4 acres. Receiving streams: unnamed tributaries to Campbell Run. Application received: September 13, 2012. Permit issued: February 15, 2013.

63120101 and NPDES Permit No. PA0252191. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258). Permit issued for commencement, operation and reclamation of a bituminous surface mine, located in Somerset Township, **Washington County**, affecting 62.4 acres. Receiving streams: unnamed tributaries to North Branch Pigeon Creek and Pigeon Creek. Application received: March 21, 2012. Permit issued: February 21, 2012.

26100104 and NPDES Permit No. PA0252158. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Permit issued for commencement, operation and reclamation of a bituminous surface mine, located in Wharton Township, **Fayette County**, affecting 100.6 acres. Receiving streams: Mill Run and unnamed tributaries to Mill Run. Application received: December 9, 2011. Permit issued: February 22, 2013.

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

17030105 and NPDES No. PA0243469. Hepburnia Coal Company (P.O. Box I, 1127 Haytown Road, Grampian, PA 16838). Renewal permit issued for reclamation only to an existing bituminous surface and auger mine, located Ferguson Township, **Clearfield County** affecting 115 acres. Receiving stream: Watts Creek to West Branch Susquehanna River, classified for the following uses: High Quality Cold Water Fishes and Cold Water Fishes, respectively. There are no potable water supply

intakes within 10 miles downstream. Application received: January 13, 2013. Permit issued: February 20, 2013.

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

40980103R3. No. 1 Contracting Corp., (49 South Main Street, Ashley, PA 18706), renewal for reclamation activities only of an anthracite surface mine, coal refuse reprocessing and refuse disposal operation in Hazle and Banks Townships, **Luzerne and Carbon Counties** affecting 37.0 acres, receiving stream: none. Application received: February 4, 2013. Renewal issued: February 19, 2013.

Noncoal Permits Actions

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

08122502GP-104. Bishop Brothers Construction Company, Inc. (P. O. Box 289, Ulster PA 18850) hereby approves the Notice of Intent (NOI) submitted for coverage to discharge stormwater associated with NPDES permit to the following surface water in Sheshequin Township, **Bradford County**. Receiving stream: Horn Brook classified as Warm Water Fishes. Application received September 14, 2012. Permit issued February 11, 2013.

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

7775SM11A2C5. Glen-Gery Corporation, (P. O. Box 7001, Wyomissing, PA 19610), correction to an existing quarry operation to update the post-mining land use in Lower Heidelberg Township, **Berks County** affecting 181.6 acres, receiving stream: unnamed tributary to Cacoosing Creek. Application received. September 13, 2012. Correction issued: February 20, 2013.

7775SM11GP104. Glen-Gery Corporation, (P. O. Box 7001, Wyomissing, PA 19610), NPDES General Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 7775SM11 in Lower Heidelberg Township, **Berks County**, receiving stream: unnamed tributary to Cacoosing Creek. Application received: October 11, 2012. Permit issued: February 20, 2013.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Actions

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

08134105. Holbert Explosive, Inc. (237 Mast Hope Road, Lackawaxen, PA 18435). Blasting for construction of a pipeline located in Wilmot Township, **Bradford County**. Permit issued February 20, 2013. Permit expires February 15, 2014.

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

23134102. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Liseter Develop-

ment in Newton Township, **Delaware County** with an expiration date of December 31, 2013. Permit issued: February 19, 2013.

36134105. Maine Drilling & Blasting, Inc., (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Bent Creek Development in East Hempfield and Manheim Townships, **Lancaster County** with an expiration date of February 14, 2014. Permit issued: February 20, 2013.

36134106. Maine Drilling & Blasting, Inc., (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Holtwood New PPL Power Plant in Martic Township, **Lancaster County** with an expiration date of December 31, 2013. Permit issued: February 20, 2013.

66134105. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for Linde Corp. Access Midstream Pipeline in Windham Township, **Wyoming County** with an expiration date of February 12, 2014. Permit issued: February 20, 2013.

48134101. Maurer & Scott Sales, Inc., (122 Thomas Street, Coopersburg, PA 18036), construction blasting for Parkview Estates in Palmer Township, **Northampton County** with expiration date of February 18, 2014. Permit issued: February 21, 2013.

67134101. Newville Construction Services, Inc., (408 Mohawk Road, Newville, PA 17241), construction blasting for York Railway in West Manchester Township, **York County** with an expiration date of February 20, 2014. Permit issued: February 21, 2013.

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 pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-1915, Telephone 570-826-2511.

E40-734. Penn Lake Park Borough, P. O. Box 14, White Haven, PA 18661. Penn Lake Park Borough, **Luzerne County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a dry hydrant consisting of a 6-inch diameter PVC extraction pipe and a 4-ft wide x 4-ft long x 12-inch thick R-3 riprap apron and support pole within Penn Lake (HQ-CWF, MF) for the purpose of fire protection. The project is located near the intersection of Terrace Drive and Lakeview Drive (White Haven, PA Quadrangle Latitude: 41°6'42"; Longitude: -75°46'14.5"). Subbasin: 2A.

E45-574. Anselmo Plumitallo, 158 Bay 49th Street, Brooklyn, NY 11214. Tobyhanna Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To maintain a 20-foot wide driveway crossing of wetlands consisting of a 20-foot long, 15-inch diameter HDPE pipe and the placement of fill in a de minimis area of wetlands (EV) equal to 0.02 acre within the Dry Sawmill Run Watershed (HQ-CWF) for the purpose of providing access to a single-family home. The project is located on Lots 4801 & 4802, Section C-2B of the Emerald Lakes Subdivision (Pocono Pines, PA Quadrangle Latitude: 41°05'20.0", Longitude: -75°25'04.5") in Tobyhanna Township, Monroe County. Subbasin: 2A.

E13-172. PA Solar Park, LLC, 100 Summit Lake Drive, Suite 410, Vahalla, NY 10595, Nesquehoning Borough, **Carbon County**, Army Corps of Engineers Philadelphia District.

To modify and maintain a 16-foot wide single span steel beam bridge across Nesquehoning Creek (CWF, MF) having a 29-foot span and a 3.5-foot underclearance. Modifications include removing the timber abutments and constructing concrete abutments. This bridge was previously authorized as a temporary road crossing permitted under General Permit GP081312402, acknowledged on May 3, 2012. The project is located on the south side of Industrial Drive, approximately 0.5 mile west of its intersection with Park Avenue (Nesquehoning, PA Quadrangle Latitude: 40°51'18.1"; Longitude: -75°51'32.8") in Nesquehoning Borough, Carbon County. Subbasin: 2B.

E45-570. Transcontinental Gas Pipe Line Company, LLC, 2800 Post Oak Boulevard, Suite 900, Hous-

ton, TX 77056. Ross Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the installation of 3.17 miles of gas pipeline associated with the Northeast Supply Link, Palmerton Loop—Leidy Line D Project:

1. (S-PA-40-007) a 42-inch diameter pipeline crossing of Aquashicola Creek (HQ-CWF, MF) via directional bore/drill (Latitude: 40°51'42.8"; Longitude: -75°20'21.8")

2. (S-PA-42-001) a 42-inch diameter pipeline crossing of Buckwha Creek (CWF, MF) via open trench (Latitude: 40°52'49.2"; Longitude: -75°21'21.3")

3. (S-PA-42-003) a temporary equipment crossing of a UNT to Buckwha Creek (CWF, MF) (Latitude: 40°52'56.9"; Longitude: -75°21'25.9")

4. (S-PA-42-002) a 42-inch diameter pipeline crossing of a UNT to Buckwha Creek (CWF, MF) via open trench (Latitude: 40°53'3.3"; Longitude: -75°21'32.8")

5. (W-PA-40-001) a 42-inch diameter pipeline crossing of 514 feet of PFO/PSS/PEM wetlands within the Aquashicola Creek Watershed via directional bore/drill (Latitude: 40°51'43.8"; Longitude: -75°20'23.6")

6. (W-PA-42-001) a 42-inch diameter pipeline crossing of 340 feet of wetlands within the Buckwha Creek Watershed via open trench, temporarily impacting 0.52 acres of PFO/PEM wetlands (Latitude: 40°52'48.9"; Longitude: -75°21'20.9")

The project begins approximately 1,400 feet west of the intersection of Tittle Road and Mountain Road (Wind Gap, PA Quadrangle Latitude: 40°51'31.75"; Longitude: -75°20'14.85") and ends approximately 1,200 feet southeast of the intersection of Birchwood Park Road and Meixell Valley Road (Saylorsburg, PA Quadrangle Latitude: 40°53'48.28", Longitude: -75°22'14.37") in Ross Township, Monroe County. Subbasin: 2B.

E54-438. Pennsylvania Department of Conservation and Natural Resources, P. O. Box 8451, Harrisburg, PA 17105-8451. South Manheim Township, **Schuylkill County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a road crossing of a tributary to Bear Creek (CWF, MF) consisting of an open bottom structural plate arch having a 25-foot span with a 9-foot underclearance, concrete headwalls, concrete wing walls and R-6 riprap. The project is located on the south side of West Deer View Drive (T-661) approximately 1.8 miles south of its intersection with SR 0895 (Friedensburg, PA Quadrangle Latitude: 40°33'46.9"; Longitude: -76°9'1.2"). Subbasin: 3A.

E13-173. Lehigh Canal Recreation Commission, 141 Church Street, Lehigh, PA 18235. Parryville Borough, **Carbon County**, Army Corps of Engineers Philadelphia District.

To remove the existing structure and to maintain a 35-foot wide concrete box beam bridge across the Lehigh Canal having a 72.5-foot span and a 7-foot underclearance. The bridge was constructed under Permit E13-146 to provide temporary construction access for the replacement of the I-476 bridge over the Lehigh River and Pohopoco Creek. The project is located approximately 1,000 feet west of the intersection of SR 0248 and Centre Street (Lehigh, PA Quadrangle Latitude: 40°49'1"; Longitude: -75°40'36"). Subbasin: 2B.

E45-573. Jan Lorenz, 19 Skyview Drive, Scotrun, PA 18355. Pocono Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 0.35-acre off-stream excavated pond in the floodway of a tributary to Dry Sawmill Run (HQ-CWF, MF) with a 4-inch diameter PVC intake pipe from the tributary crossing approximately 6 feet of EV wetlands and a 6-inch diameter PVC outlet pipe to the tributary crossing approximately 4 feet of EV wetlands. The project is located at 19 Skyview Drive (Pocono Pines, PA Quadrangle Latitude: 41°04'20"; Longitude: -75°22'33"). Subbasin: 1E.

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

E05-367: Broad Top Township, PO Box 57, Defiance, Pennsylvania 16633, in Broad Top Township, **Bedford County**, ACOE Baltimore District

To: 1) install and maintain a 37.0-foot long by 6.0-foot wide temporary steel bridge with a 4.0-foot underclearance across Brewster Hollow (WWF, MF); 2) relocate and maintain 251.0 linear feet of an Unnamed Tributary to Six Mile Run (WWF, MF) impacting approximately 20.0 feet wide x 10.0 feet long of floodway of Six Mile Run (WWF, MF); 3) install and maintain a 12.0-inch diameter PVC outfall pipe with a 9.0 feet wide by 6.0 feet wide R-3 riprap apron in and along Brewster Hollow (WWF, MF); 4) install and maintain a 12.0-inch diameter PVC outfall pipe in and along an Unnamed Tributary to Six Mile Run (WWF, MF); and 5) construct and maintain 135.0 linear feet of R-3 bank stabilization on the right side of Brewster Hollow (WWF, MF), for the purpose of constructing a passive acid mine drainage treatment system to treat the SX8-D1 acid mine drainage discharge to Brewster Hollow. The project is located north of Six Mile Run Road at the confluence of Brewster Hollow with Six Mile Run (Saxton, PA Quadrangle; Latitude: 40°09'43.2", Longitude: -78°13'41.3") in the town of Defiance in Broad Top Township, Bedford County. No wetlands will be impacted by this project.

E36-901: Martin Murray, Yarrum, LP, 5020 Ritter Road, Mechanicsburg, Pennsylvania 17055, in West Donegal Township, **Lancaster County**, ACOE Baltimore District

To: 1) construct and maintain a 12.0-inch depressed, 35.0-foot long, 23.0-foot wide, 6.0-foot high concrete box culvert with fish baffles and endwalls in an unnamed tributary to Conewago Creek (TSF), permanently impacting 0.06 acre of palustrine forested/scrub shrub/emergent wetland and temporarily impacting 0.01 acre of palustrine forested/scrub shrub/emergent wetland; 2) construct and maintain a 6.0-inch depressed, 73.0-foot long, 12.0-inch high density polyethylene pipe permanently impacting 0.04 acre of palustrine forested/scrub shrub/emergent wetland; 3) place and maintain fill in palustrine emergent/forested wetlands, permanently impacting 0.20 acre of wetland and temporarily impacting 0.16 acre of wetland; 4) place and maintain 10.0 cubic yards of fill in the floodway of an unnamed tributary to Conewago Creek (TSF), all for the purpose of allowing for the construction of two warehouse distribution facilities; and 5) place and maintain fill in 0.01 acre of palustrine forested wetland for the purpose of creating a wetland mitigation area. The project is located along Industrial Road, approximately 0.28 mile west of its intersection with S.R. 230 (Latitude: 40°09'41.3"N, Longitude: -76°38'50"W) in West Donegal Township, Lancaster County. The applicant is required to

provide 0.35 acre of replacement wetland and proposes to create 0.49 acre of replacement wetland onsite.

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

E19-299. Town of Bloomsburg, 301 East Second Street, FL 3, Bloomsburg, PA 17815-1963 Streater Fields, in Town of Bloomsburg, **Columbia County**, ACOE Baltimore District (Bloomsburg, PA Quadrangle N: 40° 58' 51"; W: -76° 28' 2").

To construct, operate and maintain athletic fields in the floodway and floodplain of Fishing Creek, warm water fishery. This permit authorizes the regrading of the entrance driveway, parking area, soccer fields and football fields. This permit also authorizes the installation of a rain garden along the eastern boundary of the property between the parking area and the soccer fields along with an extended infiltration basin along the southern boundary of the property. This project is designed as a balanced project and will not result in any additional fill in the floodway or floodplain. This project is located along the East side of West Fort McClure Boulevard 0.4 mile south of the intersection with T-409. This permit was issued under Section 105.13(e) "Small Projects."

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

E02-1669. Pennsylvania Turnpike Commission, 700 S. Eisenhower Boulevard, Middletown, PA 17057-5529, Indiana Township, **Allegheny County**; ACOE Pittsburgh District

Applicant has been given consent to:

1. Operate and maintain an existing approximately 210 LF existing 36 inch pipe and construct, operate, and maintain approximately 60 LF of 48 inch diameter pipe extension to the downstream end of the existing pipe conveying a UNT to Cedar Run (UNT-21) (CWF) under I76 - Pa Turnpike.

2. Construct and maintain a 12 LF wide riprap outlet protection on the left bank of Cedar Run (CWF) at the outlet of the proposed 48 inch pipe carrying the UNT to Cedar Run (UNT-21).

3. Construct and maintain a 20 LF wide riprap outlet protection on the left bank of Cedar Run (CWF) at the outlet of the proposed SWM Basin 728.

4. Construct and maintain an approximately 100 LF floodplain fill encroachment for the embankment of the replacement of Bridge WB-427 (SR 910 - Gibsonia Road).

5. Operate and maintain an existing approximately 110 LF existing 36 inch pipe and construct, operate, and maintain approximately 48 LF of 36 inch diameter pipe extension to connect the downstream end of the existing pipe conveying a UNT to Cedar Run (UNT-22) (CWF) under I76 - Pa Turnpike to the upstream end of the pipe conveying the stream under SR 910.

6. Operate and maintain an existing approximately 55 LF existing 36 inch pipe and construct, operate, and maintain approximately 20 LF of 36 inch diameter pipe extension to the downstream end of the existing pipe conveying a UNT to Cedar Run (UNT-21) (CWF) under SR 910.

7. Construct and maintain a 12 LF wide riprap outlet protection on the left bank of Cedar Run (CWF) at the outlet of a proposed stormwater channel.

8. Remove approximately 29 LF of 15 inch diameter CMP and reconstruct and maintain approximately 40 LF of stream channel in a UNT to Cedar Run (UNT-21) (CWF) north of the SR 910 bridge (WB-427) replacement. This is part of the stream mitigation for the project.

9. Reconstruct and maintain approximately 131 LF of channel change below the downstream end of the existing pipe conveying a UNT to Cedar Run (UNT-21) (CWF) under SR 910 and connecting to Cedar Run (CWF). This is part of the mitigation for the project.

10. Construct and maintain a proposed 200 LF area of riparian buffer plantings along Cedar Run (CSF) approximately 550 LF downstream from the project. This is part of the stream mitigation for the project.

This project is associated with the replacement of Bridge WB-427 (S-26894) SR 910 (Gibsonia Road) with an approximate span of 550 LF over I76 - Pa Turnpike at milepost 42.65, Indiana Township, Allegheny County (Glenshaw, PA Quadrangle; N: 16.25 inches, W: 1.75 inches; Latitude: 40° 35' 23"; Longitude: 79° 53' 15").

E30-243. Pennsylvania Department of Transportation District 12-0, P O Box 459, 825 North Gallatin Avenue, Uniontown, PA 15401 Waynesburg Borough and Franklin Township, **Greene County**. ACOE Pittsburgh District

Applicant has been given consent to remove the existing SR 19, two lane, 29.2 ft wide, two span, concrete arch bridge having a total length of approximately 150 ft, and having minimum normal pool underclearance of 14 ft; and to construct and maintain downstream and adjacent to the existing bridge an 88.1 ft total width, two lane, two span, concrete beam replacement bridge having a total length of approximately 154 ft and having minimum normal pool underclearance of 9.7 ft over the South Fork of Ten Mile Creek (WWF) with a drainage area of 132 square miles. In addition, fill 0.04 acre of PEM wetland; construct and maintain an 18 ft extension to an existing 100 ft long, 7.1 ft by 7.1 ft box culvert enclosure and relocate 51 ft of an adjoining unnamed tributary with a drainage area of 326 acres; for project construction and demolition install temporary causeways and temporary fill of 0.14 acre of PEM wetlands; construct and maintain associated replacement stormwater outfalls; and construct and maintain stream mitigation off-site. The bridge and road improvement project is located within and between Waynesburg Borough and Franklin Township, Greene County (Waynesburg Quadrangle, Latitude 39° 53' 47" and Longitude -80° 10' 14").

E56-365. Pennsylvania Department of Transportation District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648; Brothers Valley Township, **Somerset County**. ACOE Pittsburgh District

Applicant has been given consent to remove the existing 26.5' long, 12' wide, single span, SR 219 bridge with a 75 degree skew and to construct and maintain a new 57' long, 13' wide box culvert with an 83 degree skew and minimum 7' underclearance with 1' invert depressed over an unnamed tributary to Buffalo Creek (CWF) with a drainage area of 0.26 square mile; and construct and maintain associated stormwater outfalls. The new culvert is located on an adjacent alignment with the existing bridge. (Murdoch Pa Quadrangle; N: 1.1 inches; W: 4.7 inches; Latitude 39° 53' 14"; Longitude 79° 1' 57") Brothers Valley Township, Somerset County.

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

E4129-052: PVR NEPA Gas Gathering, LLC, 100 Penn Tower Square, Suite 201 & 202, 25 West Third Street, Williamsport, PA 17701, Shrewsbury Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. a temporary road crossing using a timber mat bridge impacting 10 linear feet of an unnamed tributary to Lake Run (EV, MF) and 188 square feet of adjacent palustrine emergent (PEM) wetland (Picture Rocks PA Quadrangle 41°19'58"N 76°40'46"W);

2. one 8 inch natural gas pipeline and a timber mat bridge impacting 126 linear feet of unnamed tributaries to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'03"N 76°40'56"W);

3. one 8 inch natural gas pipeline and a timber mat bridge impacting 1324 square feet of palustrine emergent (PEM) wetland and 2576 square feet of palustrine forested (PFO) wetland (Picture Rocks Quadrangle 41°20'02"N 76°40'53"W);

4. a timber mat bridge impacting 106 square feet of palustrine emergent (PEM) wetlands (Picture Rocks Quadrangle 41°20'02"N 76°40'50"W);

5. one 8 inch natural gas pipeline and a timber mat bridge impacting 108 linear feet of an unnamed tributary to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'04"N 76°40'53"W);

6. one 8 inch natural gas pipeline and a timber mat bridge impacting 66 linear feet of an unnamed tributary to Lake Run (EV, MF) and 7608 square feet of adjacent palustrine forested (PFO) wetland (Picture Rocks Quadrangle 41°20'06"N 76°40'53"W);

7. one 8 inch natural gas pipeline and a timber mat bridge impacting 4002 square feet of palustrine forested (PFO) wetland (Picture Rocks Quadrangle 41°20'20"N 76°40'51"W);

8. one 8 inch natural gas pipeline and a timber mat bridge impacting 136 linear feet of Lake Run (EV, MF) and an unnamed tributary to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'29"N 76°40'54"W);

9. one 8 inch natural gas pipeline and a timber mat bridge impacting 85 linear feet of an unnamed tributary to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'30"N 76°40'54"W);

10. one 8 inch natural gas pipeline and a timber mat bridge impacting 70 linear feet of an unnamed tributary to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'38"N 76°40'54"W);

11. a timber mat bridge impacting 721 square feet of palustrine emergent (PEM) wetland (Picture Rocks Quadrangle 41°20'49"N 76°40'53"W);

12. one 8 inch natural gas pipeline and a timber mat bridge impacting 69 linear feet of an unnamed tributary to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'46"N 76°40'54"W);

13. one 8 inch natural gas pipeline and a timber mat bridge impacting 196 linear feet of an unnamed tributaries to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'51"N 76°40'53"W);

14. one 8 inch natural gas pipeline and a timber mat bridge impacting 168 linear feet of an unnamed tributary to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'52"N 76°40'47"W);

15. one 8 inch natural gas pipeline impacting 8 linear feet of an unnamed tributary to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'52"N 76°40'37"W);

16. one 8 inch natural gas pipeline and a timber mat bridge impacting 68 linear feet of an unnamed tributary to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'52"N 76°40'35"W);

17. one 8 inch natural gas pipeline and a timber mat bridge impacting 74 linear feet of an unnamed tributary to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'53"N 76°40'34"W);

18. one 8 inch natural gas pipeline and a timber mat bridge impacting 110 linear feet of an unnamed tributary to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°20'58"N 76°40'11"W).

The project will result in 1294 linear feet of stream impacts and 0.38 acre of wetland impacts all for the purpose of installing a natural gas gathering line with associated access roadways for Marcellus well development. These impacts are associated with the impacts of E5729-038.

E5729-038: PVR NEPA Gas Gathering, LLC, 100 Penn Tower Square, Suite 201 & 202, 25 West Third Street, Williamsport, PA 17701, Shrewsbury Township, **Sullivan County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. one 8 inch natural gas pipeline and a timber mat bridge impacting 7 linear feet of an unnamed tributary to Lake Run (EV, MF) (Picture Rocks Quadrangle 41°21'20"N 76°40'00"W).

The project will result in 7 linear feet of stream impacts all for the purpose of installing a natural gas gathering line with associated access roadways for Marcellus well development. These impacts are associated with the impacts of E4129-052.

E6629-011, Amendment #1: PVR NEPA Gas Gathering, LLC, 100 Penn Tower, Suites 201 & 202, 25 West Third Street, Williamsport, PA 17701, Eaton and Forkston Townships, **Wyoming County**, ACOE Baltimore District.

To construct, operate and maintain an additional 8-inch well pipeline associated with the Severcool Compressor and Natural Gas Pipeline. The original permit action was published in *Pennsylvania Bulletin*, Vol. 42, No. 37, on September 15, 2012. This amendment will impact previously permitted areas of impacts as follows:

1. 72.0 linear feet of a UNT to Bowman Hollow (HQ-CWF, MF) (S_057_MJS) and 1,405 square feet of Exceptional Value Palustrine Emergent (PEM) Wetlands (W_194_MRV) via open cut trenching and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°31'06.9", Longitude: W76°06'30.8");

2. 18 square feet of Palustrine Emergent/Open Water (PEM/POW) Wetlands (W_193_MRV) via open cut trenching and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°31'07.5", Longitude: W76°06'30.9");

3. 600 square feet of Exceptional Value Palustrine Emergent (PEM) Wetlands (W_192_MRV) via open cut trenching and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°31'08.0", Longitude: W76°06'31.0");

4. 31.0 linear feet of Bowman Hollow (HQ-CWF, MF) (S_150_MJS) via open cut trenching and temporary tim-

ber matting (Meshoppen, PA Quadrangle, Latitude: N41°31'11.9", Longitude: W76°06'29.9");

5. 862 square feet of Exceptional Value Palustrine Emergent (PEM) Wetlands (W_009_MJL) via open cut trenching and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°31'13.7", Longitude: W76°06'28.6");

6. 1,635 square feet of Exceptional Value Palustrine Emergent (PEM) Wetlands (W_010_MJL) via open cut trenching and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°31'16.6", Longitude: W76°06'28.5"); and

7. 33 square feet of Exceptional Value Palustrine Emergent (PEM) Wetlands (W_248_MRV) via open cut trenching and temporary timber matting (Meshoppen, PA Quadrangle, Latitude: N41°31'17.9", Longitude: W76°06'28.5").

This amendment will result in no increases to the previously permitted impacts associated with this project, which is all for the purpose of installing of a natural gas compressor site with a permanent access road, one 16-inch natural gas trunkline, and one 8-inch well pipeline with associated temporary construction accesses.

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105

E4714-001. Borough of Danville, 239 Mill Street, Danville, PA 17821, Closure Structures at the existing Flood Protection Project, Borough of Danville, **Montour County**, US ACOE Baltimore District. To construct and maintain closure structures along the existing flood protection project on both the east and west banks of Mahoning Creek (WWF) at Northumberland Street and the railroad track just south of Northumberland Street for a total length of approximately 218 linear feet (Danville, PA Quadrangle Latitude: 40° 57' 53"; Longitude: -76° 37' 04").

DAM SAFETY

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105

D46-350. Upper Dublin Township, 301 Loch Ash Avenue, Fort Washington, PA 19034-1697. To construct, operate, and maintain the Rapp Run Flood Retarding Dam across the Rapp Run (TSF). The project will result in permanent impacts to 0.53-acre of PEM/PSS/PFO wetland; temporary impacts to 0.23-acre of PEM wetland; permanent impacts to 191 lineal feet of stream channel and temporary impacts to 70 lineal feet of stream channel and providing 0.90-acre of wetland mitigation, for the purpose of alleviating flooding within the Fort Washington Office Center (Ambler, PA Quadrangle Latitude: 40.1414; Longitude: -75.1844) in Upper Dublin Township, **Montgomery County**.

D46-351. Upper Dublin Township, 301 Loch Ash Avenue, Fort Washington, PA 19034-1697. To construct, operate, and maintain the Pine Run Flood Retarding Dam across the Pine Run (TSF). Project proposes permanent impacts to 0.43-acre of PEM/PFO wetland; temporary impacts to 0.12-acre of PEM wetland; permanent impacts to 375 lineal feet of stream channel and temporary impacts to 377 lineal feet of stream channel and providing 0.62-acre of wetland mitigation, for the purpose of alleviating flooding within the Fort Washington Office Center (Ambler, PA Quadrangle Latitude: 40.1431; Longitude: -75.1647) in Upper Dublin Township, **Montgomery 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 pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701

ESCGP-1 # ESX13-015-0009
Applicant Name EOG Resources, Inc.
Contact Person Greg Shaffer
Address 191 Beaver Drive
City, State, Zip Dubois, PA 15801
County Bradford County
Township(s) Springfield Township
Receiving Stream(s) and Classification(s) Leonard Creek and Mill Creek (TSF);
Secondary: Sugar Creek

ESCGP-1 # ESX13-115-0026
Applicant Name Williams Field Services Company, LLC
Contact Person Sandra Lojek
Address 1605 Coraopolis Heights Road
City, State, Zip Moon Township, PA 15108
County Susquehanna County
Township(s) Auburn and Springville Townships
Receiving Stream(s) and Classification(s) Tribs. 29380, 29377, 29378 to West Branch Meshoppen Creek (All CWF)

ESCGP-1 # ESX13-015-0006
Applicant Name Appalachia Midstream Services, LLC
Contact Person Greg Floerke
Address 100 Ist Center
City, State, Zip Horseheads, NY 14845
County Bradford County
Township(s) Smithfield and Ulster Townships
Receiving Stream(s) and Classification(s) UNT to Browns Creek (WWF/MF)

ESCGP-1 # ESX13-115-0027
Applicant Name Cabot Oil and Gas Corporation
Contact Person Kenneth Marcum
Address Five Penn Center West, Suite 401
City, State, Zip Pittsburgh, PA 15276

County Susquehanna County
Township(s) Brooklyn Township
Receiving Stream(s) and Classification(s) Dry Creek (CWF);
Secondary: Martins Creek

ESCGP-1 # ESX13-113-0003
Applicant Name Appalachia Midstream Services, LLC
Contact Person Greg Floerke
Address 100 Ist Center
City, State, Zip Horseheads, NY 14845
County Sullivan County
Township(s) Elkland and Forks Townships
Receiving Stream(s) and Classification(s) UNT to Little Loyalsock Creek (EV), Black Water Run (EV);
Secondary: Little Loyalsock Creek (EV)

ESCGP-1 # ESX13-113-0006
Applicant Name PVR Marcellus Gas Gathering
Contact Person Kevin Roberts
Address 101 West Third Street
City, State, Zip Williamsport, PA 17701
County Sullivan County
Township(s) Fox Township
Receiving Stream(s) and Classification(s) UNT's to Schrader Creek (EV/MF)

ESCGP-1 # ESX13-115-0018
Applicant Name Chief Oil & Gas, LLC
Contact Person Jeffrey Deegan
Address 6051 Wallace Road Ext., Suite 300
City, State, Zip Wexford, PA 15090
County Susquehanna County
Township(s) Lathrop Township
Receiving Stream(s) and Classification(s) Tributary 28928 to Horton Creek (CWF/MF)

ESCGP-1 # ESX13-131-0006
Applicant Name Chief Oil & Gas, LLC
Contact Person Jeffrey Deegan
Address 6051 Wallace Road Ext., Suite 300
City, State, Zip Wexford, PA 15090
County Wyoming County
Township(s) Nicholson Township
Receiving Stream(s) and Classification(s) Field Brook (East), Trib 28912 to Monroe Creek (West) (Both CWF/MF);
Secondary: Tunkhannock Creek (CWF/MF)

ESCGP-1 # ESX13-117-0005
Applicant Name SWEPI LP
Contact Person H. James Sewell
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga County
Township(s) Richmond and Rutland Townships
Receiving Stream(s) and Classification(s) UNT to Mad Run, Mad Run, Elk Run (TSF/MF);
Secondary: Mill Creek, Tioga River

ESCGP-1 # ESX13-015-0012
Applicant Name Appalachia Midstream Services, LLC
Contact Person Randy DeLaune
Address 100 Ist Center
City, State, Zip Horseheads, NY 14845
County Bradford County
Township(s) Wilmot Township
Receiving Stream(s) and Classification(s) Tribs. 29268, 29287 to North Fork Mehoopany Creek (Both CWF)

ESCGP-1 # ESX13-081-0009
Applicant Name EXCO Resources (PA), LLC
Contact Person Brian Rushe
Address 3000 Ericsson Drive, Suite 200

City, State, Zip Warrendale, PA 15086
 County Lycoming County
 Township(s) Upper Fairfield Township
 Receiving Stream(s) and Classification(s) UNT to Little
 Mill Creek/Mill Creek (HQ/MF)

ESCGP-1 # ESX13-113-0005
 Applicant Name Chief Oil & Gas, LLC
 Contact Person Jeffrey Deegan
 Address 6051 Wallace Road Ext., Suite 300
 City, State, Zip Wexford, PA 15090
 County Sullivan County
 Township(s) Elkland Township
 Receiving Stream(s) and Classification(s) Blackwater Run
 (EV), Trib 20175 to Mill Creek (EV);
 Secondary: Loyalsock Creek (EV)

ESCGP-1 # ESX11-081-0046 (01)
 Applicant Name Pennsylvania General Energy Company,
 LLC
 Contact Person Amber Oyler
 Address 120 Market Street
 City, State, Zip Warren, PA 16365
 County Lycoming County
 Township(s) McHenry and Cummings Townships
 Receiving Stream(s) and Classification(s) Boon Run (EV),
 Dry Run (HQ-CWF), Pine Creek (HQ-CWF); West
 Branch Susquehanna River (WWF)

ESCGP-1 # ESX13-131-0005
 Applicant Name PVR NEPA Gas Gathering, LLC
 Contact Person Nicholas Bryan
 Address 101 West Third Street
 City, State, Zip Williamsport, PA 17701
 County Wyoming County
 Township(s) Lemon Township
 Receiving Stream(s) and Classification(s) Meade Brook
 (CWF/MF)

ESCGP-1 # ESX13-113-0004
 Applicant Name Chief Oil & Gas, LLC
 Contact Person Jeffrey Deegan
 Address 6051 Wallace Road Ext., Suite 300
 City, State, Zip Wexford, PA 15090
 County Sullivan County
 Township(s) Elkland Township
 Receiving Stream(s) and Classification(s) Blackwater
 Run, Trib 20175 to Mill Creek (Both EV);
 Secondary: Loyalsock Creek (EV)

ESCGP-1 # ESX13-115-0028
 Applicant Name Angelina Gathering Company, LLC
 Contact Person Danny Spaulding
 Address 2350 North Sam Houston Pkwy E., Suite 125
 City, State, Zip Houston, TX 77032
 County Susquehanna County
 Township(s) Franklin and New Milford Townships
 Receiving Stream(s) and Classification(s) Beaver and
 Meylert Creeks (Both HQ-CWF/MF)

ESCGP-1 # ESX13-115-0023
 Applicant Name Chief Oil & Gas, LLC
 Contact Person Jeffrey Deegan
 Address 6051 Wallace Road Ext., Suite 300
 City, State, Zip Wexford, PA 15090
 County Susquehanna County
 Township(s) Springville Township
 Receiving Stream(s) and Classification(s) UNT to Thomas
 Creek (CWF)

ESCGP-1 # ESX11-115-0180 (02)
 Applicant Name Williams Field Services Company, LLC
 Contact Person Thomas Page
 Address 1605 Coraopolis Heights Road

City, State, Zip Moon Township, PA 15108
 County Susquehanna County
 Township(s) Brooklyn Township
 Receiving Stream(s) and Classification(s) Hop Bottom
 Creek and UNT to Hop Bottom Creek (CWF)

ESCGP-1 # ESX12-081-0089 (01)
 Applicant Name Inflection Energy LLC
 Contact Person Thomas Gillespie
 Address 1200 17th Street, Suite 1350
 City, State, Zip Denver, CO 80202-5835
 County Lycoming County
 Township(s) Fairfield and Muncy Townships
 Receiving Stream(s) and Classification(s) Turkey Run,
 UNTs to Twin Run (Both WWF);
 Secondary: Twin Run (WWF)

ESCGP-1 # ESX12-131-0022 (01)
 Applicant Name Williams Field Services Company, LLC
 Contact Person Thomas Page
 Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108
 County Susquehanna and Wyoming Counties
 Township(s) Lathrop and Nicholson Townships
 Receiving Stream(s) and Classification(s) Monroe Creek,
 Tribs. 28911 and 28912 to Monroe Creek, Tribs 28921
 and 28922 to Field Brook, Tribs. 28915 and 28916 to
 Tunkhannock Creek (All CWF/MF)

ESCGP-1 # ESX13-115-0014
 Applicant Name Susquehanna Gathering Company 1,
 LLC
 Contact Person John Miller
 Address 1299 Oliver Road, P. O. Box 839
 City, State, Zip New Milford, PA 18834
 County Susquehanna County
 Township(s) Jackson and New Milford Townships
 Receiving Stream(s) and Classification(s) Salt Lick Creek
 (HQ);
 Secondary: Susquehanna River

ESCGP-1 # ESX13-115-0030
 Applicant Name Williams Field Services Company, LLC
 Contact Person Shannon Turek
 Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108
 County Susquehanna County
 Township(s) Springville and Lathrop Townships
 Receiving Stream(s) and Classification(s) Meshoppen
 Creek, UNT to Meshoppen Creek, and UNTs to Horton
 Creek (All CWF/MF);
 Secondary: Susquehanna River, Meshoppen Creek and
 Horton Creek

ESCGP-1 # ESX13-115-0016
 Applicant Name Cabot Oil and Gas Corporation
 Contact Person Bart Roberts
 Address Five Penn Center West, Suite 401
 City, State, Zip Pittsburgh, PA 15276
 County Susquehanna County
 Township(s) Springville Township
 Receiving Stream(s) and Classification(s) Meshoppen
 Creek, Stevens Creek (Both CWF)

ESCGP-1 # ESX12-081-0091 (01)
 Applicant Name Inflection Energy LLC
 Contact Person Thomas Gillespie
 Address 1200 17th Street, Suite 1350
 City, State, Zip Denver, CO 80202-5835
 County Lycoming County
 Township(s) Fairfield and Muncy Townships
 Receiving Stream(s) and Classification(s) UNTs to

Margaret Run, Twin Run (Both WWF);
Secondary: Margaret Run, West Branch Susquehanna River (Both WWF)

ESCGP-1 # ESX13-015-0013

Applicant Name Appalachia Midstream Services, LLC
Contact Person Randy DeLaune
Address 100 Ist Center
City, State, Zip Horseheads, NY 14845
County Bradford County
Township(s) Wilmot Township
Receiving Stream(s) and Classification(s) Unnamed
ephemeral trib. to Sugar Run, Sugar Run (Both CWF);
Secondary: Sugar Run Creek (CWF)

ESCGP-1 # ESX13-015-0016

Applicant Name Angelina Gathering Company, LLC
Contact Person Danny Spaulding
Address 2350 N. Sam Houston Pkwy E., Suite 125
City, State, Zip Houston, TX 77032
County Bradford County
Township(s) Herrick Township
Receiving Stream(s) and Classification(s) UNT to Camps
Creek (WWF/MF)

ESCGP-1 # ESX13-115-0029

Applicant Name Williams Field Services Company, LLC
Contact Person Scott Gregory
Address 6 Wyoming Sand Lane
City, State, Zip Tunkhannock, PA 18657
County Susquehanna County
Township(s) Springville Township
Receiving Stream(s) and Classification(s) UNT to
Meshoppen Creek and North Branch (CWF/MF);
Secondary: Meshoppen Creek

ESCGP-1 # ESX12-115-0145 (2)

Applicant Name Williams Field Services Company, LLC
Contact Person Kristy Flavin
Address 1605 Coraopolis Heights Road
City, State, Zip Moon Township, PA 15108
County Susquehanna County
Township(s) Bridgewater Township
Receiving Stream(s) and Classification(s) UNT to East
Branch Wyalusing Creek, East Branch Wyalusing
Creek (other)

ESCGP-1 # ESX12-115-0199 (01)

Applicant Name Williams Field Services Company, LLC
Contact Person Thomas Page
Address 1605 Coraopolis Heights Road
City, State, Zip Moon Township, PA 15108
County Susquehanna County
Township(s) Harford Township
Receiving Stream(s) and Classification(s) East Branch
Martins Creek, Leslie Creek and Nine Partners Creek
(CWF/MF)

ESCGP-1 # ESX13-115-0015

Applicant Name SW Gathering, LLC
Contact Person David Freudenrich
Address 6000 Town Center Blvd, Suite 300
City, State, Zip Canonsburg, PA 15317
County Susquehanna County
Township(s) Liberty and Silver Lake Townships
Receiving Stream(s) and Classification(s) UNT to
McCormick Run, UNT to Laurel Lake Creek (Both
CWF/EV), 2 UNTs to Little Rhiney Creek and Little
Rhiney Creek (Both CWF/MF);
Secondary: Snake Creek

ESCGP-1 # ESX13-117-0006

Applicant Name SWEPI LP
Contact Person H. James Sewell

Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga County
Township(s) Richmond Township
Receiving Stream(s) and Classification(s) UNT to Corey
Creek (CWF);
Secondary: Tioga River (CWF)

ESCGP-1 # ESX13-115-0020

Applicant Name Southwestern Energy Production
Company
Contact Person Dave Sweeley
Address 917 State Route 92 North
City, State, Zip Tunkhannock, PA 18657
County Susquehanna County
Township(s) Great Bend Township
Receiving Stream(s) and Classification(s) Dubois Creek,
UNT to Salt Lick Creek (HQ-CWF);
Secondary: Susquehanna River (WWF), Salt Lick
Creek (HQ-CWF)

ESCGP-1 # ESX11-115-0073 (01)

Applicant Name Laser Northeast Gathering Company
Contact Person John Quinlisk
Address 1212 South Abington Road
City, State, Zip Clarks Summit, PA 18411
County Susquehanna County
Township(s) Forest Lake Township
Receiving Stream(s) and Classification(s) Middle Branch
Wyalusing Creek (CWF)

ESCGP-1 # ESX12-115-0207 (01)

Applicant Name Susquehanna Gathering Company 1,
LLC
Contact Person John Miller
Address 1299 Oliver Road, P. O. Box 839
City, State, Zip New Milford, PA 18834
County Susquehanna County
Township(s) Jackson Township
Receiving Stream(s) and Classification(s) Butler Creek,
Drinker Creek and Tunkhannock Creek (CWF/MF)

*Northwest Region: Oil and Gas Program Manager, 230
Chestnut St., Meadville, PA 16335*

ESCGP-1 #ESX12-019-0178—Kozik Centralized Fresh-
water Impoundment

Applicant XTO Energy Inc
Contact Melissa Breitenbach
Address 502 Keystone Drive
City Warrendale State PA Zip Code 15086
County Butler Township(s) Summit(s)
Receiving Stream(s) and Classification(s) UNT to Coal
Run (WWF)/Ohio River Basin

ESCGP-1 #ESX13-019-0009—West Pad 74

Applicant PennEnergy Resources, LLC
Contact Greg Muse
Address 1000 Commerce Drive, Park Place One, Suite
100
City Pittsburgh State PA Zip Code 15275
County Butler Township(s) Clinton(s)
Receiving Stream(s) and Classification(s) UNT to
Lardintown Run (TSF), Lower Allegheny River
Watershed, Lardintown Run (TSF)

ESCGP-1 #ESX13-065-0001—McKee Gas Pipeline and
Waterline

Applicant CNX Gas Company LLC
Contact Tara Meek
Address 200 Evergreene Drive
City Waynesburg State PA Zip Code 15370
County Jefferson Township(s) Gaskill(s)
Receiving Stream(s) and Classification(s) Tribes to

Mahoning Creek (CWF)/ Mahoning Creek, Jackson Run (CWF)/Mahoning Creek, Trib 47968 to Clover Run (HQ-CWF)/Mahoning Creek

ESCGP-1 #ESX13-085-0003—Stevenson Well Site
Applicant Falcon Operating Co. Inc.
Contact Gregg Stewart
Address 600 Cranberry Woods Drive
City Cranberry Township State PA Zip Code 16066
County Mercer Township(s) Salem (s)
Receiving Stream(s) and Classification(s) (2) UNT's to Sandy Creek (WWF) (1) UNT to Bluff Run (TSF)

ESCGP-1 #ESX13-019-0005-Cratty Well Pad
Applicant EM Energy Pennsylvania LLC
Contact Bill Ottaviani
Address 50 Abele Road, Suite 1005
City Bridgeville State PA Zip Code 15017
County Butler Township(s) Allegheny(s)
Receiving Stream(s) and Classification(s) Lowrey Run/ Middle Allegheny-Tionesta

ESCGP-1 #ESX13-019-0008—Harvey Well Pad
Applicant XTO Energy Inc
Contact Melissa Brietenbach
Address 502 Keystone Drive
City Warrendale State PA Zip Code 15086
County Butler Township(s) Buffalo(s)
Receiving Stream(s) and Classification(s) McDowell Run, Little Bull Creek

ESCGP-1 #ESX13-083-0004—Warrant 5573 Unit 1413
Applicant SWEPI LP
Contact H. James Sewell
Address 190 Thorn Hill Road
City Warrendale State PA Zip Code 15086
County McKean Township(s) Hamilton(s)
Receiving Stream(s) and Classification(s) Coon Run/Ohio River Basin; Indian Run/Ohio River Basin; UNT to Chappel Fork/Ohio River Basin

ESCGP-1 #ESX13-085-0004—Lackawannock James Gathering Line
Applicant Hilcorp Energy Company
Contact Stephanie McMurray
Address 1201 Louisiana Street, Suite 1400
City Houston State TX Zip Code 77002
County Mercer Township(s) Lackawannock(s)
Receiving Stream(s) and Classification(s) UNT to Little Neshannock Creek-Trout Stocked Fishery (TSF)

ESCGP-1 #ESX13-085-0006—Buchanan Pad
Applicant SWEPI LP
Contact H. James Sewell
Address 190 Thorn Hill Road
City Warrendale State PA Zip Code 15086
County Mercer Township(s) French Creek(s)
Receiving Stream(s) and Classification(s) Unnamed tributaries to North Deer Creek (WWF)

OIL AND GAS MANAGEMENT

The following Well Permits have been issued with a waiver under 58 Pa.C.S. § 3215(b)(4) (relating to well location restrictions).

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 Pennsylva-

nia Relay Service, (800) 654-5984. Appeals must be filed which 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 pro bono representation. Call the Secretary to the Board at (717) 787-3483.

Northwest Region District Oil and Gas Operations, Program Manager, 230 Chestnut St., Meadville, PA 16335

Well Permit #: 115-21139-00-01
Well Farm Name Tonya East 4H
Applicant Name: Southwestern Energy Production Company

Contact Person: John R. Nicholas
Address: 2350 N. Sam Houston PKWY E, Suite 100, Houston, TX 77032
County: Susquehanna
Municipality New Milford Township
Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Great Bend, Deacon Brook watershed. Deacon Brook is within the Mitchell Creek watershed.

Well Permit #: 047-24668-00-00
Well Farm Name HM8 WT 3261 PAT 1H
Applicant Name: Hunt Marcellus Operating Co., LLC.
Contact Person: V. Marcus Lowery, PE, PLS.
County: Elk

Municipality Ridgway Township
Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Wilcox

Well Permit #: 015-22504-00-00
Well Farm Name SGL 289A BRA 5H
Applicant Name: Chesapeake Appalachia, LLC.
Contact Person: Eric Haskins
Address: 101 North Main Street, Athens, PA 18810
County: Bradford

Municipality W. Burlington Township
Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: East Troy, Tributary to the Mill Creek.

Southwest District Oil and Gas Operations, Program Manager, 400 Waterfront Drive Pittsburgh, PA 15222-4745

Well Permit #: 059-26116-00
Well Farm Name: Miller Unit 76H
Applicant Name: Chevron Appalachia LLC
Contact Person: Jeremy Hirtz
Address: 800 Mountain View Drive Smithfield, PA 15478
County: Greene
Municipality Name/City, Borough, Township: Dunkard

Township
Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Unnamed Tributary of Meadow Run

Well Permit #: 005-31124-00
Well Farm Name: Stephen J Reid etux 1M
Applicant Name: MDS Energy, LTD

Contact Person: Randall L. Morris, Jr.
Address: 409 Butler Road, Suite A Kittanning, PA 16201
County: Armstrong
Municipality Name/City, Borough, Township: Washington Township
Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Limestone Run

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>
13-30-003	Coen Oil Company 1045 West Chestnut Street Washington, PA 15301 Attn: Terry Kalna	Greene	Monongahela Township	4 ASTs storing petroleum products	60,000 gallons total
13-28-004	Willard Agri-Service, Inc. 5325 Third Street Marion, PA 17235 Attn: Peter Surgeon	Franklin	Guilford Township	2 ASTs storing ammonium bisulfite	60,000 gallons total

SPECIAL NOTICES

Application Period for Municipal Recycling Program Performance Grant Applications under Act 101, Section 904 of the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988; Calendar Year 2012

The Department of Environmental Protection (DEP) announces a request for applications from municipalities for recycling performance grant assistance for recycling programs pursuant to the Pennsylvania Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101, P. L. 556, Section 904. Municipalities include counties, cities, boroughs, incorporated towns, townships, home rule municipalities, their authorities, councils of governments, consortiums, or similar entities established by two or more municipalities under 53 Pa.C.S. Chapter 23, Subchapter A (relating to intergovernmental cooperation). This application period is for eligible materials recycled and marketed in calendar year 2012.

Municipal Recycling Program Performance Grant funds will be awarded to municipalities based upon the weight of source-separated recyclable materials identified in § 1501(c)(1)(i) of Act 101 recovered by municipal recycling programs, and the population of the municipality as determined by the most recent decennial census. Calendar year 2012 Recycling Performance Grants will be calculated utilizing the formula established for the past two grant years.

Applicants who have failed to comply with the conditions set forth in previously awarded grants, the recycling program performance requirements contained in Act 140 of 2006, the grant requirements of Act 101, or the regulations of Act 101 may not be awarded funds under this grant program. Applicants must ensure that they are

in compliance with § 272.314(b)(2) relating to the submittal of the annual recycling report.

Eligible materials include post-consumer: clear glass, colored glass, aluminum cans, steel and bimetallic cans, high-grade office paper, newsprint, corrugated paper, other marketable grades of paper, and plastics. Grants will be awarded only for properly documented, eligible materials that were actually marketed on or after Jan. 1, 2012, to and including Dec. 31, 2012. Applicants should only claim those tonnages for which they have documentation at the time they complete their application. Any residues, materials not listed as eligible, or any materials that cannot be documented as being generated within the municipality or marketed or recycled into new products or uses are not eligible for consideration toward the grant. In particular, recovered glass that is being stockpiled or used as daily cover at a landfill will not be considered as recycled. Applicants must be able to document the amount of residue attributable to their recycling program.

Documentation to support all claims that eligible recyclable materials were generated within the municipality and marketed must be made available for auditing by the Department of Environmental Protection, the Office of the Auditor General, the Office of the Treasurer, or agents of those offices for four (4) years. DEP will not require applicants to retain hauler customer lists; however, the lists may be required to be examined in the event of an audit. It will be the applicant's responsibility to arrange for hauler customer lists to be provided, or for haulers to be present with their customer lists, during a grant audit. Supporting documentation is not required to be submitted with the application. Any tonnages not properly documented at the time of an audit will not be credited towards the applicant's Performance Grant award. No additional/supplemental documentation will be accepted

after the audit is completed. Failure to submit a complete and accurate application may result in a denial of the application.

Grant applications must be on forms provided by DEP for calendar year 2012. Grant applications must be delivered by 4 p.m., Sep. 30, 2013, or postmarked on or before this date. Applications received by the DEP after the deadline will be returned to the applicant. All grant awards are predicated on the receipt of recycling fees required by Sections 701 and 702 of Act 101, and the availability of monies in the Recycling Fund.

Applicants who filed a Performance Grant application for calendar year 2011 will be mailed a current application by DEP as soon as it is available. Applications may also be obtained from the DEP's website at www.depweb.state.pa.us (Keyword: "Recycling Grants"). Inquiries concerning this notice should be directed to Mark Vottero, Bureau of Waste Management, Department of Environmental Protection, Rachel Carson State Office Building, PO Box 8472, Harrisburg, PA 17105-8472 or mvottero@pa.gov.

Water Obstruction and Encroachment Permit

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

CDO-004. Rosebud Mining Company (301 Market Street, Kittanning, PA 16201). Coral-Graceton Mine Wetland Mitigation Site-Coy Mitigation Site in Center Township, **Indiana County**, Pittsburgh ACOE District (Indiana, PA Quadrangle, Coy Mitigation project area centroid latitude 40° 31' 49.2", Longitude 79° 08' 24.6"). The applicant proposes impacts to existing wetlands to develop a larger wetland mitigation site.

This is a Chapter 105 Water Obstruction and Encroachment permit application and 401 Water Quality Certification request.

Written comments or objections on the request for Section 401 Water Quality Certification or to the issuance of the Water Obstruction and Encroachment Permit may be submitted to the Department within 30 days of the date of this notice to the California District Office, 25 Technology Park, Coal Center, PA 15423, Phone: 724.769.1100. Comments should contain the name, address, and telephone number of the person commenting. Identification of the request for 401 Water quality Certification and Chapter 105 permit application, to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including relevant facts upon which they are based.

The Water Obstruction and Encroachment permit application is available for review at the California District Office, by appointment, at the address listed above.

Application Received: February 11, 2013.

[Pa.B. Doc. No. 13-408. Filed for public inspection March 8, 2013, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at <http://www.elibrary.dep.state.pa.us>. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted.

The "Technical Guidance Draft Documents" heading is the link to the Department's draft technical guidance documents.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Final Technical Guidance—Minor Revision

DEP ID: 385-2000-011. Title: Pennsylvania Combined Sewer Overflow Policy. Description: This document provides the Department's overall permitting and compliance monitoring policy for large, small and satellite municipal combined sewer systems. Minor revisions were made to incorporate new bureau name and some changes in references to older regulations. Two Forms (3800-FM-WSFR0441 and 3800-FM-WSFR442) at the end of the document were also inserted to incorporate the latest form with the new bureau name.

Contact: Dharmendra Kumar at (717) 783-2288 or dkumar@pa.gov.

Effective Date: March 9, 2013

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 13-409. Filed for public inspection March 8, 2013, 9:00 a.m.]

Bid Opportunity

BOGM 11-8R2, Cleaning Out and Plugging Eight Abandoned Gas/Oil, Gas and Oil Wells (Joseph N. Denardo, William Graziani and Mr. and Mrs. Robert A. Steele Properties), Cecil Township, Washington County. The principal items of work and approximate quantities are to clean out and plug eight abandoned gas/oil, gas and oil wells, estimated to be 3,500 feet in depth, to Department of Environmental Protection specifications; to prepare and restore well sites/site; and to mobilize and demobilize plugging equipment. This project issues on March 8, 2013, and bids will be opened on April 16, 2013, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. A prebid conference is planned for March 27, 2013, at 10 a.m. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@pa.gov for more information on this bid.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 13-410. Filed for public inspection March 8, 2013, 9:00 a.m.]

Nutrient Credit Trading Program; Notice of Certification Requests

The Department of Environmental Protection (Department) provides notice of the following certification or recertification requests that have been submitted under the Nutrient Credit Trading Program (Trading Program). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

The information described in this notice relates to submitted certification requests received in January of 2013.

Certification Requests

The following requests are being reviewed by the Department.

<i>Applicant</i>	<i>Pollutant Reduction Activity Description</i>
Frank Cassisi on behalf of Hollidaysburg Regional Wastewater Treatment Plant (Blair County) (NPDES Permit No. PA-0043273)	This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity of Hollidaysburg's installed wastewater treatment process
Jake Straub on behalf of Electrocell Technologies at the James Snavely Farm (Lancaster County)	This recertification request is for nutrient reduction credits generated from advanced manure treatment technologies and agricultural field practices.

Written Comments

Interested persons may submit written comments on these proposed pollutant reduction activity by April 8, 2013. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Jay Braund, Bureau of Point and Non-Point Source Regulation, Department of Environmental Protection, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-5636, jbraund@pa.gov.

For further information about these certification requests or the Trading Program contact Jay Braund, at the previously listed address or phone number, or visit the Department's web site at www.dep.state.pa.us (DEP Keywords: "Nutrient Trading").

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 13-411. Filed for public inspection March 8, 2013, 9:00 a.m.]

Oil and Gas Technical Advisory Board Special Meeting Change

The March 21, 2013, meeting of the Oil and Gas Technical Advisory Board has been rescheduled. The meeting will now take place on April 23, 2013, at 10 a.m. in Room 105, Rachel Carson State Office Building, Harrisburg, PA. The purpose of the April 23, 2013, meeting is to discuss 25 Pa. Code Chapter 78, Subchapters B and C

(relating to permits, transfers and objections; and environmental protection performance standards).

Questions concerning this schedule or agenda items can be directed to Kurt Klapkowski, (717) 772-2199 or kklapkowski@pa.gov. This schedule, agenda for the meeting and notice of meeting change will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at www.dep.state.pa.us.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Darek Jagiela at (717) 783-9645 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 13-412. Filed for public inspection March 8, 2013, 9:00 a.m.]

State Board for Certification of Sewage Enforcement Officers; 2013 Meetings Announcement

The State Board for Certification of Sewage Enforcement Officers (Board) and the Department of Environmental Protection (Department) have scheduled five meetings by teleconference to discuss the certification of new Sewage Enforcement Officer (SEO) candidates who have taken the SEO Certification Examination, acceptance of prior Board meeting minutes and any new issues of concern.

Meeting Date: Tuesday, March 19, 2013
Meeting Time: 10 a.m.
Meeting Location: Rachel Carson State Office Building
11th Floor Conference Room A
400 Market Street, Harrisburg

Meeting Date: Tuesday, June 11, 2013
Meeting Time: 10 a.m.
Meeting Location: Rachel Carson State Office Building
11th Floor Conference Room B
400 Market Street, Harrisburg

Meeting Date: Tuesday, July 16, 2013
Meeting Time: 10 a.m.
Meeting Location: Rachel Carson State Office Building
11th Floor Conference Room B
400 Market Street, Harrisburg

Meeting Date: Tuesday, November 5, 2013
Meeting Time: 10 a.m.
Meeting Location: Rachel Carson State Office Building
11th Floor Conference Room B
400 Market Street, Harrisburg

Meeting Date: Tuesday, December 10, 2013
Meeting Time: 11 a.m.
Meeting Location: Rachel Carson State Office Building
11th Floor Conference Room B
400 Market Street, Harrisburg

Questions concerning this meeting notice can be directed to Janice Vollero at (717) 783-7416 or jvollero@pa.gov.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-7416 or through the

Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 13-413. Filed for public inspection March 8, 2013, 9:00 a.m.]

Stream Redesignation Evaluation of Little Sewickley Creek; Water Quality Standards Review

Basin

Under 25 Pa. Code § 93.4d (relating to processing of petitions, evaluations and assessments to change a designed use), the Department of Environmental Protection (Department) gives notice that an evaluation will be conducted on the following stream section to determine the proper aquatic life use designation in this Commonwealth's Water Quality Standards.

<i>Stream Name</i>	<i>County</i>	<i>Tributary To</i>
Little Sewickley Creek—Basin	Allegheny	Ohio River

Persons who have technical data concerning the water quality, instream habitat or biological condition of this stream section are encouraged to make it available to the Department for consideration in the assessment. This assessment may lead to a recommendation to the Environmental Quality Board (Board) for redesignation.

Data should be submitted to Tony Shaw, Division of Water Quality Standards, Bureau of Point and Non-Point Source Management, Department of Environmental Protection, P. O. Box 8774, Harrisburg, PA 17105-8774, tshaw@pa.gov. Data should be submitted no later than April 8, 2013. Questions concerning this evaluation can be directed to Tony Shaw at (717) 787-9637.

This assessment is being conducted in response to a rulemaking petition submitted to the Board by Duquesne University. On November 20, 2012, the Board accepted the rulemaking petition for study under 25 Pa. Code Chapter 23 (relating to Environmental Quality Board policy for processing petitions—statement of policy). The Little Sewickley Creek basin is currently designated High Quality—Trout Stocking, as identified in 25 Pa. Code § 93.9w (relating to Drainage List W). The petitioner is requesting the Little Sewickley Creek basin be redesignated to Exceptional Value.

The petition is available to the public by contacting the Environmental Quality Board, P. O. Box 8477, Harrisburg, PA 17105-8477, (717) 787-4526 and is also accessible on the Department's web site at www.dep.state.pa.us (DEP Keywords: EQB (EQB Meeting Agendas/Handouts/Minutes; 2012; November 20, 2012)).

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Tony Shaw directly at (717) 787-9637 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 13-414. Filed for public inspection March 8, 2013, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Lease Office Space to the Commonwealth Lackawanna County

Proposals are invited to provide the Department of General Services with 21,361 usable square feet of office space for multiple Commonwealth agencies (Department of Environmental Protection, Department of Labor and Industry and Department of Revenue) in Scranton, Lackawanna County. For more information on SFP No. 94474, which is due on Tuesday, March 12, 2013, visit www.dgs.state.pa.us or contact David Weyandt at (717) 525-5255.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 13-415. Filed for public inspection March 8, 2013, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Brethren Village
3001 Lititz Pike
P. O. Box 5093
Lancaster, PA 17606
FAC ID 282602

Millcreek Manor
5515 Peach Street
Erie, PA 16509-2603
FAC ID 131102

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.26(e) (relating to laundry):

Silver Oaks Health and Rehabilitation Center
715 Harbor Street
New Castle, PA 16101

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or

phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-416. Filed for public inspection March 8, 2013, 9:00 a.m.]

Newborn Screening and Follow-Up Program Technical Advisory Board and Infant Hearing Screening Advisory Committee Joint Meeting

The Newborn Screening and Follow-Up Program Technical Advisory Board, established under the Newborn Child Testing Act (35 P. S. §§ 621—625), and the Infant Hearing Screening Advisory Committee, established under the Infant Hearing Education, Assessment, Reporting and Referral (IHEARR) Act (11 P. S. §§ 876-1—876-9), will hold a joint public meeting on Friday, March 29, 2013, from 9:30 a.m. until 3 p.m. The meeting will be held at the Department of Transportation, Bureau of Construction and Materials, 81 Lab Lane, Harrisburg, PA 17110.

For additional information or for persons with a disability who wish to attend the meeting and require auxiliary aid, service or other accommodation to do so contact Suzanne Bellotti or Arthur Florio, Public Health Program Administrators, Division of Newborn Screening and Genetics at (717) 783-8143, speech and/or hearing impaired persons may use V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-417. Filed for public inspection March 8, 2013, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Public Comment on the Proposed Federal Fiscal Year 2014 Combined Agency State Plan Attachments; Correction

In the notice published at 43 Pa.B. 1154, 1156 (February 23, 2013), the Department of Labor and Industry, Office of Vocational Rehabilitation, announced a period of public comment on its proposed Federal Fiscal Year 2014 Combined Agency State Plan Attachments.

An error occurred in the schedule of public meetings for the Philadelphia BBVS District Office. The correct listing for this district office follows. The remainder of the notice is accurate as published.

Office of Vocational Rehabilitation District Office State Plan Meeting Information

Philadelphia BBVS District Office

(Bucks, Chester, Delaware, Montgomery and Philadelphia Counties)

Philadelphia BBVS District Office Conference Room—
no meetings at district office

5th Floor Conference Room

444 North Third Street

Philadelphia, PA 19123

(866) 631-3892 (Voice), (888) 870-4473 (TTY)

Contact Person: Lynn Heitz, (215) 560-5707 or

Mike Wakefield, (215) 560-5707

Associated Services for the Blind

Date: March 26, 2013, Time: 3:30 p.m.—6 p.m.

919 Walnut Street, 10th Floor

Philadelphia, PA 19107

(866) 631-3892 (Voice), (888) 870-4473 (TTY)

Contact Person: Derby Ewing, (215) 627-0600, Ext. 3295

and

Date: March 28, 2013, Time: 2:30 p.m.—4:30 p.m.

Montgomery County Association for the Blind

212 North Main Street

North Wales, PA 19454

Contact Person: David Sherwin, (215) 661-9800

JULIA K. HEARTHWAY,
Secretary

[Pa.B. Doc. No. 13-418. Filed for public inspection March 8, 2013, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Additional Class of Disproportionate Share Payments to Qualifying Teaching Hospitals

The Department of Public Welfare (Department) is providing final notice of its allocation of funding for Fiscal Year (FY) 2012-2013 for disproportionate share hospital (DSH) payments to qualifying teaching hospitals that provide psychiatric services to Medical Assistance (MA) beneficiaries. The Department is allocating funding for this DSH payment at the same level as was allocated for this DSH payment for FY 2011-2012. There is no change in the current qualifying criteria or methodology for determining eligibility for this payment.

The Department published notice of its intent to allocate funding for this DSH payment at 42 Pa.B. 5704 (September 1, 2012). The Department received no public comments during the 30-day comment period, and is implementing the change as described in its notice of intent.

Fiscal Impact

The FY 2012-2013 fiscal impact, as a result of this additional class of DSH payment is \$0.500 million (\$0.228 million in State general funds and \$0.272 million in Federal funds).

BEVERLY D. MACKERETH,
Acting Secretary

Fiscal Note: 14-NOT-810. (1) General Fund; (2) Implementing Year 2012-13 is \$228,000; (3) 1st Succeeding Year 2013-14 is \$232,000; 2nd Succeeding Year 2014-15 is \$232,000; 3rd Succeeding Year 2015-16 is \$232,000; 4th Succeeding Year 2016-17 is \$232,000; 5th Succeeding Year 2017-18 is \$232,000; (4) 2011-12 Program—\$325,685,000; 2010-11 Program—\$243,809,000; 2009-10 Program—\$371,515,000; (7) MA—Inpatient; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 13-419. Filed for public inspection March 8, 2013, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Happy Mother's Day '13 Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Happy Mother's Day '13.

2. *Price:* The price of a Pennsylvania Happy Mother's Day '13 instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania Happy Mother's Day '13 instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), MOM (MOM) symbol and a Butterfly (BTRFLY) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the play area are: \$2⁰⁰ (TWO DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTN), \$25⁰⁰ (TWY FIV), \$30⁰⁰ (THIRTY), \$75⁰⁰ (SVY FIV), \$100 (ONE HUN), \$300 (THR HUN), \$1,000 (ONE THO) and \$50,000 (FTY THO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$5, \$10, \$15, \$25, \$30, \$75, \$100, \$300, \$1,000 and \$50,000. A player can win up to 15 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,800,000 tickets will be printed for the Pennsylvania Happy Mother's Day '13 instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets with a MOM (MOM) symbol in the play area and a prize symbol of \$50,000 (FTY THO) in the "Prize" area under that MOM (MOM) symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(b) Holders of tickets with a MOM (MOM) symbol in the play area and a prize symbol of \$1,000 (ONE THO) in the "Prize" area under that MOM (MOM) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with a MOM (MOM) symbol in the play area and a prize symbol of \$300 (THR HUN) in

the "Prize" area under that MOM (MOM) symbol, on a single ticket, shall be entitled to a prize of \$300.

(d) Holders of tickets with a Butterfly (BTRFLY) symbol in the play area and a prize symbol of \$25⁰⁰ (TWY FIV) appears in ten of the "Prize" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$300.

(e) Holders of tickets with a MOM (MOM) symbol in the play area and a prize symbol of \$100 (ONE HUN) in the "Prize" area under that MOM (MOM) symbol, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets with a Butterfly (BTRFLY) symbol in the play area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "Prize" areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets with a MOM (MOM) symbol in the play area and a prize symbol of \$75⁰⁰ (SVY FIV) in the "Prize" area under that MOM (MOM) symbol, on a single ticket, shall be entitled to a prize of \$75.

(h) Holders of tickets with a Butterfly (BTRFLY) symbol in the play area and a prize symbol of \$5⁰⁰ (FIV DOL) appears in all fifteen of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$75.

(i) Holders of tickets with a MOM (MOM) symbol in the play area and a prize symbol of \$30⁰⁰ (THIRTY) in the "Prize" area under that MOM (MOM) symbol, on a single ticket, shall be entitled to a prize of \$30.

(j) Holders of tickets with a Butterfly (BTRFLY) symbol in the play area and a prize symbol of \$2⁰⁰ (TWO DOL) appears in all fifteen of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$30.

(k) Holders of tickets with a MOM (MOM) symbol in the play area and a prize symbol of \$25⁰⁰ (TWY FIV) in the "Prize" area under that MOM (MOM) symbol, on a single ticket, shall be entitled to a prize of \$25.

(l) Holders of tickets with a MOM (MOM) symbol in the play area and a prize symbol of \$15⁰⁰ (FIFTN) in the "Prize" area under that MOM (MOM) symbol, on a single ticket, shall be entitled to a prize of \$15.

(m) Holders of tickets with a MOM (MOM) symbol in the play area and a prize symbol of \$10⁰⁰ (TEN DOL) in the "Prize" area under that MOM (MOM) symbol, on a single ticket, shall be entitled to a prize of \$10.

(n) Holders of tickets with a MOM (MOM) symbol in the play area and a prize symbol of \$5⁰⁰ (FIV DOL) in the "Prize" area under that MOM (MOM) symbol, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

Reveal a "MOM" (MOM) Symbol,
Win Prize Shown Under That Symbol.
Win With:

\$5
\$5 × 2
\$10
\$5 × 3
\$10 + \$5
\$15
\$5 × 5

Win:

\$5
\$10
\$10
\$15
\$15
\$15
\$25

Approximate
Odds Are 1 In:

12
30
30
85.71
85.71
100
150

Approximate No.
Of Winners Per
4,800,000 Tickets:

400,000
160,000
160,000
56,000
56,000
48,000
32,000

Reveal a "MOM" (MOM) Symbol,
Win Prize Shown Under That Symbol.
Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 4,800,000 Tickets:
\$15 + \$10	\$25	120	40,000
\$25	\$25	600	8,000
BUTTERFLY w/ (\$2 × 15)	\$30	120	40,000
\$5 × 6	\$30	300	16,000
\$10 × 3	\$30	300	16,000
\$30	\$30	600	8,000
BUTTERFLY w/ (\$5 × 15)	\$75	208.70	23,000
\$15 × 5	\$75	1,600	3,000
\$25 × 3	\$75	1,600	3,000
\$75	\$75	1,600	3,000
BUTTERFLY w/ (\$10 × 5) + (\$5 × 10)	\$100	600	8,000
\$10 × 10	\$100	3,000	1,600
\$25 × 4	\$100	3,000	1,600
(\$30 × 3) + \$10	\$100	3,000	1,600
\$75 + \$25	\$100	3,000	1,600
\$100	\$100	3,000	1,600
BUTTERFLY w/ (\$25 × 10) + (\$10 × 5)	\$300	12,000	400
\$30 × 10	\$300	120,000	40
\$75 × 4	\$300	120,000	40
\$100 × 3	\$300	120,000	40
\$300	\$300	60,000	80
\$100 × 10	\$1,000	60,000	80
\$1,000	\$1,000	120,000	40
\$50,000	\$50,000	480,000	10

Reveal a "BUTTERFLY" (BTRFLY) symbol, win all 15 prizes shown.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Happy Mother's Day '13 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Happy Mother's Day '13, prize money from winning Pennsylvania Happy Mother's Day '13 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Happy Mother's Day '13 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Happy Mother's Day '13 or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 13-420. Filed for public inspection March 8, 2013, 9:00 a.m.]

Pennsylvania Hot \$100s Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Hot \$100s.

2. *Price:* The price of a Pennsylvania Hot \$100s instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Hot \$100s instant lottery game ticket will contain one play area featuring a "HOT NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "HOT NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT) and a HOT \$100 (WIN100) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "Prize" areas are: FREE (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTN), \$20⁰⁰ (TWENTY), \$100 (ONE HUN), \$400 (FOR HUN), \$1,000 (ONE THO) and \$10,000 (TEN THO).

5. *Prizes:* The prizes that can be won in this game are: \$1, Free \$2 ticket, \$2, \$4, \$5, \$10, \$15, \$20, \$100, \$400, \$1,000 and \$10,000. The player can win up to 8 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 14,400,000 tickets will be printed for the Pennsylvania Hot \$100s instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of \$10,000 (TEN THO) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a HOT \$100 (WIN100) symbol, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of \$20.00 (TWENTY) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of \$15.00 (FIFTEEN) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of \$10.00 (TEN DOL) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of \$5.00 (FIVE DOL) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of \$4.00 (FOR DOL) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of \$2.00 (TWO DOL) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of FREE (TICKET) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of one Pennsylvania Hot \$100s instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "HOT NUMBERS" play symbols and a prize symbol of \$1.00 (ONE DOL) appears to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

When Any Of Your Numbers Match Either Hot Number, Win Prize Shown To The Right Of The Matching Number. Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 14,400,000 Tickets
FREE	FREE \$2 TICKET	8.33	1,728,000
\$1 × 4	\$4	50	288,000
\$2 × 2	\$4	50	288,000
\$4	\$4	50	288,000
\$1 × 5	\$5	300	48,000
\$5	\$5	300	48,000
(\$4 × 2) + (\$1 × 2)	\$10	750	19,200
\$2 × 5	\$10	750	19,200
\$5 × 2	\$10	750	19,200
\$10	\$10	375	38,400
\$5 × 3	\$15	1,500	9,600
\$15	\$15	1,500	9,600
(\$4 × 2) + (\$2 × 6)	\$20	1,091	13,200
\$4 × 5	\$20	1,091	13,200
\$5 × 4	\$20	1,091	13,200
\$10 × 2	\$20	1,091	13,200
\$20	\$20	1,091	13,200

When Any Of Your Numbers Match Either Hot Number, Win Prize Shown To The Right Of The Matching Number. Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 14,400,000 Tickets
$(\$20 \times 2) + (\$10 \times 6)$	\$100	1,200	12,000
$\$20 \times 5$	\$100	1,200	12,000
\$100 w/ HOT \$100	\$100	400	36,000
\$100	\$100	400	36,000
$(\$100 \text{ w/ HOT } \$100) + (\$100 \times 3)$	\$400	60,000	240
\$400	\$400	60,000	240
$((\$100 \text{ w/ HOT } \$100) \times 6) + \$400$	\$1,000	120,000	120
\$1,000	\$1,000	120,000	120
\$10,000	\$10,000	720,000	20

Reveal a "HOT \$100" (WIN100) symbol, win \$100 automatically.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Hot \$100s instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Hot \$100s, prize money from winning Pennsylvania Hot \$100s instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Hot \$100s instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Hot \$100s or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 13-421. Filed for public inspection March 8, 2013, 9:00 a.m.]

Pennsylvania Triple Cash '13 Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Triple Cash '13.

2. *Price:* The price of a Pennsylvania Triple Cash '13 instant lottery game ticket is \$1.

3. *Play Symbols:* Each Pennsylvania Triple Cash '13 instant lottery game ticket will contain one play area.

The play area will contain two "WINNING NUMBERS" and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT) and a Triple \$\$\$ (TRPL\$) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: FREE (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$6⁰⁰ (SIX DOL), \$10⁰⁰ (TEN DOL), \$12⁰⁰ (TWELV), \$20⁰⁰ (TWENTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$300 (THR HUN) and \$3,000 (THR THO).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 ticket, \$1, \$2, \$3, \$4, \$5, \$6, \$10, \$12, \$20, \$50, \$100, \$300 and \$3,000. A player can win up to 4 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 14,400,000 tickets will be printed for the Pennsylvania Triple Cash '13 instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$3,000 (THR THO) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$3,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$300 (THR HUN) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$300.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Triple \$\$\$ (TRPL\$) symbol, and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area to the right of that Triple \$\$\$ (TRPL\$) symbol, on a single ticket, shall be entitled to a prize of \$300.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol

of \$100 (ONE HUN) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$50.⁰⁰ (FIFTY) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Triple \$\$\$ (TRPL\$) symbol, and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the "Prize" area to the right of that Triple \$\$\$ (TRPL\$) symbol, on a single ticket, shall be entitled to a prize of \$30.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$20.⁰⁰ (TWENTY) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Triple \$\$\$ (TRPL\$) symbol, and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the "Prize" area to the right of that Triple \$\$\$ (TRPL\$) symbol, on a single ticket, shall be entitled to a prize of \$15.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$12.⁰⁰ (TWELV) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$12.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Triple \$\$\$ (TRPL\$) symbol, and a prize symbol of \$4.⁰⁰ (FOR DOL) appears in the "Prize" area to the right of that Triple \$\$\$ (TRPL\$) symbol, on a single ticket, shall be entitled to a prize of \$12.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Triple \$\$\$ (TRPL\$) symbol, and a prize symbol of \$3.⁰⁰ (THR DOL) appears in the "Prize" area to the right of that Triple \$\$\$ (TRPL\$) symbol, on a single ticket, shall be entitled to a prize of \$9.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the

"WINNING NUMBERS" play symbols and a prize symbol of \$6.⁰⁰ (SIX DOL) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Triple \$\$\$ (TRPL\$) symbol, and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in the "Prize" area to the right of that Triple \$\$\$ (TRPL\$) symbol, on a single ticket, shall be entitled to a prize of \$6.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$3.⁰⁰ (THR DOL) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$3.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Triple \$\$\$ (TRPL\$) symbol, and a prize symbol of \$1.⁰⁰ (ONE DOL) appears in the "Prize" area to the right of that Triple \$\$\$ (TRPL\$) symbol, on a single ticket, shall be entitled to a prize of \$3.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$1.⁰⁰ (ONE DOL) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of FREE (TICKET) appears in the "Prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of one Pennsylvania Triple Cash '13 instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*When Any Of Your Numbers Match
Either Winning Number, Win Prize
Shown To The Right Of The Matching
Number. Win With:*

FREE
\$1 × 2
\$2
\$2 + \$1
\$1 w/ TRIPLE \$\$\$
\$3

Win:
FREE \$1 TICKET
\$2
\$2
\$3
\$3
\$3

*Approximate Odds
Are 1 In:*

9.52
42.86
37.50
150
60
150

*Approximate No.
Of Winners Per
14,400,000 Tickets*

1,512,000
336,000
384,000
96,000
240,000
96,000

When Any Of Your Numbers Match
Either Winning Number, Win Prize
Shown To The Right Of The Matching
Number. Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 14,400,000 Tickets
$(\$2 \times 2) + \1	\$5	250	57,600
\$5	\$5	272.73	52,800
\$2 w/ TRIPLE \$\$\$	\$6	150	96,000
\$6	\$6	600	24,000
$\$5 \times 2$	\$10	1,500	9,600
$(\$3 \times 2) + (\$2 \times 2)$	\$10	750	19,200
$(\$3 \text{ w/ TRIPLE } \$\$) + \1	\$10	230.77	62,400
\$10	\$10	500	28,800
$(\$2 \text{ w/ TRIPLE } \$\$) \times 2$	\$12	1,500	9,600
\$4 w/ TRIPLE \$\$\$	\$12	1,500	9,600
\$12	\$12	3,000	4,800
$\$5 \times 4$	\$20	1,500	9,600
$\$10 \times 2$	\$20	3,000	4,800
$(\$5 \text{ w/ TRIPLE } \$\$) + \5	\$20	1,000	14,400
\$20	\$20	3,000	4,800
$(\$10 \times 3) + \20	\$50	3,000	4,800
$(\$20 \times 2) + (\$5 \times 2)$	\$50	3,000	4,800
$(\$5 \text{ w/ TRIPLE } \$\$) \times 3 + \5	\$50	3,000	4,800
\$50	\$50	3,000	4,800
$\$50 \times 2$	\$100	24,000	600
$(\$10 \text{ w/ TRIPLE } \$\$) \times 3 + \10	\$100	6,000	2,400
\$100	\$100	24,000	600
\$100 w/ TRIPLE \$\$\$	\$300	24,000	600
\$300	\$300	40,000	360
\$3,000	\$3,000	576,000	25

Reveal a "TRIPLE \$\$\$" (TRPL\$) symbol, triple the prize won.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Triple Cash '13 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Triple Cash '13, prize money from winning Pennsylvania Triple Cash '13 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Triple Cash '13 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Triple Cash '13 or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 13-422. Filed for public inspection March 8, 2013, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Application for Lease of Right-of-Way

Under 67 Pa. Code § 495.4(d) (relating to application procedure), an application to lease highway right-of-way has been submitted to the Department of Transportation by The Butler County Transit Authority, 130 Hollywood Drive, Suite 102, Butler, PA 16001.

The Butler County Transit Authority is seeking to lease highway right-of-way at the intersection of SR 528 / I79 in Jackson Township, Butler County containing 1.48 acres for the purpose of maintaining a park and ride.

Interested persons are invited to submit, within 30 days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions and/or objections regarding the approval of this application to Joseph P. Dubovi, III, P.E., District Executive, Engineering District 10-0, P. O. Box 429, Indiana, PA 15701.

Questions regarding this application or the proposed use may be directed to Gregory J. Zarichnak, Right-of-Way Administrator, Department of Transportation District 10-0, P. O. Box 429, Indiana, PA 15701.

BARRY J. SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 13-423. Filed for public inspection March 8, 2013, 9:00 a.m.]

Committee Meetings

The Pedalcycle and Pedestrian Advisory Committee will hold a meeting on Thursday, March 14, 2013, from 1 p.m. to 3 p.m. in Conference Room 8N1 of the Commonwealth Keystone Building, Harrisburg, PA. For more information, contact Brian Sanders at (717) 783-6193 or bsanders@pa.gov.

The Aviation Advisory Committee will hold a meeting on Wednesday, March 27, 2013, from 11 a.m. to 3 p.m. in the Commonwealth Keystone Building, Harrisburg, PA. For more information, contact William Sieg at (717) 705-1253 or wisieg@pa.gov.

BARRY J. SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 13-424. Filed for public inspection March 8, 2013, 9:00 a.m.]

Watercraft Trailer Forfeiture; Maximum Amount

Chapter 73, Subchapter B of 75 Pa.C.S. (relating to watercraft trailer forfeiture) applies only to a watercraft trailer with a resale value based upon established industry standards equal to less than the amount in 75 Pa.C.S. § 7321(c) (relating to scope of subchapter and legislative intent). This subsection provides that for the year 2006, the maximum amount will be \$1,000 and for each year thereafter, the maximum amount will be fixed annually by the Department of Transportation (Department) 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 Department will give notice of the new maximum amount by publication in the *Pennsylvania Bulletin*.

Under 75 Pa.C.S. § 7321(c), the Department has fixed the maximum amount for 2013 as \$1,175.

BARRY J. SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 13-425. Filed for public inspection March 8, 2013, 9:00 a.m.]

FISH AND BOAT COMMISSION

Proposed Special Regulation Designations and Redesignations

The Fish and Boat Commission (Commission) has approved guidelines with regard to encouraging public

participation on possible changes to the designation of streams, stream sections or lakes for special regulation programs. Under 58 Pa. Code Chapter 65 (relating to special fishing regulations), the Commission designates certain streams, stream sections and lakes as being subject to special fishing regulations. These designations are effective after Commission approval when they are posted at the site and a notice is published in the *Pennsylvania Bulletin*. Under the Commission's guidelines, a notice concerning the proposed designation or redesignation of a stream, stream section or lake under special regulations ordinarily will be published in the *Pennsylvania Bulletin* before the matter is reviewed by the Commissioners.

At the next Commission meeting on April 15 and 16, 2013, the Commission will consider taking the following actions with respect to waters subject to special fishing regulations under 58 Pa. Code Chapter 65, effective on January 1, 2014:

58 Pa. Code § 65.19. Approved Trout Waters Open to Year-Round Fishing

The Commission will consider adding the following waters to its list of Approved Trout Waters Open to Year-Round Fishing regulated and managed under 58 Pa. Code § 65.19:

County	Water
Lycoming and Tioga	Pine Creek from SR 414 Bridge in Blackwell (350 meters upstream of the confluence with Babb Creek) downstream to the confluence with Slate Run (upper limit of the 1.2-mile-long Delayed Harvest Artificial Lures Only reach), a distance of 11.1 miles
Lycoming	Pine Creek from 150 meters upstream of the confluence with Naval Run (lower limit of the Delayed Harvest Artificial Lures Only reach) downstream to the confluence with Little Pine Creek in Waterville, a distance of 15.1 miles

At this time, the Commission is soliciting public input concerning the previously listed designations and redesignations. Persons with comments, objections or suggestions concerning the designations and redesignations are invited to submit comments in writing to 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. 13-426. Filed for public inspection March 8, 2013, 9:00 a.m.]

Triploid Grass Carp Permit Application

Under 58 Pa. Code § 71.7 (relating to triploid grass carp), the Fish and Boat Commission (Commission) may issue permits to stock triploid grass carp in Commonwealth waters. Triploid grass carp are sterile fish that may, in appropriate circumstances, help control aquatic vegetation. The Commission has determined consistent with 58 Pa. Code § 71.7(e)(3) to seek public input with respect to any proposed stockings of triploid grass carp in waters having a surface area of more than 5 acres.

Interested persons are invited to submit written comments, objections or suggestions about the notice to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 10 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.

The following application to stock triploid grass carp in waters having a surface area of greater than 5 acres is currently undergoing staff review:

<i>Applicant</i>	<i>Water</i>	<i>Location of Water</i>	<i>Description of Water</i>	<i>Nature of Vegetation to be Controlled</i>
Stillwater Lake Civic Association	Pocono Summit Lake	Coolbaugh Township Monroe County	35-acre lake which discharges into Red Run and eventually the Delaware River	Utricularia spp. Najas spp.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 13-427. Filed for public inspection March 8, 2013, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Special Reports and Requests for Data

The Health Care Cost Containment Council (Council), according to Act 89 as amended by Act 14 and as amended by Act 3, is required to publish a list of all special reports and data that have been prepared during the previous calendar year. The following represents a summary of the reports and requests for data generated by the Council in calendar year 2012. The list of data fields that are included in the standard public use files are located in PDF files posted on the Council's web site www.phc4.org under "Services and Data Descriptions." Questions about procedures for obtaining access to Council data should be addressed to JoAnne Z. Nelson, Supervisor, Special Requests Unit, Health Care Cost Containment Council, 225 Market Street, Suite 400, Harrisburg, PA 17101, (717) 232-6787, jnelson@phc4.org.

Applicant and Project Description

Agency for Healthcare Research & Quality—Jenny Schnaier

Statewide 2011 inpatient discharge and inpatient revenue code detail datasets to be used in the Healthcare Cost and Utilization Project (HCUP), which uses the data for multiple databases, reports, and tools and products. The HCUP databases enable research on a broad range of health policy issues, including cost and quality of health services, medical practice patterns, access to health care programs and outcomes of treatments at the National, regional, State and local levels.

Altoona Regional Health System—Jerry Murray

A custom 2008 through 2010 inpatient discharge and ambulatory/outpatient procedure dataset for specified zip codes to produce market share analysis that will assist in the development of a 3-year strategic plan targeted to better serve patients in the area and to determine the services required.

A custom 2010 inpatient discharge dataset of patients residing in 29 specified counties to be used to perform a patient analysis.

A custom 2011 inpatient discharge and ambulatory/outpatient procedure dataset of cases for specified zip codes that will be used for internal market share analysis.

AtlantiCare Regional Medical Center—Rosemary Nuzzo

A standard regional 2011 inpatient discharge dataset for Regions 8 and 9. O'Conco Healthcare Consultants will analyze the data on behalf of AtlantiCare Regional Medical Center. The data will be used for various web-based health statistic reports, as a reporting tool focused on the epidemiology of health services to estimate demand for health services, and to measure morbidity and comorbidities that will be used by AtlantiCare in comparing to peer hospitals.

Blue Cross of Northeastern Pennsylvania—Kevin Brennan

Standard Statewide 2010 through 2011 inpatient discharge and inpatient revenue code detail datasets to be used to analyze data for network accessibility.

*Applicant and Project Description***Bon Secours Health System, Inc.—Akbar Khan**

A 2011 inpatient discharge and ambulatory/outpatient procedure standard Region 6 dataset and a custom dataset of records of patients who reside within Region 6. The data will be used to help determine the variations in health status and access to care and to develop appropriate programs and services over time. In addition, the data will be used to assess community need by geographic area, type of diagnosis, mode of access and other variables, compared to National and local benchmarks to help quantify the needy and underserved segments.

Boston University School of Medicine—Amresh Hanchate

A modification to previous requests for a custom fourth quarter 2003 through third quarter 2010 inpatient discharge dataset with readmission indicator and the Federal fiscal year of adult cases with a congestive heart failure or pneumonia condition and 30-day readmission information (Q3 2003-Q4 2010). The data will be used for The Effects of Massachusetts Health Reform on Access to Care and Disparities study that is to evaluate whether the expansion of major health insurance coverage in Massachusetts has improved access to care and reduced disparities in care.

Chart Institute—Colleen Vrbic

A standard facility 2011 inpatient discharge dataset for 40 hospitals: ACMH, Bradford Regional, Butler Memorial, Chambersburg, Charles Cole Memorial, Clarion, Clearfield, Corry Memorial, Elk Regional, Ellwood City, Evangelical Community, Fulton County, Good Samaritan/Lebanon, Grove City, Hazleton General, Highlands, Indian Regional, J C Blair Memorial, Jameson Memorial, Jersey Shore, Latrobe Area, Lewistown, Lock Haven, Meadville, Memorial/Towanda, Monongahela Valley, Moses Taylor, Mount Nittany, Nason, Punxsutawny Area, Robert Packer, Saint Catherine, Sharon Regional, Soldiers and Sailors, Somerset, Titusville Area, Uniontown, Warren General, Wayne Memorial and Waynesboro. Chart Institute is planning to use the data to identify potential areas to target quality improvement initiatives at the Pennsylvania hospitals of Chart RRG, as well as several other community hospitals that may be future members and others to use for comparison.

Children's Hospital of Philadelphia—Scott Lorch, MD

A custom inpatient discharge dataset with derived data fields (number of days between admissions and number of days to death) of mother delivery records and newborn birth records (1995-Q1 2010), with moms' and newborns' readmission records (1995-Q3 2010), linked with Department of Health newborns' birth certificate data (1995-2009) and mothers' and newborns' death data (1995-2010) records based on a cohort of infants born or a fetal death (stillbirth) during 1995 through 2009. The data will be used for an "Impact of Obstetric Unit Closures on Pregnancy Outcomes" study. The goal of the study is to maintain or improve the value and efficiency of obstetric care as the supply of obstetric units change in a given market. The study results will be published in journals, a policy-relevant Issue Brief distributed to policymakers and health professionals, and presented to the American College of Obstetrics and Gynecology, Pediatric Academic Societies and Academy Health.

Community Health Systems—Debbie Landers

Standard Statewide 2011 inpatient discharge and ambulatory/outpatient procedure datasets to be used to create utilization rates and market share information to be used in strategic and facilities planning for the following 15 facilities: Berwick Hospital, Brandywine Hospital, Easton Hospital, Jennersville Regional Hospital, Pottstown Memorial Hospital, Lockhaven Hospital, Chestnut Hill Hospital, Phoenixville Hospital, Sunbury Community Hospital, Moses Taylor Hospital, Mid Valley Hospital, Special Care Hospital, Tyler Memorial Hospital, Wilkes-Barre General Hospital and Regional Hospital of Scranton.

DataBay Resources—Steve Sekely

Standard Statewide second quarter 2011 through second quarter 2012 inpatient discharge and ambulatory/outpatient procedure datasets and 2011 through second quarter 2012 inpatient and ambulatory/outpatient revenue code detail datasets. The data will be combined with other all-payer health care data to be used to produce various aggregate report files that are offered as health care software products to DataBay's customers.

Ellwood City Hospital—Chris Little

A custom 2009 through first quarter 2012 inpatient discharge dataset of records of patients who reside in Allegheny, Armstrong, Beaver, Butler, Lawrence, Mercer or Venango Counties or in Ohio. The data will be used to prepare a strategic plan for the hospital.

Evangelical Community Hospital—Tami Radecke

Standard regional fourth quarter 2010 through third quarter 2011 inpatient discharge and ambulatory/outpatient procedure datasets for Region 4 to be used to create utilization rates and market share information.

Feldman & Pinto Attorneys at Law—Brad McDermott

A custom 2002 through 2010 inpatient discharge data report of the total number of unilateral hip replacements and bilateral hip replacements each year to be used to verify facts discovered in pending litigation.

*Applicant and Project Description***Georgetown University—Jean M. Mitchell, PhD**

A standard Statewide 2004 through 2011 ambulatory/outpatient procedure dataset. The data will be used to evaluate costs and payment rates of ambulatory surgery centers (ASC). The client will estimate cost functions for ASCs using panel data spanning 2004 through 2012 for Pennsylvania, and use its estimates to compare production costs and Medicare reimbursements for the most commonly performed outpatient surgical procedures. The project will examine these timely and significant policy issues using financial cost and patient discharge data available for facilities located in Pennsylvania.

Global Lower Extremity Amputation Study Group—Ronald Renzi

A custom 2011 inpatient discharge dataset of records of patients who reside in Philadelphia, Bucks, Chester, Delaware, and Montgomery Counties and had amputations in 2011. The data will be used for research on the most effective prevention strategies and trends in lower extremity amputation in Southeastern Pennsylvania.

Good Shepherd Rehabilitation Hospital—John Grencer

A standard regional 2011 inpatient discharge dataset for Regions 1, 5, 6, 7, 8 and 9 to be used for internal analysis of hospital services.

Harvard Pilgrim Health Care Institute—Grace M. Lee, MD

Standard Statewide 2006 through 2010 inpatient discharge and inpatient revenue code detail datasets. The data will be used for a project funded by AHRQ and titled “Intended and Unintended Consequences of Nonpayment for Preventable Complications.” Specifically, the aims of the study are to: 1) evaluate the impact of the Centers for Medicare and Medicaid Services (CMS) policy on Healthcare-Associated Infections (HAI) rates reported by Medicare (that is, “billing” rates); 2) evaluate the impact of CMS policy on HAI rates reported by the National Healthcare Safety Network (that is, “true” infection rates); 3) assess whether the CMS policy has the intended impact of reducing both “billing” and “true” infection rates in different types of hospitals (for example, urban vs. rural, for-profit vs. nonprofit, and the like); and 4) assess whether reduced reimbursement for HAIs as a result of the CMS policy disproportionately affects hospitals that care for a high proportion of minority or poor patients.

HCR ManorCare—Kenneth Kang

A standard Statewide first and second quarter 2011 inpatient discharge dataset. The data will be used to assess the needs of the residents in HCR ManorCare’s skilled nursing facilities in Pennsylvania.

HealthSouth—Steve Adams

A standard Statewide 2010 and 2011 inpatient discharge dataset to be used to help determine market share and needs to better serve HealthSouth’s population base.

Highmark—Joseph J. Reilly

A standard Statewide 2011 inpatient discharge dataset to be used to conduct an all-payer market analysis to complement Highmark’s market analysis.

Home Nursing Agency—Rich Lobb

Standard regional second quarter 2010 through first quarter 2011 inpatient discharge datasets for Regions 1, 2, 3, 4 and 5. The data will be used to identify and analyze clinically underserved areas within this Commonwealth to support new or existing clinical service delivery.

Hospital & Healthsystem Association of Pennsylvania—Martin Ciccocioppo

A custom 2010 and 2011 inpatient discharge data report of hospital 30-day readmission rates on cases with chronic obstructive pulmonary disease and congestive heart failure conditions by hospital. The data will be used to provide the CMS with Pre-Hospital Engagement Network (PA-HEN) rates of readmissions. The PA-HEN staff is interested in knowing hospital-specific rates in order to ensure hospitals with the greatest needs are addressed through the PA-HEN project and to identify the best performers to learn what they are doing right.

Standard Statewide 2011 through second quarter 2012 inpatient discharge dataset and 2011 and restated 2010 financial data report. The data will be used to conduct ongoing monitoring of Statewide, regional and hospital-specific quality outcomes, primarily utilizing the AHRQ Quality Indicators. Hospital & Healthsystem Association of Pennsylvania (HAP) may from time to time release the aggregate results of its quality monitoring research. HAP also intends to host MONAHRQ for member-only use on its private website.

Hospital Council of Western Pennsylvania—Carmela Breslin

A custom fourth quarter 2008 through third quarter 2011 inpatient discharge and ambulatory/outpatient discharge data report on the number of births by hospital in Forest, Clarion, Jefferson and Venango Counties. The data will be used for a member facility, Clarion Hospital, that will analyze the data to see if it is worth hiring new OB/GYN physicians or if an OB/GYN physician partnership with others hospitals within the Pennsylvania Mountain Healthcare Alliance would be the best strategy moving forward.

*Applicant and Project Description***IMS Health—Ed Burleigh**

Standard Statewide 2011 inpatient discharge and ambulatory/outpatient procedure datasets. IMS will use the data for the validation of its hospital sample and National projections from its hospital discharge data for 2001-2011. The data will be used as the “gold standard” to ensure reasonable projections to the National level. IMS has numerous studies with government agencies such as the Food and Drug Administration and Centers for Disease Control and Prevention. This State data allows IMS to come up with a sound universe count for various hospital-based diagnoses and procedures.

Ingenix Consulting/OptumInsight—Holli Boetcher

Standard Statewide 2010 inpatient discharge dataset to be used for two products, a consumer hospital quality reporting tool for health plans to provide to their members and reports for health care professionals. The reports for consumers will provide information on inpatient quality and efficiency to aid in decision making about where to seek care. The reports for health care professionals will be benchmarking tools that analyze inpatient charges, volumes, lengths of stay and other measures by facility.

J.C. Blair Memorial Hospital—Christine R. Gildea

A custom 2008 through 2011 inpatient discharge and ambulatory/outpatient procedure dataset of records of patients who originate from Huntingdon County. The hospital will use the data to provide insights on patterns of patient care such as patient demographics, diagnosis/services, admission point and discharge placement within the hospital's market area for the work effort that is associated with completing a Community Health Needs Assessment. The data will also assist in strategic planning efforts by identifying services that consistently attract patients to other hospitals.

Kutztown University of Pennsylvania—Robert C. Ziegenfus

A custom 1997 through 2010 inpatient discharge and ambulatory/outpatient procedure dataset of records for children with an asthma diagnosis. The data will be used to analyze the asthma hospitalization data to augment the statistical and cartographic analysis of asthma prevalence data by county currently underway. The data will be analyzed to determine the rate of asthma hospitalization (inpatient and outpatient) for all Pennsylvania counties and to: 1) determine temporal changes across the years; 2) determine the spatial changes that have occurred across counties; 3) determine if there are gender or racial distinctions, or both, across counties; and 4) determine the cost of the asthma burden.

Lancaster General Health—Michael C. Boblitz

Standard Statewide second quarter 2011 through first quarter 2012 ambulatory/outpatient procedure datasets. The data will be used to understand demand and utilization for ambulatory surgery in Pennsylvania.

Lehigh University—Shin-Yi Chou

A standard Statewide 1990 through 2011 inpatient discharge dataset. The data will be used for research using advanced econometrics methods to address relevant health policy questions. The goal is to examine the access, quality and cost of health care in Pennsylvania to achieve fair, effective and efficient health care delivery as major health care reforms are undertaken. Specific aims are to explore the effects of hospital market structure, technology and health policies on access, quality and costs.

Lehigh Valley Health Network—Stephen L. Christopoulos

A standard Statewide second quarter 2011 and first quarter 2012 inpatient discharge dataset to be used for service area analysis, product line trends and analysis, competitive analysis, and incident rate comparison and trends for program development.

Maryland Department of Health and Mental Hygiene—Cheryl De Pinto

A custom 2010 inpatient discharge dataset of records of Maryland residents hospitalized in Pennsylvania. The data will be combined with Maryland Health Services Cost Review Commission hospitalization data to derive rates of diagnoses and treatment for acute and chronic conditions including asthma, injury, births, heart disease and diabetes. Data will be aggregated and reported by demographics, diagnosis and procedure.

Meadville Medical Center—Denise A. Johnson, MD

A custom 2009 through third quarter 2011 inpatient discharge and ambulatory/outpatient procedure regional data report on the volume trends of in hospital coronary interventions performed to be used to evaluate the interventional cardiology program and project future needs.

Memorial Medical Center—Carrie Arcurio

Standard Statewide second quarter 2011 through first quarter 2012 inpatient discharge datasets to be used to internally evaluate Memorial Medical Center's and its competitors' performance and future opportunities. The data will be used to illustrate current market share and enhance various other planning tools such as budgets and 5-year plans.

Mid-Atlantic Health Care—Michael Mahon

A standard regional 2011 inpatient discharge dataset for Regions 8 and 9. The data will be used to assess the utilization of nursing homes in the market and discover if there are unmet care needs for seniors.

*Applicant and Project Description***O'Conco Healthcare Consultants—Paul L. Chiafullo**

A custom 2010 inpatient discharge dataset of all patient records for New Jersey residents to be used to develop summary reports for its clients including utilization rates, market share and benchmark comparisons of clinical, cost and revenue information. The data will also be included in a web-based report generation tool, "Primary Analysis," which allows clients to create reports using nonconfidential data.

Penn State College of Medicine—Kristen Kjerulff

A modification to a previous data request for additional custom data: first and second quarter 2011 inpatient discharge dataset of mother and newborn hospital records linked with the Department of Health birth certificate data of participants enrolled in "The First Baby Study" who delivered during 2011. The primary purpose of the study is to investigate the effects of mode of first delivery (vaginal vs. cesarean) on subsequent childbearing over a 5-year period.

Penn State College of Medicine—Robert Gabbay, MD, PhD

This request is for a custom second quarter 2010 through fourth quarter 2010 inpatient discharge and ambulatory/outpatient dataset of records based on a cohort file of the study population to be used for research purposes to analyze cost effectiveness of intervention in patients with diabetes.

Pennsylvania Department of Health—Carol Thornton, MPA

A custom 2011 inpatient discharge dataset of Statewide records to be used to prepare injury reports: 1) Injuries in Pennsylvania, Hospital Discharge—annual age-specific report of injury data by mechanism; 2) Injuries in Pennsylvania County Profiles—annual report containing State, regional and county data; 3) Injury-Specific Monographs—provides data on specific injury topics; and 4) Injury-Specific Fact Sheets—contain data on specific injuries, identifying risk factor and high-risk groups.

Pennsylvania Department of Health—James N. Logue, Dr. PH, MPH

A custom 2000 through 2011 inpatient discharge data report of acute myocardial infarction, asthma, carbon monoxide poisoning and heat stress related cases with ethnicity indicators by age group, county, gender and race to be used in the National Environmental Public Health Tracking Network. The data will be provided to the CDC to be used with other health outcomes data, exposure and bio-monitoring data, and environmental hazards and environmental monitoring data to be displayed in aggregate form on the CDC's public portal. Data will be analyzed to provide valid scientific information on environmental exposure and adverse risk of health conditions.

Pennsylvania Department of Health—Marina O. Matthew

A custom 2010 inpatient discharge data report of heart failure, nonfatal traumatic brain injuries, nonfatal spinal cord injuries, hip fractures, asthma or obstetric cases by age and race for each year. The data will be used as a part of a series of the Department of Health web pages containing state and local data that correspond to the Healthy People 2020 topics/objectives, as developed by the CDC.

Pennsylvania Department of Health—Vadim Drobin

A custom 2011 inpatient discharge and ambulatory/outpatient procedure dataset of records of patients with a primary diagnosis of asthma. The Department of Health's Asthma Control Program will use the data to analyze morbidity for asthma risk education and prevention programs. The Asthma Control Program will provide the public and Pennsylvania Asthma Partnership, including healthcare providers, with asthma hospitalization data through press releases, conferences, presentations, asthma burden reports, focus reports and asthma fact sheets.

Pennsylvania Department of Health—Zhen-qiang Ma

A custom 2000 through 2011 inpatient discharge and ambulatory/outpatient procedure Statewide dataset with derived data fields (number of days between admissions and number of days to death) and 365-day readmission indicators, linked with Department of Health 2000 through 2010 death data and cancer registry data. The data will be used for the Chronic Disease Burden report, infectious disease hospitalization report and associated risk factor analysis.

Pennsylvania Department of Public Welfare—Jolene H. Calla, Esq.

A custom 2009 through 2011 financial data report of net patient revenue by hospital to be used for the Statewide hospital quality of care assessment program and the hospital assessment program for certain hospitals in Philadelphia County.

A custom third quarter 2009 through second quarter 2010 inpatient discharge dataset of verified self-pay records and 2008 through 2010 financial data report of a 3-year average percent of uncompensated care. The data will be used to compute payments to hospitals for the Hospital Uncompensated Care and Extraordinary Expense programs established under the Tobacco Settlement Act of 2001.

A custom third quarter 2009 through second quarter 2010 inpatient discharge dataset of records with an MDC 14 or 15 from general acute care hospitals. The data will be used to calculate payments to hospitals for obstetrical and neonate services.

Pennsylvania Department of the Auditor General—Jo Anne Walchak

A custom third quarter 2009 through second quarter 2010 inpatient discharge dataset of verified self-pay records and 2008 through 2010 financial data report of a 3-year average percent of uncompensated care. The data will be used to audit hospitals that received tobacco funds in 2012 from the Department of Public Welfare, which used Council data as part of their formula to compute payments to hospitals for the Uncompensated Care and Extraordinary Expense Programs established under the Tobacco Settlement Act of 2001.

*Applicant and Project Description***Pennsylvania Office of Attorney General—Tracy W. Wertz**

Standard Statewide 2005 through 2007 ambulatory/outpatient procedure and outpatient revenue code detail datasets and second quarter 2011 through fourth quarter 2011 inpatient discharge, ambulatory/outpatient procedure, inpatient revenue and ambulatory/outpatient revenue code detail datasets, and 2011 financial data report. The Office of Attorney General will use this data in its review of hospital mergers to ensure compliance with antitrust laws. The data will also be used by the Federal Trade Commission for hospital merger investigations that are conducted jointly with the Office of Attorney General.

Pennsylvania Patient Safety Authority—John Clarke

A custom third quarter 2004 through second quarter 2011 inpatient discharge and ambulatory/outpatient procedure data report on the number of surgeries performed in the operating room by facility. This information will be used to normalize data related to wrong site and wrong side surgeries performed in Pennsylvania.

A custom second quarter 2011 inpatient discharge and ambulatory/outpatient procedure data report of cases with ureteral stent procedures by facility. The data will be used to normalize data related to the number of reported adverse events associated with ureteral stent procedures in Pennsylvania.

Pennsylvania Patient Safety Authority—William Marella

A custom 2005 through 2011 financial data report of net patient revenue by year to be used to calculate adjusted patient days, a metric based on a combination of patient days and inpatient/outpatient revenues, which will be used for calculating fall rates.

Philadelphia Department of Public Health—Giridhar Mallya

Standard regional 2010 inpatient discharge and ambulatory/outpatient procedure datasets for Regions 8 and 9. The data will be used for estimation of the geographic distribution, temporal trends, rates and costs of hospitalization for specific conditions (diabetes, asthma, and the like). Other areas to be examined include: diabetes complications, disparities in hospital outcomes, violence-related injuries, trends in HIV/AIDS inpatient/outpatient utilization, high-risk pregnancies, obstetrical service issues, infectious diseases, influenza and pelvic inflammatory disease.

Pittsburgh Regional Health Care Initiative—Colleen Vrbn

A custom 2007 through 2010 inpatient discharge dataset with derived data fields (number of days between admissions, episodes and charge per day) and indicators (diagnoses, complications and infections) of cases with an in-hospital death or discharge to hospice during 2010 with their preceding hospitalization records since 2007. The data will be used to understand hospitalization patterns for patients at the end of life in an effort to improve healthcare safety and quality.

A custom fourth quarter 2008 through first quarter 2011 inpatient discharge dataset with derived data fields (number of days between admissions, episodes and charge per day) and indicators (diagnoses, complications and infections) of hospitalizations in Region 1 or Lawrence, Somerset and Indiana Counties. The data will be used to study hospital readmission rates for chronic diseases in an effort to improve health care safety and quality, and to help plan initiatives for improving health care in the Southwestern Pennsylvania region.

Press Ganey Associates, Inc.—Jim Strunk

A standard Statewide 2010 inpatient discharge dataset. The data will be used in health care benchmarking reporting packages and studies. Additionally, information from Medicare Cost reports, internally created RAMI and RACI processes, AHRQ indicators, geo-spatial information and various other sources will be used in conjunction with this data to develop hospital-based metrics for clinical, operating and financial metrics. Only aggregate information will be displayed.

Service Employees International Union—Robb Streicher

A standard Statewide 2010 inpatient discharge and ambulatory/outpatient dataset. The data will be used to assess the delivery of services in terms of access, cost and quality of care and impact of delivery of services in multiple settings. The Service Employees International Union wants to understand the sources of variation in these aspects of health care provisions to ensure beneficiaries receive the right care, at the right time, in the right setting and to reduce unwanted variations in health care delivery that ultimately lead to cost savings through the elimination of under-use of effective care and over-utilization of supply-sensitive care.

SG-2, LLC—Tracy Pfeiffer and Jeffrey B. Ridge

Standard Statewide 2011 through first quarter 2012 inpatient discharge datasets. The data will be used to support client hospitals' short and long-term operational and strategic planning efforts. The data will be calculated into market share reports by clinical area and geography. Products developed from the data reflect summary level analytics to provide clients with the ability to project and meet future demands by determining appropriate allocation of resources and improve the quality of health care within their communities.

Surgical Specialty Center of Northeastern Pennsylvania—Julie Bingham

A custom 2011 ambulatory/outpatient procedure data report of the number of YAG laser procedures and all procedures performed at freestanding ASCs by facility and payer to be used internally as an analytical tool.

*Applicant and Project Description***Susquehanna Health—Susan Browning**

Standard Statewide 2008 through 2010 inpatient discharge dataset to be analyzed by Healthy Communities Institute to produce a web based platform report focused on asthma, alcohol abuse, congestive heart failure, COPD, dehydration, diabetes, hepatitis, urinary tract infection and pneumonia cases. The reported analysis will be used by Susquehanna Health, Jersey Shore Hospital and Laurel Health System as part of their Community Health Needs Assessment, which is a Patient Protection and Affordable Care Act (PPACA) mandate for nonprofit hospitals. As part of the PPACA, the data results will be reported in aggregate form on all three hospitals' websites. The information will help determine which populations need help and/or the diseases that the facilities treated at a higher rate than the State or National average.

Susquehanna Health—Teia Engel

Standard regional third quarter 2010 through third quarter 2011 inpatient discharge dataset for Regions 4 and 6. The data will be loaded into Susquehanna Health's Customer Relationship Management database, which primarily will use this information to report market share and trend information for Susquehanna Health.

Temple University Health System—Christopher Snyder

Standard Statewide 2010 inpatient revenue code detail dataset. The data will be used, in part, for Temple University Health System's application to the CMS bundled payment initiative. The analysis of the data will be performed by Applied Medical Software for Temple University Health System's Performance Based Incentive System. The data will be combined with patient-specific data for assigning APR DRGs and calculating costs by using Medicare's ratio of costs to charges. The data will be aggregated by APR DRG to establish a norm that will be compared to actual cost.

Temple University Pulmonary & Critical Care—Jerry Criner, MD

A modification for additional calculations to a previous custom request of 1990 through 2009 inpatient discharge dataset of COPD cases and 1-year readmission records with derived data fields (number of days between admissions and number of days to death) and indicator fields (respiratory, critical care unit, and intensive care unit) linked with the Department of Health 1990 through 2009 mortality data. The data will be used to study: 1) the epidemiological changes in acute COPD exacerbations over the last 20 years in Pennsylvania and the cost of inpatient COPD treatment in the State; and 2) how readmission rate and all-cause and COPD-specific mortality is affected by: rural vs. urban location, impact of gender and age, zip codes as surrogates of air quality and socioeconomic status, all-cause and COPD-specific mortality, readmission rates, hospitalization duration and academic teaching vs. community hospital.

Thomas Jefferson University—Albert G. Crawford, PhD

Standard regional 2004 through second quarter 2011 inpatient discharge dataset for Regions 8 and 9. The data will be used for research on: 1) the degree to which recent, post-legislation decreases in AMI hospitalization rates are associated with, and possibly attributable to, workplace smoking ban legislation; and 2) whether recent reductions in AMI hospitalization rates have been accompanied by similar reductions in hospitalization for other chronic conditions (coronary artery disease, congestive heart failure, asthma and COPD) caused or exacerbated, or both, by smoking and second-hand smoke exposure. The findings will be submitted for publication in a peer-reviewed journal and a similar final report will be provided to the Philadelphia Department of Public Health.

Treo Solutions—Horen Boyagian

Standard Statewide 2010 inpatient discharge and inpatient revenue code detail datasets. The data will be used by Treo Solutions to conduct analysis for existing and new clients including providers, payers and State agencies. The data can serve as a foundation for quality improvement efforts and build upon other published information which detail financial or clinical performance. The data will be grouped into weight adjusted categories and assigned APR-DRG. The assigned categories and associated volumes will be used to analyze market share, hospital clinical cost and performance for clients in Pennsylvania and surrounding areas.

Truven Health Analytics—Katherine Blumhardt

Standard Statewide second quarter 2011 through second quarter 2012 inpatient discharge and ambulatory/outpatient procedure datasets to be used to be processed, standardized and distributed to their clients through decision tools, benchmark databases, research, custom studies and other associated products.

United States Department of Commerce Bureau of Economic Analysis—Abe Dunn

A standard Statewide 2002 through 2008 inpatient discharge dataset and regional 2004 through 2008 ambulatory/outpatient procedure dataset for Regions 1, 2 and 3. The client will use the data to study the value of health care networks and measure the economic impact of contracting with local hospitals on the cost of entering the local health insurance market. This study will help in understanding the drivers in the growth of health care costs and measure health care quality. The study will be shared through academic publications, working paper series and academic conferences.

United States Environmental Protection Agency—Zachary Parker

Standard Statewide 2008 through 2010 inpatient discharge dataset to be used to calculate incidence rates so that the United States Environmental Protection Agency can conduct research of risk assessment on the health impact of air pollution.

*Applicant and Project Description***University of Pennsylvania—Amy Tsou**

A custom 1999 through 2009 inpatient discharge dataset with derived data fields (number of days between admissions) and indicators (index, transfer and diagnoses) of cardiac arrest and/or acute myocardial infarction cases to be used to investigate the incidence and outcomes of inter-facility transfers for myoclonic epilepsy after cardiac arrest.

University of Pennsylvania—Shreya Kangovi

A custom second quarter 2011 through fourth quarter 2011 inpatient discharge dataset of patients enrolled in the Patient-Centered Transition (PaCT) project with 90-day readmission records through first quarter 2012 with derived data fields (number of days between admissions) and index indicator. The data will be used to evaluate the program that is designed to help uninsured and Medicaid patients with the challenges of being discharged from a hospital. The PaCT Project is a randomized controlled trial of an intervention in which community health workers provide social support, advocacy, and navigation to low-income patients during the transition from hospital to primary care.

University of Pennsylvania Medical Center—Patrick F. Fogarty, MD

A standard Statewide 2007 through 2011 inpatient discharge dataset to be used for research purposes. The data will be analyzed by looking at different comorbidities among persons with congenital bleeding disorders. Insights from the analysis will assist clinicians in counseling their patients with congenital disorders of hemostasis, provide a basis for prospective studies and advance preventive health care efforts.

University of Pennsylvania School of Nursing—Rachel Kelz

Standard Statewide 2005 through 2011 inpatient discharge dataset. The data will be used to: 1) evaluate outcomes for women undergoing lower extremity bypass (LEB) surgery for peripheral vascular disease (PVD) when compared to male patients; and 2) identify hospital characteristics associated with optimal patient outcomes for women undergoing LEB for PVD. The findings from this analysis may result in publications, collaborations and grant proposals to address gender-relevant interventions that show promise to improve the delivery of surgical care for women.

University of Pittsburgh—Allan Tsung, MD

A custom 2006 through 2011 inpatient discharge dataset with derived data fields (number of days to events of services) of patients diagnosed with specified diagnoses, linked with 2006 through 2011 Department of Health's cancer registry data. The data will be used to complete an NIH-funded and University of Pittsburgh IRB-approved research study "Rates of Surgical Intervention for Intrahepatic Cancers Based on Distance to High Volume Center." The study will investigate the rates of surgical intervention for inpatients with intrahepatic cancers seen in Pennsylvania hospitals based on the distance between their homes and the hospital.

University of Pittsburgh Medical Center—Mathew Michaels

A standard Statewide second quarter 2011 through second quarter 2012 inpatient discharge and ambulatory/outpatient procedure dataset to be used to produce various research reports including: patient origin for UPMC hospitals, UPMC market share in various geographies and for various service lines, utilization trends in volume and market share over different time periods, and physician volumes at UPMC and other hospitals.

University of Pittsburgh School of Medicine—Margaret Ragni

A custom 2007 through 2011 inpatient discharge dataset of pregnancy-related records with derived data fields (number of days between admissions and death) and disease indicators linked with 2007-2011 Department of Health mortality and birth certificate data. The data will be used to estimate the incidence and prevalence of postpartum hemorrhage among deliveries in women with and without Von Willebrand disease, other bleeding disorders and sickle cell disease. Deliveries will be compared by demographics, comorbidities, medical conditions, pregnancy complications, pregnancy outcomes, hemostatic agents, uterotonic agents, severity of illness (if available), length of stay and mortality. The incidence, prevalence and risk factors for pulmonary embolism (PE) among sickle cell disease deliveries will be estimated. Admissions during pregnancy, during delivery and during the postpartum period will be determined for the various conditions.

University of Pittsburgh School of Medicine—Steven L. Orebaugh, MD

A custom 2001 through second quarter 2011 ambulatory/outpatient procedure dataset of readmission data for patients who underwent ambulatory shoulder surgery at UPMC Mercy South Side Surgery Center and were readmitted within 5 days of surgery with the number of days between admission. The client is conducting a retrospective research study to evaluate and report the safety aspects of their anesthesia techniques for ambulatory shoulder surgeries.

University of Pittsburgh, Department of Medicine—Mark S. Roberts, MD, MPP

A modification to previous requests for a custom 2008 through first quarter 2011 inpatient discharge dataset of readmission records with number of days between admissions of patients who were diagnosed with a positive CT-scan for PE at a UPMC facility during 2008. The data will be used to evaluate the diagnostic performance of new CT-derived biomarkers of PE to assess whether they improve prediction of prognosis in acute PE. The data will be used to determine readmission rates and recurrent rates of thromboembolic disease for the cohort of patients with PE.

Wayne Memorial Hospital—Dave Hoff

Custom 2009 through first quarter 2011 inpatient discharge data reports of records of patients from specified zip codes by hospital and DRG to be used for market share analysis.

*Applicant and Project Description***WellSpan Health—David Kimpel**

A standard regional 2011 inpatient discharge and ambulatory/outpatient procedure dataset for Region 5. The data will be used for the internal assessment of the delivery of health care services within WellSpan Health's region. Service area utilization and analysis are the primary purposes for obtaining this data.

Widener University—Sandra Campbell

A custom 2010 inpatient discharge dataset of all patients with total hip arthroplasties and/or total knee arthroplasties procedures. The data will be used to continue a study on the impact of the Medicare 75% rule for patients with total joint arthroplasty, as part of a dissertation. An updated analysis will be performed on the discharge patterns after total joint arthroplasty to be shared in peer-reviewed forums, state or National conferences and publications.

Windber Medical Center—Cynthia L. Cassat

A custom third quarter 2008 through second quarter 2011 inpatient discharge data report of records of patients who reside in Somerset and Cambria Counties by DRG. The data will be used by Strategy Solutions, under contract with Windber Medical Center, to complete Windber's Comprehensive Community Needs Assessment which will identify the needs of residents living in Somerset and Cambria Counties.

JOE MARTIN,
Executive Director

[Pa.B. Doc. No. 13-428. Filed for public inspection March 8, 2013, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or a copy can be obtained from www.irrc.state.pa.us.

Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
16A-4320	State Board of Chiropractic Licensure by Reciprocity	2/21/13	4/4/13
57-286	Pennsylvania Public Utility Commission Railroad Transportation	2/22/13	4/4/13
14-521	Department of Public Welfare Psychiatric Rehabilitation Services	2/22/13	4/4/13
7-479	Environmental Quality Board Emergency Response Planning at Unconventional Well Sites	2/22/13	4/4/13

SILVAN B. LUTKEWITTE, III,
Chairperson

[Pa.B. Doc. No. 13-429. Filed for public inspection March 8, 2013, 9:00 a.m.]

INSURANCE DEPARTMENT

New York Life Insurance Company; Rate Increase Filing for Several LTC Forms

New York Life Insurance Company is requesting approval to increase the premium 21.1% on 1,818 policyholders with the following individual LTC policy form numbers: ILTC-5000, INH-5000, FLTC-5000 and FNH-5000.

Unless formal administrative action is taken prior to May 23, 2013, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov.

pa.gov. Under the tab "How to Find . . ." click on the link "PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 13-430. Filed for public inspection March 8, 2013, 9:00 a.m.]

New York Life Insurance Company; Rate Increase Filing for Several LTC Forms

New York Life Insurance Company is requesting approval to increase the premium 22.4% on 1,494 policyholders with the following individual LTC policy form numbers: ILTC-4300 and INH-4300.

Unless formal administrative action is taken prior to May 23, 2013, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 13-431. Filed for public inspection March 8, 2013, 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 Philadelphia and Pittsburgh, PA. Failure by an appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in Independence Hearing Room 4124, 801 Market Street, Philadelphia, PA 19107.

Appeal of George and Sylvia Thompson, II; file no. 13-188-134467; Allstate Fire and Casualty Insurance Company; Doc. No. P13-02-015; March 29, 2013, 1 p.m.

Appeal of Mary Lisa Gara; file no. 13-130-134217; Allstate Indemnity Company; Doc. No. P13-02-014; March 29, 2013, 2 p.m.

The following hearings will be held in Room 2015, Piatt Building, 301 5th Avenue, Pittsburgh, PA 15222.

Appeal of Arthur J. Leonard; file no. 12-183-130660; Government Employees Insurance Company; Doc. No. P12-12-016; April 3, 2013, 10 a.m.

Appeal of Kenneth and Renee Konias; file no. 12-188-127749; Geico Indemnity Company; Doc. No. P12-11-022; April 3, 2013, 11 a.m.

Appeal of Brian K. Boles, Jr.; file no. 12-115-126576; Progressive Advanced Insurance Company; Doc. No. P12-11-026; April 4, 2013, 9:30 a.m.

Parties may appear with or without counsel and offer relevant testimony or other relevant evidence. 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.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 13-432. Filed for public inspection March 8, 2013, 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 their companies' termination of the insureds' homeowners policies. The hearings 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 hearings will be held in the Insurance Department's regional offices in Philadelphia and Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Independence Hearing Room 4124, 801 Market Street, Philadelphia, PA 19107.

Appeal of Regina R. Hague; file no. 13-188-134735; New Jersey Manufacturers Insurance Company; Doc. No. P13-02-012; March 29, 2013, 11 a.m.

The following hearings will be held in Hearing Room 2015, Piatt Building, 301 5th Avenue, Pittsburgh, PA 15222.

Appeal of Raymond and Patricia Link; file no. 12-114-130370; Cincinnati Insurance Company; Doc. No. P13-01-002; April 3, 2013, 2 p.m.

Appeal of Theresa L. Carroll; file no. 12-183-129065; Allstate Property and Casualty Insurance Company; Doc. No. P12-11-027; April 3, 2013, 3 p.m.

Appeal of Donna L. Fry; file no. 13-183-133041; Property and Casualty Insurance Company Hartford; Doc. No. P13-01-024; April 4, 2013, 8:30 a.m.

Appeal of Lido T. and Joan H. Pinto; file no. 12-130-126763; State Farm Fire and Casualty Company; Doc. No. P12-10-003; April 4, 2013, 11:30 a.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. 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.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 13-433. Filed for public inspection March 8, 2013, 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 Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in Hearing Room 2015, Piatt Building, 301 5th Avenue, Pittsburgh, PA 15222.

Appeal of Ohio Casualty Insurance; file no. 12-198-130682; Francis A. Milliard; Doc. No. P12-12-015; April 3, 2013, 9 a.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. 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.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 13-434. Filed for public inspection March 8, 2013, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Indirect Change of Control

A-2013-2350006 and A-2013-2350007. NRG Energy Center Harrisburg, LLC and NRG Energy Center Pittsburgh, LLC. Joint application of NRG Energy Center Harrisburg, LLC and NRG Energy Center Pittsburgh, LLC for approval of an indirect change of control resulting from an internal restructuring of NRG Energy, Inc.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before March 25, 2013. 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.state.pa.us, and at the applicant's business address.

Applicant: NRG Energy Center Harrisburg, LLC, NRG Energy Center Pittsburgh, LLC

Through and By Counsel: David P. Zambito, Esquire, Joshua L. Belcher, Esquire, Cozen O'Connor, 305 North Front Street, Suite 400, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 13-435. Filed for public inspection March 8, 2013, 9:00 a.m.]

Pipeline Operators Subject to the Gas and Hazardous Liquids Pipeline Act; 2013 Registrations

The purpose of this Secretarial Letter is to inform pipeline operators of the annual registration requirements of the Gas and Hazardous Liquids Pipelines Act (act) (58 P.S. §§ 801.101—801.1101), which gives the Pennsylvania Public Utility Commission (Commission) jurisdiction to enforce Federal pipeline safety laws over operators of nonpublic utility gas and hazardous liquids pipeline equipment and facilities within this Commonwealth. The Commission issued Implementation Orders, which included the Annual Registration Form, in early 2012, at Doc. M-2012-2282031.

Information for Pipeline Operators Currently Registered with the Commission

A company who continues to be a Commonwealth pipeline operator, as defined in section 102 of the act (58 P.S. § 801.102), shall submit by March 31, 2013, the Annual Registration Form to report a pipeline operator's Commonwealth pipeline miles as of December 31, 2012, along with the \$250 annual registration fee. Note that mileage should be reported per mile of individual pipeline; multiple pipelines in one trench are each individual pipelines for reporting purposes. The Annual Registration Form along with accompanying attachments and the instructions can be found on the Commission's Act 127 web page at http://www.puc.pa.gov/filing_resources/issues_laws_regulations/act_127_pipeline_act.aspx.

If a pipeline operator filed a Commonwealth Pipeline Operator Registration Form in 2012, then the company was given a docket number (for example, A-2012-xxxxxxx). Indicate the docket number at the top of the 2013 Annual Registration Form. For reference, instructions to view the Commission's current list of docket numbers for Commonwealth pipeline operators can be found on the Commission's previously listed Act 127 web page.

If a pipeline operator has a docket number but changed its name or otherwise altered its legal status (acquisition, merger) in the past calendar year, explain the change so the Commission can update its records and maintain an accurate Pipeline Operator Registry.

Information for Pipeline Operators not Currently Registered with the Commission

This Secretarial Letter has been sent to pipeline operators because the Commission believes the companies may be Commonwealth pipeline operators under the act. A company who is a Commonwealth pipeline operator shall submit by March 31, 2013, the Annual Registration Form to report a pipeline operator's Commonwealth pipeline miles as of December 31, 2012, along with the \$250 Annual Registration Fee.

Filing Instructions

The Annual Registration Form may be electronically filed. To do so, pipeline operators first need to establish an account on the Commission's eFiling system, which may be accessed at <http://www.puc.pa.gov/efiling/default.aspx>. Paper copies need not be filed for materials that are eFiled; however, the Commission suggests that pipeline operators keep a copy of whatever is submitted to the Commission for their records.

Note that failure of a Commonwealth pipeline operator to timely file an Annual Registration Form and provide an accurate reporting of Commonwealth pipeline mileage could result in enforcement proceedings by the Commis-

sion's Bureau of Investigation and Enforcement, and possible civil penalties, under section 502 of the act (58 P.S. § 801.502).

If pipeline operators have any questions regarding this Secretarial Letter, e-mail questions to ra-Act127@pa.gov or see the Commission's previously listed Act 127 web page.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 13-436. Filed for public inspection March 8, 2013, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by March 25, 2013. 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-2012-2332927. Revised Golden Bridges Senior Services, LLC (904 Warrendale Village Drive, Warrendale, Allegheny County, PA 15086)—for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Allegheny, Armstrong, Beaver, Butler, Washington and Westmoreland, to points in Pennsylvania, and return.

A-2012-2333982. ETA Priority Transport, Inc., (2350 McKean Street, Philadelphia PA 19145), for the right to begin to transport as a common carrier, by motor vehicle, persons in paratransit service between points in the City and County of Philadelphia, excluding areas under the jurisdiction of the Philadelphia Parking Authority.

A-2012-2334078. Mahlon R. Diller (7700 Scenic Drive, Shippensburg, PA 17257), for the right to begin to transport as a common carrier, by motor vehicle, persons in paratransit service, from the County of Franklin to points in Pennsylvania, and return.

A-2012-2334208. Luxe Limousine Services, Inc. (2223 South 20th Street, Philadelphia, PA 19145) for the right to begin to transport, as a common carrier, persons in limousine service, from points in the Counties of Bucks, Chester, Delaware, Montgomery and Philadelphia to points in Pennsylvania, and return.

A-2012-2336002. Mae E. Mosser (232 Masser Road, Allenwood, Union County, PA 17810)—for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lancaster County, to points in Pennsylvania, and return.

A-2012-2336511. Herbert Jeffries (463 Swamp Road, Morgantown, Lancaster County, PA 19543)—for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lancaster County, to points in Pennsylvania, and return.

A-2012-2337282. Derrick John Cimini (5670 South Route 44 Hwy, Jersey Shore, PA 17740) for the right to begin to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in Lycoming County, to points in Pennsylvania, and return.

A-2012-2337848. And Ex Cor (530 Lawler Street, Philadelphia, PA 19116) for the right to begin to transport, as a common carrier, by motor vehicle, persons, upon call or demand, to and/or from points within Bristol, Chalfont, Churchville, Croydon, Doylestown, Dublin, Edgington, Fairless Hills, Feasterville, Forest Park, Ivyland, Langhorne, Levittown, Morrisville, New Hope, Newtown, Pennel, Perkasio, Richboro, Trevoise, Warminster, Yardley all in Bucks County; and in Ambler, Ardmore, Blue Bell, Bridgeport, Bryn Athyn, Bryn Mawr, Collegeville, Conshohocken, Eagleville, East Greenville, Flourtown, Fort Washington, Glasgow, Glenside, Hatboro, Hatfield, Horsham, Jenkintown, King of Prussia, Kulpville, Lansdale, Maple Glen, Norristown, North Wales, Oreland, Plymouth Meeting, Pottstown, Skippack, Washington Hill, Willow Grove, all in Montgomery County: excluding all services that are under the jurisdiction of the Philadelphia Parking Authority.

A-2012-2338683. Twin Valley Medical Transport, Inc. (P. O. Box 858, Morgantown, PA 19543) for the right to begin to transport, as a common carrier, by motor vehicle, persons, in paratransit service, from points in Berks, Lancaster, and Chester Counties, to points in Pennsylvania, and return.

A-2012-2338326. MTR Transportation, Inc., t/a K-Cab Co. (6725 Keefer Lane, Bloomsburg, PA 17815) for the right to begin to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, between points in the Counties of Columbia and Montour: the Borough of Riverside, Northumberland County; the Borough of Nescopeck and the Townships of Salem and Nescopeck, Luzerne County, and from points in said counties, boroughs and townships to points in Pennsylvania, and return; excluding areas under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* Lloyd R. Persun, Esquire, Persun & Heim, PC, P. O. Box 659, Mechanicsburg, PA 17055-0659.

Application of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under the application.

A-2012-2334929. Classic Limousine Transportation, LLC (1001 Third Avenue, Coraopolis, PA 15108-1468) for the additional right to transport as a common carrier, persons in Group and Party service in vehicles seating 11-15 passengers, including the driver, from points in Allegheny County to points in Allegheny County, and return. *Attorney:* William A. Gray, Vuono & Gray, LLC, 310 Grant Street, Suite 2310, Pittsburgh, PA 15219-2383.

Applications of the following for the approval of the right and privilege to *discontinue/abandon* operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under each application.

A-2013-2344480. Lock Haven Taxi, Inc. (17 Corning Street, Lock Haven, Clinton County, PA 17745)—for the discontinuance of service and cancellation of the certificate as a common carrier, by motor vehicle, persons in limousine service between points in the City of Lock Haven, the Boroughs of Flemington, Mill Hall, Beech Creek, Avis, Loganton and Renovo, and the Townships of Dunnstable, Allison, Bald Eagle, Woodward, Castanea, Beech Creek, Colebrook, Grugan, Lamar, Pine Creek, Logan, Greene, Porter and Wayne, all located in the County of Clinton, and from points in said territory, to points in Pennsylvania, and return.

A-2013-2347781. Southern Cross Trading, LLC, t/a Lexington Moving and Storage Co. (810 Copenhaffer Road, York, York County, PA 17404)—discontinuance of service—household goods in use, between points in the County of York, and from points in said county, to points in Adams, Cumberland, Dauphin, Lancaster and Perry.

Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Major Tours, Inc.;
Doc. No. A-00104867; C-2013-2330610

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 & Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation & Enforcement Prosecutory Staff hereby represents as follows:

1. That Major Tours, Inc., respondent, operates its business from 751 Cypress St., Lansdowne, PA 19050.

2. That respondent was previously certificated as a Group and Party 16 or Greater carrier at Docket A-00104867, prior to cancellation on February 13, 2001.

3. That on October 13, 2012, carrier did provide transportation from points in Philadelphia, PA 19144, to the Mount Airy Casino located in Mount Pocono, PA 18344, for \$875.00 in compensation, while not holding authority to do so.

4. That respondent, in performing the acts described in Paragraph 3 of this complaint, violated the Public Utility Code, 66 Pa.C.S. § 1101, in that respondent provided transportation for compensation between points in the Commonwealth of Pennsylvania while not holding a certificate of public convenience issued by this Commission. The penalty is \$1,000.00. Future violations may result in possible criminal prosecution with penalties up to \$10,000.00 and one year in prison.

Wherefore, the Bureau of Investigation and Enforcement's Prosecutory Staffs hereby requests that the Commission fine Major Tours, Inc., the proposed civil penalty of one thousand dollars (\$1,000.00) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

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 of Motor Carrier Enforcement of the 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 the Bureau to be able to prove the 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 of 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, Pennsylvania 17105 3265

Or may be sent by overnight delivery to:

400 North Street, 2nd Floor
 Harrisburg, Pennsylvania 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, Pennsylvania 17105-3265

B. If you fail to answer this Complaint within twenty (20) days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing the penalty proposed in the Complaint.

C. You may elect not to contest this complaint by paying the fine proposed in this Complaint by certified check or money order. Payment must be made to the Commonwealth of Pennsylvania and should be forwarded to the:

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 your payment, the complaint proceeding shall be closed. In such case, to prevent the suspension of your vehicle registration(s), you must file an application for authority with the Secretary of the Commission, P. O. Box 3265, Harrisburg, PA 17105 3265. If no application is received within the twenty (20) day time period, the Bureau of Investigation and Enforcement will proceed with the request for suspension of your vehicle registration(s). Your response should be directed to the Compliance Office, Bureau of Technical Utility Services, P. O. Box 3265, Harrisburg, Pennsylvania 17105 3265.

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 penalty proposed in the 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 optional fine set forth in the Complaint.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227. Questions on how to respond to this Complaint may also be directed to the Compliance Office.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 13-437. Filed for public inspection March 8, 2013, 9:00 a.m.]

Telecommunications

A-2013-2348951. Frontier Communications of Lakewood, LLC and Verizon Wireless. Joint petition of Frontier Communications of Lakewood, LLC and Verizon Wireless for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Joint petition of Frontier Communications of Lakewood, LLC and Verizon Wireless, by its counsel, filed on February 21, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for the approval of amendment No. 2 to the 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. Copies of the Frontier Communications of Lakewood, LLC and Verizon Wireless joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 13-438. Filed for public inspection March 8, 2013, 9:00 a.m.]

Telecommunications

A-2013-2349022. United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Sprint Communications Company, LP. Joint petition of United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Sprint Communications Company, LP for approval of an amendment to the interconnection agreement under section 252(e) of The Telecommunications Act of 1996.

Joint petition of United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Sprint Communications Company, LP, by its counsel, filed on February 21, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for the approval of an amendment to the 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. Copies of the United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Sprint Communications Company, LP joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 13-439. Filed for public inspection March 8, 2013, 9:00 a.m.]

Transfer of Control

A-2013-2350024, A-2013-2350025 and A-2013-2350026. AmericaTel Corporation, Matrix Telecom, Inc. and Impact Telecom Inc. Joint application of AmericaTel Corporation, Matrix Telecom, Inc. and Impact Telecom Inc., for approval of the general rule transfer of control of AmericaTel Corporation to Matrix Telecom, Inc.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before March 25, 2013. 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.state.pa.us, and at the applicant's business address.

Applicants: AmericaTel Corporation, Matrix Telecom, Inc., Impact Telecom, Inc.

Through and By Counsel: Michael A. Gruin, Esquire, Stevens & Lee, 17 North Second Street, 16th Floor, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 13-440. Filed for public inspection March 8, 2013, 9:00 a.m.]

Wastewater Service

A-2013-2349189. Pennsylvania-American Water Company—Wastewater. Application of Pennsylvania-American Water Company—Wastewater, for approval of the right to offer, render, furnish or supply wastewater service in an additional portion of Clarion Township, Clarion County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before March 25, 2013. 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.state.pa.us, and at the applicant's business address.

Applicant: Pennsylvania American Water Company—Wastewater

Through and By Counsel: Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, Seth A. Mendelsohn, Esquire, 800 West Hersheypark Drive, Hershey, PA 17033

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 13-441. Filed for public inspection March 8, 2013, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 13-016.1, Pier 40 Overhead Door Replacement, until 2 p.m. on Thursday, April 11, 2013. 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. 13-442. Filed for public inspection March 8, 2013, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has approved by rule the following list of projects from January 1, 2013, through January 31, 2013.

For further information contact Richard A. Cairo, General Counsel, (717) 238-0423, Ext. 306, fax (717) 238-2436, rcairo@srbc.net. Regular mail inquiries may be sent to Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391.

Supplementary Information

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process set forth in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period specified previously:

Approvals By Rule Issued Under 18 CFR 806.22(e):

1. Moxie Energy, LLC, Moxie Patriot, LLC Facility, ABR-201301006, Clinton Township, Lycoming County, PA; Consumptive Use of Up to 0.060 mgd; Approval Date: January 18, 2013.

2. Moxie Energy, LLC, Moxie Liberty, LLC Facility, ABR-201301007, Asylum Township, Bradford County, PA; Consumptive Use of Up to 0.060 mgd; Approval Date: January 18, 2013.

Approvals By Rule Issued Under 18 CFR 806.22(f):

1. EOG Resources, Inc., Pad ID: HARKNESS C Pad, ABR-201301001, Smithfield Township, Bradford County, PA; Consumptive Use of Up to 5.000 mgd; Approval Date: January 7, 2013.

2. EOG Resources, Inc., Pad ID: HOPPAUGH C Pad, ABR-201301002, Springfield Township, Bradford County, PA; Consumptive Use of Up to 5.000 mgd; Approval Date: January 7, 2013.

3. Chief Oil & Gas, LLC, Pad ID: Cochran Drilling Pad, ABR-201301003, West Burlington Township, Bradford County, PA; Consumptive Use of Up to 2.000 mgd; Approval Date: January 11, 2013.

4. Pennsylvania General Energy Company, LLC, Pad ID: COP Tract 322 Pad A, ABR-201301004, Cummings Township, Lycoming County, PA; Consumptive Use of Up to 3.500 mgd; Approval Date: January 11, 2013.

5. Pennsylvania General Energy Company, LLC, Pad ID: COP Tract 322 Pad B, ABR-201301005, Cummings Township, Lycoming County, PA; Consumptive Use of Up to 3.500 mgd; Approval Date: January 11, 2013.

6. Range Resources—Appalachia, LLC, Pad ID: Grays Run 6H-10H, ABR-201301008, McIntyre Township, Lycoming County, PA; Consumptive Use of Up to 5.000 mgd; Approval Date: January 25, 2013.

7. Chesapeake Appalachia, LLC, Pad ID: Three D Acres, ABR-201301009, Monroe Township, Bradford County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: January 25, 2013.

8. Southwestern Energy Production Company, Pad ID: WALKER WEST PAD 14, ABR-201301010, Jackson Township, Susquehanna County, PA; Consumptive Use of Up to 4.999 mgd; Approval Date: January 25, 2013.

9. WPX Energy Appalachia, LLC, Pad ID: Buxbaum Well Pad, ABR-201301011, Franklin Township, Susquehanna County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: January 25, 2013.

10. Chesapeake Appalachia, LLC, Pad ID: Alvarez, ABR-201301012, Wilmot and Windham Townships, Bradford and Windham Counties, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: January 25, 2013.

11. Seneca Resources, Pad ID: DCNR 100 Pad T, ABR-201301013, Lewis Township, Lycoming County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: January 30, 2013.

12. Chesapeake Appalachia, LLC, Pad ID: Finan, ABR-201301014, Wilmot Township, Bradford County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: January 30, 2013.

13. Chesapeake Appalachia, LLC, Pad ID: Outback, ABR-201301015, Elkland Township, Sullivan County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: January 30, 2013.

14. Chesapeake Appalachia, LLC, Pad ID: Rosiemar, ABR-201301016, Auburn Township, Susquehanna County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: January 30, 2013.

15. Cabot Oil & Gas Corporation, Pad ID: KropaT P1, ABR-201301017, Springville Township, Susquehanna County, PA; Consumptive Use of Up to 3.575 mgd; Approval Date: January 30, 2013.

Authority: Pub. L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808.

Dated: February 25, 2013.

PAUL O. SWARTZ,
Executive Director

[Pa.B. Doc. No. 13-443. Filed for public inspection March 8, 2013, 9:00 a.m.]

