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Volume 44 (2014)

Pennsylvania Bulletin  
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# PENNSYLVANIA BULLETIN

Volume 44

Number 17

Saturday, April 26, 2014 • Harrisburg, PA

Pages 2497—2608

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The General Assembly

The Courts

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**No. 473, April 2014**

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**PENNSYLVANIA**



**BULLETIN**

(ISSN 0162-2137)

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.

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

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### Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from 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.

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# List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2014.

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# THE GOVERNOR

## Title 4—ADMINISTRATION

### PART I. GOVERNOR'S OFFICE

[ 4 PA. CODE CH. 6 ]

[ EXECUTIVE ORDER NO. 2014-02 ]

#### Pennsylvania Justice Network (JNET) Governance Structure

March 18, 2014

*Whereas*, on March 9, 1995, the Improve Management and Cost Control Task Force (“IMPACCT”) was established to survey and examine the administrative organization and operations of state agencies in order to secure greater administrative and program efficiency and economy; and

*Whereas*, Sections 501 and 502 of The Administrative Code of 1929 (71 P. S. §§ 181 and 182) require administrative departments and several independent and departmental administrative boards to coordinate their work and activities with other departments, boards, and commissions; and

*Whereas*, historically, justice information systems in the commonwealth have been fragmented secondary to the development of independent, autonomous information systems designed to address agency-specific operational needs; and

*Whereas*, the Office of Administration initiated the Integrated Criminal Justice (ICJ) Project in January 1996 for the purpose of developing a strategic vision for the sharing of electronic information between justice and justice-affiliated agencies in order to improve operating efficiencies and enhance public safety throughout the commonwealth; and

*Whereas*, in May 1997, the Office of Administration formed a steering committee of agency representatives from the 10 justice and justice-affiliated agencies to develop and implement an initial blueprint for the Justice Network (JNET); and

*Whereas*, the purpose of this Executive Order is to create and formalize the JNET Governance Structure for the commonwealth's Justice Network to include the JNET Executive Council, the JNET Steering Committee, and the JNET Office; and

*Whereas*, the establishment of a JNET Governance Structure will facilitate the development of a cost-effective, integrated justice information system that maximizes standardization of information and communications technology across the commonwealth's justice and justice-affiliated agencies and, thereby, improves public safety.

*Now, Therefore*, I, Tom Corbett, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania and other laws of the commonwealth do hereby establish the Pennsylvania Justice Network (JNET) Governance Structure. By so doing, I invest it with the necessary powers to perform the duties and functions set forth herein and to advise and counsel me in the development and operation of the JNET System specifically with respect to the commonwealth's overall duty to ensure public safety.



Governor

**Fiscal Note:** 2014-02. No fiscal impact; (8) recommends adoption.

## Annex A

## TITLE 4. ADMINISTRATION

## PART I. GOVERNOR'S OFFICE

## CHAPTER 6. ADDITIONAL COUNCILS AND COMMITTEES

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GOVERNANCE STRUCTURE

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6.542.	JNET Governance Structure.
6.543.	Effective date.
6.544.	Rescission.

## § 6.541. Purpose.

The purpose of the JNET Governance Structure is to establish a strategic direction for the investment in information solutions across the Commonwealth's technology enterprise and to direct implementation of a comprehensive integrated justice information system.

## § 6.542. JNET Governance Structure.

The JNET Governance Structure consists of an Executive Council, a Steering Committee and a JNET Office. Each entity will be responsible for fulfilling specific activities, as outlined in this section, necessary to support JNET.

(1) *JNET Executive Council.* The JNET Executive Council is responsible for establishing an overall policy and strategic vision for JNET. This vision should complement agency operations and ensure ongoing interagency cooperation and collaboration.

(i) *Composition.* The JNET Executive Council will be comprised of chief executives from the justice and justice-affiliated organizations identified in this subparagraph. Agencies that provide information by means of JNET to JNET Executive Council member agencies may petition the JNET Executive Council and be granted membership based on a majority vote of the JNET Executive Council. Given the significance of JNET to the administration's overall public safety initiatives, participants will be required to regularly represent their respective agencies at JNET Executive Council meetings. If the participant on the JNET Executive Council is not the chief executive, the designee must serve as a high-level decision maker from the agency.

- (A) Department of Corrections.
- (B) Pennsylvania State Police.
- (C) Board of Probation and Parole.
- (D) Commission on Crime and Delinquency.
- (E) Board of Pardons.
- (F) Juvenile Court Judges' Commission.
- (G) Department of Public Welfare.
- (H) Department of Transportation.
- (I) Governor's Policy Office.
- (J) Governor's Office of Administration.
- (K) Office of the Budget.
- (L) Office of General Counsel.
- (M) Office of Inspector General.
- (N) Office of Administration, Deputy Secretary for Information Technology.
- (O) Office of Administration, JNET Executive Director.

(P) Although participation on the JNET Executive Council by justice entities outside the Executive Branch, or outside the Governor's jurisdiction, cannot be required under Executive Order, representation by the agencies in this clause is seen to be critical to the success of JNET and is strongly encouraged. As with the other JNET Executive Council appointments, a non-Executive Branch agency will be required to select a permanent designee who will represent the agency at JNET Executive Council meetings.

(-i-) Administrative Office of Pennsylvania Courts.

(-ii-) Office of Attorney General.

(-iii-) Commission on Sentencing.

(ii) *Chairperson.* The Governor's Policy Office representative will serve as the Chairperson of the JNET Executive Council for the purposes of convening meetings and conducting business. Except that the Governor may designate, to serve at the pleasure of the Governor, another person from JNET Executive Council membership as Chairperson of the JNET Executive Council.

(2) *JNET Steering Committee.* The JNET Steering Committee shall establish a tactical plan for the deployment of JNET functionality and associated information sharing requirements. Policies set forth by the JNET Steering Committee must reflect the means by which participating agencies will share data stored in agency-specific information systems to maximize access to, and the use of, existing databases and platforms.

(i) *Composition.* The JNET Steering Committee will include representatives from the following agencies or any other agency granted membership on the JNET Executive Council, as selected by agency heads:

(A) Pennsylvania State Police.

(B) Department of Corrections.

(C) Board of Probation and Parole.

(D) Board of Pardons.

(E) Juvenile Court Judges' Commission.

(F) Commission on Crime and Delinquency.

(G) Department of Public Welfare.

(H) Department of Transportation.

(I) Office of Attorney General.\*

(J) Administrative Office of Pennsylvania Courts.\*

(K) Governor's Policy Office.

(L) Office of Administration.

(M) Office of the Budget.

(N) Office of General Counsel.

(O) Office of Inspector General.

(P) Commission on Sentencing.\*

(Q) At-large member.\*\*

(R) At-large member.\*\*

(S) At-large member.\*\*

(T) Office of Administration, Deputy Secretary for Information Technology.

(U) Office of Administration, JNET Executive Director.

\* Insofar as these organizations choose to participate on the JNET Executive Council.

\*\* The JNET Steering Committee Chairperson may appoint up to three at-large members to the JNET Steering Committee. The at-large members

may represent Federal, State, county or local criminal justice agencies. The at-large members will serve 2-year terms and will serve at the discretion of the Chairperson. During the 2-year term, the Chairperson can replace at will or reappoint as appropriate. At least two of the at-large members will be representative of county or local criminal justice agencies, or both. JNET Steering Committee members may not be representatives of nongovernment organizations, quasigovernment organizations or associations.

(ii) *Chairperson.* In consultation with the JNET Executive Council, the Office of Administration will designate the JNET Steering Committee Chairperson.

(3) *JNET Office.* The JNET Office will be managed by an Executive Director who will direct day-to-day management, development and implementation of JNET.

(i) *Composition.* The Executive Director, in consultation with the Office of Administration's Deputy Secretary for Information Technology and Deputy Secretary for Human Resources Management and the JNET Steering Committee, shall determine the appropriate staffing levels and associated classifications necessary to support JNET Office operations.

(ii) *Organizational location.* The JNET Office will be located within the Office of Administration, Office for Information Technology, and shall report to the Deputy Secretary for Information Technology. JNET Office priorities shall be established by the JNET Steering Committee within the overall strategic direction set forth by the JNET Executive Council.

**§ 6.543. Effective date.**

This subchapter takes effect immediately and remains in effect unless revised or modified by the Governor.

**§ 6.544. Rescission.**

Executive Order 1999-4 is rescinded.

[Pa.B. Doc. No. 14-869. Filed for public inspection April 25, 2014, 9:00 a.m.]

# THE GENERAL ASSEMBLY

## COMMISSION ON SENTENCING

### Meetings Scheduled

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

Wednesday, June 4, 2014	3 p.m.	Public Hearing Pennsylvania Judicial Center 601 Commonwealth Avenue Harrisburg, PA
Wednesday, June 4, 2014	6 p.m.	Dinner Meeting Harrisburg Hilton and Towers Hotel One North Second Street Harrisburg, PA
Thursday, June 5, 2014	9 a.m.	Policy Committee Meeting Pennsylvania Judicial Center 601 Commonwealth Avenue Harrisburg, PA
	1 p.m.	Commission Meeting Pennsylvania Judicial Center 601 Commonwealth Avenue Harrisburg, PA

MARK H. BERGSTROM,  
*Executive Director*

[Pa.B. Doc. No. 14-870. Filed for public inspection April 25, 2014, 9:00 a.m.]

# THE COURTS

## Title 210—APPELLATE PROCEDURE

### PART I. RULES OF APPELLATE PROCEDURE

[ 210 PA. CODE CH. 21 ]

Order Amending Rule 2119 of the Rules of Appellate Procedure; No. 242 Appellate Procedural Rules Doc.

#### Order

*Per Curiam*

*And Now*, this 14th day of April, 2014, the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3) in the interests of efficient administration:

*It Is Ordered*, pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 2119 of the Pennsylvania Rules of Appellate Procedure is amended in the following form.

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

#### Annex A

### TITLE 210. APPELLATE PROCEDURE

#### PART I. RULES OF APPELLATE PROCEDURE

#### ARTICLE II. APPELLATE PROCEDURE

#### CHAPTER 21. BRIEFS AND REPRODUCED RECORD

#### CONTENT OF BRIEFS

#### Rule 2119. Argument.

\* \* \* \* \*

(b) *Citations of authorities*.—Citations of authorities must set forth the principle for which they are cited. Citations of uncodified statutes shall make reference to the book and page of the Laws of Pennsylvania (Pamphlet Laws) or other official edition, and also to a standard digest, where the statutes may be found. Citations of provisions of the Pennsylvania Consolidated Statutes may be in the form: “1 Pa.C.S. § 1928 (rule of strict and liberal construction)” and the official codifications of other jurisdictions may be cited similarly. Quotations from authorities or statutes shall also set forth the pages from which they are taken. Opinions of an appellate court of this or another jurisdiction shall be cited from the National Reporter System, if published therein [ , and to the official reports of Pennsylvania appellate courts, if published therein ].

\* \* \* \* \*

**Official Note:** [ Based on former Supreme Court Rule 55, former Superior Court Rule 45 and former Commonwealth Court Rule 95. The requirement for parallel citation to the Atlantic Reporter is extended to the Supreme Court and the Common-

wealth Court and the related certificate of nonpublication in the official reports has been omitted. The requirement of former Superior Court Rule 45 that a party print in bold face up to three citations under each head chiefly relied upon, has been omitted. Counsel having available the Atlantic Reporter can readily obtain the official citation from cross-reference sheets ordinarily pasted on the flyleaf of each Atlantic Reporter volume; counsel having the official reports available can obtain the Atlantic Reporter citation from cross-references available in *Shepard’s Pennsylvania Citations—Case Edition* or the *National Reporter Blue Book*. ] The 2014 amendment to paragraph (b) eliminated the requirement for parallel citation to the Pennsylvania State Reports, which is the official court reports of the Pennsylvania Supreme Court, the Pennsylvania Superior Court Reports, which had been the official court reports of the Pennsylvania Superior Court, and the Pennsylvania Commonwealth Court Reports, which had been the official court reports of the Commonwealth Court.

In some circumstances an appellant may have a right to appellate review of the discretionary aspects of a sentence. See [ note to Rule 341 (final orders generally) ] Official Note to Pa.R.A.P. 341. In such cases a citation to the controlling authority will suffice for purposes of [ Subdivision ] paragraph (f).

[Pa.B. Doc. No. 14-871. Filed for public inspection April 25, 2014, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### BUCKS COUNTY

Norfolk Southern Police Department Filing Venue Change; Administrative Order No. 72

#### Order

*And Now*, to wit, this 15th day of April, 2014, pursuant to Pa.R.Crim.P. No. 132(A)(4), and at the request of the Norfolk Southern Police Department, effective June 1, 2014 and continuing until further notice, all Norfolk Southern Police filings in Bucks County may be filed, processed and heard in Magisterial District Court 07-1-07/Pennndel.

This order is to promote the efficient administration of justice in Bucks County.

*By the Court*

JEFFREY L. FINLEY,  
*President Judge*

[Pa.B. Doc. No. 14-872. Filed for public inspection April 25, 2014, 9:00 a.m.]



## BUCKS COUNTY

**Order Amending Administrative Order No. 59 Electronic Processing Prior to Preliminary Arraignment; Administrative Order No. 59****Order**

*And Now*, to wit, this 10th day of April, 2014, Administrative Order No. 59, promulgated on July 15, 2010, is hereby amended as follows:

It is directed that all defendants to be preliminarily arraigned in any Bucks County Magisterial District Court be first processed using Livescan and CPIN technology. Only electronic fingerprints will be accepted. Prior to or at the time of the preliminary arraignment, the arresting officer shall provide the judge conducting the arraignment a verbal recitation of the defendant's criminal history.

The foregoing requirement may be waived only in the event of an unusual circumstance, such as a serious medical condition, which would prevent prompt processing.

This Order shall become effective June 1, 2014.

*By the Court*

JEFFREY L. FINLEY,  
*President Judge*

[Pa.B. Doc. No. 14-873. Filed for public inspection April 25, 2014, 9:00 a.m.]

## CARBON COUNTY

**Amendment of Local Rule of Orphans Court Procedure 3.1 Conformity to Equity Practice in General; No. 14-9102****Administrative Order No. 8-2014**

*And Now*, this 4th day of April, 2014, it is hereby

*Ordered* and *Decreed* that, effective May 1, 2014, Carbon County Rule of Orphans Court Procedure CARB.Co.O.C.R. 3.1 governing Conformity to Equity Practice in General be and is hereby *Amended* as follows.

1. The Carbon County District Court Administrator is *Ordered* and *Directed* to File one (1) certified copy of this Administrative Order and Local Rules with the Administrative Office of Pennsylvania Courts.

2. File two (2) certified copies and one (1) CD with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. File one (1) certified copy with the Orphans Court Procedural Rules Committee.

4. Forward one (1) copy for publication in the *Carbon County Law Journal*.

5. Forward one (1) copy to the Carbon County Law Library.

6. Keep continuously available for public inspection copies of the Administrative Order and Local Rules in the Orphan's Court Office.

*By the Court*

ROGER N. NANOVIC,  
*President Judge*

**3.1. Conformity to Equity Practice in General.**

1 Any documents presented for filing referring to social security numbers, driver's license/vehicle identification numbers, and any financial account numbers shall list only the last four digits. Birth dates shall be limited to the year of birth only. When reference is made to a minor child (i.e., individuals less than 18 years of age), the names shall not be given, only their initials. The complete social security numbers, account numbers, dates of birth and full names of minors shall be submitted on the Court's "CONFIDENTIAL INFORMATION FORM" attached hereto. The Register of Wills/Orphans Court Office shall record the Confidential Information in the Court Computer Database and, upon verification of proper entry, shall shred the form containing the Confidential Information. This information shall remain confidential in that it will only be visible to internal personnel and cannot be accessed through the public access programs.

2 The parties and their attorneys are solely responsible for complying with the provisions of number 1 above. The court staff is not responsible for reviewing any document filed as a public record for compliance with number 1 above. A party's or attorney's failure to comply with the provisions shall not affect access to case records that are otherwise accessible.

3 Motions and petitions shall be governed by the provisions of Carbon County Civil L206.1. A completed Petition/Motion cover sheet shall be attached in the form as Exhibit "A."

4 A copy of every pleading, including exceptions, shall be promptly served upon counsel of record for all parties in interest, and upon any party who is not represented.

5 A party representing himself or herself shall enter a written appearance which shall state an address, which need not be his or her home address, where the party agrees that pleadings and other legal papers may be served, and a telephone number through which the party may be contacted, as attached hereto and marked Exhibit "B." The entry of appearance may include a facsimile number as provided by Pa.R.C.P. No. 440(d).

6 A self-represented party is under a continuing obligation to provide current contact information to the Court, to other self-represented parties, and to attorneys of record.

7 The self-represented party shall provide a copy of the entry of appearance to all self-represented parties and attorneys of record.

8 The assertion of self-representation shall not delay any stage of the proceeding.

Exhibit "A"

CARBON COURT OF COMMON PLEAS
ORPHANS' COURT DIVISION
PETITION/MOTION COURT COVER SHEET

NO. \_\_\_\_\_

\_\_\_\_\_
vs.
\_\_\_\_\_

Assigned Judge
Court Action Taken
Returned to Attorney for Deficiencies
Action Deferred by Court
For Court Use Only

FILING OF: Petitioner ( ) Respondent ( )

TYPE OF FILING (check one):

- ( ) 1. Application for Continuance (128)
( ) 2. Petition for Adoption (134)
( ) 3. Petition for Voluntary Termination (132)
( ) 4. Petition for Involuntary Termination (155)
( ) 5. Petition to Remove Fiduciary (053)
( ) 6. Petition for Guardian of Minor (050)
( ) 7. Petition to Sell Real Estate (052)
( ) 8. Petition to Distribute Minor's Estate (057)
( ) 9. Incapacity Petition (058)
( ) 10. Petition to Withdraw as Counsel (127)
( ) 11. Petition to Revoke Letters (064)
( ) 12. Petition to Challenge Election (229)
( ) 13. Petition to Excuse Additional Bond (055)
( ) 14. Petition for Compensation (151)
( ) 15. Other Motion or Petition (specify):

( ) 16. Response to: \_\_\_\_\_

OTHER ATTORNEY:

\_\_\_\_\_  
Attorney's Name (Typed)

Attorney for: \_\_\_\_\_
( ) Petitioner ( ) Respondent

N.B. The numbers after the Motion or Petition above are docket codes used in the Court Computer System. Please be precise when marking your Motion or Petition. When filing Motion or Petition, provide Clerk with sufficient copies for opposing Counsel and filing Counsel.

THIS FORM IS AVAILABLE IN THE ORPHANS' COURT OFFICE
Exhibit "B"

IN THE COURT OF COMMON PLEAS OF CARBON COUNTY, PENNSYLVANIA
ORPHANS COURT DIVISION

ENTRY OF APPEARANCE

In accordance with Carbon County Rule of Orphans Court Procedure CARB.Co.O.C.R. No. 3.1 governing a Self-Represented Party:

I \_\_\_\_\_, Plaintiff or Defendant (circle one)

choose to represent myself and provide the following address where pleadings and other legal papers can be served and a telephone number through which I can be contacted. This Entry of Appearance shall remain in full force and effect unless superseded with an Entry of Appearance by an attorney.

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
Telephone Number

\_\_\_\_\_  
City, State, Zip Code

\_\_\_\_\_  
Facsimile Number (Governed by PA Rule of Civil Procedure 440(d))

In accordance with Carbon County Rule of Orphans Court Procedure 3.1, a self-represented party is under a continuing obligation to provide current contact information to the court, to other self-represented parties, and to attorneys of record.

Signature  
**COMMONWEALTH OF PENNSYLVANIA**  
**COUNTY OF CARBON**

Date  
**Confidential Information Form**

Carbon County Court of Common Pleas  
 Carbon County Courthouse  
 P.O. Box 131  
 Jim Thorpe, PA 18229-0131  
 Telephone: (570) 325-8556

VS.

Docket No. \_\_\_\_\_

CONFIDENTIAL INFORMATION	
Name: _____  <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other: _____	Social Security Number  Financial Information/Driver's License Number/VIN
Name: _____  <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other: _____	Social Security Number  Financial Information/Driver's License Number/VIN
Name: _____  <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other: _____	Social Security Number  Financial Information/Driver's License Number/VIN
Name: _____  <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other: _____	Minor Child(ren) Names/Dates of Birth

Name: \_\_\_\_\_ Signature: \_\_\_\_\_

Attorney #: \_\_\_\_\_ Telephone: \_\_ (\_\_\_\_) \_\_\_\_\_

Address: \_\_\_\_\_

[Pa.B. Doc. No. 14-874. Filed for public inspection April 25, 2014, 9:00 a.m.]

**CARBON COUNTY**

**Amendment of Local Rules of Civil Procedure  
 205.3.1 Filing of Legal Papers with the Prothonotary and 1035.2(a) Motion for Summary Judgment; No. 13-0523; 13-1830**

**Administrative Order No. 7-2014**

And Now, this 4th day of April, 2014, it is hereby

Ordered and Decreed that, effective May 1, 2014, Carbon County Rules of Civil Procedure CARB.R.C.P. 205.3.1 governing Filing of Legal Papers with the Prothonotary, and CARB.R.C.P. 1035.2(a) governing a Motion for

Summary Judgment be and are hereby *Amended* as follows.

1. The Carbon County District Court Administrator is *Ordered* and *Directed* to File one (1) certified copy of this Administrative Order and Local Rules with the Administrative Office of Pennsylvania Courts.
2. File two (2) certified copies and one (1) CD with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish the Rules on the UJS Portal at <http://ujportal.pacourts.us/localrules/ruleselection.aspx>.
4. File one (1) certified copy with the Civil Procedural Rules Committee.

5. Forward one (1) copy for publication in the *Carbon County Law Journal*.

6. Forward one (1) copy to the Carbon County Law Library.

7. Keep continuously available for public inspection copies of the Administrative Order and Local Rules in the Prothonotary's Office.

*By the Court*

ROGER N. NANOVIC,  
*President Judge*

**Rule 205.3.1. Filing of Legal Papers with the Prothonotary.**

All papers filed in the Prothonotary's Office shall conform to the following requirements:

1. The use of backers and/or toppers is prohibited.
2. Original pleadings shall be held together by paper clip or expandable spring-loaded clip.
3. Original pleadings shall not be highlighted by the use of colored markers. Highlighting of text can be done on the computer by bolding or using a different shape and size of font.
4. All documents shall be single-sided, double spaced and the font size shall be no less than 12 points.
5. Paper size shall not exceed 8 1/2" x 11" and shall be on good quality paper.
6. Attachments smaller than 8 1/2" x 11" paper shall be attached to regular size paper by using scotch tape.

7. All exhibits shall be identified and marked on the bottom center of each exhibit. No exhibit tabs shall be allowed.

8. Pages must be consecutively numbered beginning with page 2 and said number shall appear in the upper right hand corner of the pleading.

9. All copies attached to the pleadings must be clear and legible.

10. Any documents presented for filing referring to social security numbers, driver's license/vehicle identification numbers, and any financial account numbers shall list only the last four digits. Birth dates shall be limited to the year of birth only. When reference is made to a minor child (i.e., individuals less than 18 years of age), the names shall not be given, only their initials. The complete social security numbers, account numbers, dates of birth and full names of minors shall be submitted on the Court's "CONFIDENTIAL INFORMATION FORM" attached hereto. The Prothonotary's Office shall record the Confidential Information in the Court Computer Database and, upon verification of proper entry, shall shred the form containing the Confidential Information. This information shall remain confidential in that it will only be visible to internal personnel and cannot be accessed through the public access programs.

11. The parties and their attorneys are solely responsible for complying with the provisions of number 10 above. The court staff is not responsible for reviewing any document filed as a public record for compliance with number 10 above. A party's or attorney's failure to comply with the provisions shall not affect access to case records that are otherwise accessible.

**COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CARBON**

Carbon County Court of Common Pleas  
Carbon County Courthouse  
P.O. Box 131  
Jim Thorpe, PA 18229-0131  
Telephone: (570) 325-8556

**Confidential Information Form**

\_\_\_\_\_  
VS.  
\_\_\_\_\_  
Docket No. \_\_\_\_\_

CONFIDENTIAL INFORMATION	
Name: _____ <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other: _____	Social Security Number Financial Information/Driver's License Number/VIN
Name: _____ <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other: _____	Social Security Number Financial Information/Driver's License Number/VIN
Name: _____ <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other: _____	Social Security Number Financial Information/Driver's License Number/VIN

Name: _____	Minor Child(ren) Names/Dates of Birth
<input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other: _____	

Name: \_\_\_\_\_ Signature: \_\_\_\_\_  
 Attorney #: \_\_\_\_\_ Telephone: \_\_ (\_\_\_\_) \_\_\_\_\_  
 Address: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**Rule 1035.2(a). Motion for Summary Judgment.**

1 A party moving for summary judgment shall simultaneously file with the motion a proposed order and supporting brief. If a brief is not filed with the motion, the motion shall be deemed withdrawn, without prejudice, upon motion of the opposing party. A certificate of service in conformance with Pa.R.C.P. 208.2(a)(5) shall be attached to the motion. Pa.R.C.P. 440 governs service. Service shall be required on the District Court Administrator. For form of briefs, see CARB.R.C.P.210.

2 Any party opposing the motion shall file a response within thirty (30) days of service of the motion, together with a certificate of service evidencing service in accordance with number one above. Service shall be required on the District Court Administrator. A party who fails to respond to the motion shall be deemed to be unopposed to the granting of the motion without contest.

3 Upon service of the motion and response on the District Court Administrator, the matter shall be decided on briefs unless the assigned Judge requests that argument be scheduled. If a party desires argument, a Praeceptum for Argument shall accompany the motion or response.

4 A respondent briefing schedule will be issued by the Court contemporaneous with the scheduling of any argument ordered by the Judge or requested by the filing of the Praeceptum for Argument. If the matter is to be decided on briefs, a respondent briefing schedule will be issued.

5 A party who fails to file a brief shall not be permitted to argue.

[Pa.B. Doc. No. 14-875. Filed for public inspection April 25, 2014, 9:00 a.m.]

**CARBON COUNTY**

**Establishment of Remote Access Fee to Records Filed in the Prothonotary’s Office and the Register of Wills/Orphans Court Office; No. 14-0619; 14-9101**

**Administrative Order No. 10-2014**

And Now, this 4th day of April, 2014, in order to provide remote access to records that are generally

available to the public filed in the Prothonotary’s Office and Register of Will/Orphans Court Office, it is hereby

*Ordered and Decreed* that, effective May 1, 2014, the Carbon County Court of Common Pleas hereby *Adopts* a fee of Three Hundred Dollars (\$300.00) per year per user for remote access to the docketing and images of documents filed in the Prothonotary’s Office and Register of Wills/Orphans Court Office.

*It Is Furthered Ordered and Decreed* that the County of Carbon shall direct the County Treasurer to *Establish* a separate interest bearing account for monies received pursuant to this Administrative Order. Said monies are to be used for, but not limited to, the development, training, implementation and maintenance of the redaction software.

The Carbon County District Court Administrator is *Ordered and Directed* to:

1. File one (1) certified copy of this Administrative Order and Local Rules with the Administrative Office of Pennsylvania Courts.
2. File two (2) certified copies and one (1) CD with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. File one (1) certified copy with the Civil Procedural Rules Committee and file one (1) certified copy with the Orphans Court Procedural Rules Committee.
4. Forward one (1) copy for publication in the *Carbon County Law Journal*.
5. Forward one (1) copy to the Carbon County Law Library.
6. Keep continuously available for public inspection copies of the Administrative Order and Local Rules in the Prothonotary’s Office and the Register of Wills/Orphans Court Office.

*By the Court*

ROGER N. NANOVIC,  
*President Judge*

[Pa.B. Doc. No. 14-876. Filed for public inspection April 25, 2014, 9:00 a.m.]

## DISCIPLINARY BOARD OF THE SUPREME COURT

### Notice of Disbarment

Notice is hereby given that by Order of the Supreme Court of Pennsylvania dated April 10, 2014, Walter C. Pruchnik, Jr., is disbarred on consent from the practice of law in this Commonwealth, to be effective May 10, 2014. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside of the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

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

[Pa.B. Doc. No. 14-877. Filed for public inspection April 25, 2014, 9:00 a.m.]

## SUPREME COURT

**Accreditation of the National Board of Legal Specialty Certification as a Certifying Organization in the Areas of Civil Trial Advocacy and Criminal Trial Advocacy; No. 125 Disciplinary Rules Doc.**

### Order

*And Now*, this 11th day of April, 2014, upon consideration of the recommendation of the Pennsylvania Bar Association Review and Certifying Board, the National Board of Legal Specialty Certification (formerly the National Board of Trial Advocacy) is hereby reaccredited as a certifying organization in the areas of civil trial advocacy and criminal trial advocacy for a period of five years commencing on June 1, 2014.

RONALD D. CASTILLE,  
*Chief Justice*

[Pa.B. Doc. No. 14-878. Filed for public inspection April 25, 2014, 9:00 a.m.]



# NOTICES

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of 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 April 15, 2014.

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

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
4-14-2014	Peoplesbank, A Codorus Valley Company York York County	97 Sophia Drive Shrewsbury York County	Approved

##### Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
4-14-2014	Lafayette Ambassador Bank Bethlehem Northampton County	<i>To:</i> 4025 Jandy Boulevard Nazareth Northampton County  <i>From:</i> 131 South Main Street Nazareth Northampton County	Approved

##### Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
4-5-2014	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	727 Church Lane Yeadon Delaware County	Closed

### SAVINGS INSTITUTIONS

No activity.

### CREDIT UNIONS

No activity.

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

GLENN E. MOYER,  
*Secretary*

[Pa.B. Doc. No. 14-879. Filed for public inspection April 25, 2014, 9:00 a.m.]

## DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

### Emergency Solutions Grant Program

The Department of Community and Economic Development (Department), Center for Community Financing, is

anticipating receiving funding through the United States Department of Housing and Urban Development (HUD) for the Emergency Solutions Grant. The Homeless Emergency Assistance and Rapid Transition to Housing Act of 2009 (HEARTH Act), enacted into law on May 20, 2009, consolidates three of the separate homeless assistance programs administered by HUD under the McKinney-Vento Homeless Assistance Act into a single grant program and revises the Emergency Shelter Grants program and renames it as the Emergency Solutions Grants



program. The change in the program's name, from Emergency Shelter Grants to Emergency Solutions Grants, reflects the change in the program's focus from addressing the needs of homeless people in emergency or transitional shelters to assisting people to quickly regain stability in permanent housing after experiencing a housing crisis or homelessness, or both.

The Department will accept applications from any general purpose units of local government, including cities, boroughs and townships, towns, counties, home rule municipalities and communities that desire to apply on behalf of other municipalities. Priority will be given to nonentitled jurisdictions. However, the Department will consider funding applications received from all eligible government jurisdictions listed previously. Eligible activities include street outreach, shelter, rapid rehousing and homelessness prevention.

A fully executed application with all applicable attachments must be submitted to the Department through the Electronic Single Application only and during the time the application is open. The application will open on May 1, 2014, and close at 5 p.m. on June 30, 2014. Applications received during this window of time will be considered for funding. Hard copies will not be accepted. The application is located on the Department's web site at <http://www.newpa.com/find-and-apply-for-funding/apply-for-programs-funding>.

A copy of the guidelines and application may be obtained by download from the Department's web site at <http://www.newpa.com/find-and-apply-for-funding/funding-and-program-finder/emergency-solutions-grant-esg-formerly-emergency-shelter-grant>. A hard copy may be requested by persons with a disability who wish to submit an application in accordance with the provisions stated herein and who require assistance with that application and persons who require copies of this notice in an alternate format (large type, Braille, and the like) should contact Ed Geiger, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120, (717) 787-5327, to discuss how the Department may best accommodate those needs. Copies of the application may also be viewed at any Department regional office. The following is the listing of the Department regional offices and the counties they serve:

#### *Regional Offices*

##### **Southeast**

Bucks, Chester, Delaware, Montgomery and Philadelphia Counties

Department of Community and Economic Development  
801 Market Street, Suite 6106  
Philadelphia, PA 19107  
(215) 560-2083

##### **Northeast**

Berks, Bradford, Carbon, Lackawanna, Lehigh, Luzerne, Monroe, Northampton, Pike, Schuylkill, Sullivan, Susquehanna, Tioga, Wayne and Wyoming Counties

Department of Community and Economic Development  
409 Lackawanna Avenue  
3rd Floor, Oppenheim Building  
Scranton, PA 18503  
(570) 963-4571

##### **Central**

Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry, York, Bedford, Blair, Cambria, Centre,

Clinton, Columbia, Fulton, Huntingdon, Juniata, Lycoming, Mifflin, Montour, Northumberland, Snyder, Somerset and Union Counties

Department of Community and Economic Development  
Commonwealth Keystone Building  
400 North Street, 4th Floor  
Harrisburg, PA 17120  
(717) 720-7302

##### **Southwest**

Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Washington and Westmoreland Counties

Department of Community and Economic Development  
301 5th Avenue, Suite 250  
Pittsburgh, PA 15222  
(412) 565-5002

##### **Northwest**

Cameron, Clarion, Clearfield, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Potter, Venango and Warren Counties

Department of Community and Economic Development  
100 State Street, Suite 205  
Erie, PA 16507  
(814) 871-4241

##### **Main Office**

Center for Community Financing  
400 North Street, 4th Floor  
Commonwealth Keystone Building  
Harrisburg, PA 17120  
(717) 787-5327

C. ALAN WALKER,  
*Secretary*

[Pa.B. Doc. No. 14-880. Filed for public inspection April 25, 2014, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Application by Gwynedd Mercy University to Amend Articles of Incorporation

#### Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application for approval of a Certificate of Authority for Gwynedd Mercy University to amend its Articles of Incorporation.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without a hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protests) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with the Division of Higher and Career Education, 333 Market Street, Harrisburg, PA 17126-0333 on or before the due date prescribed by this notice. Persons wishing to review the application should phone

(717) 783-8228 or write to the previous address to schedule a time for an in-office review. Duplicate copies of the application are not available.

Division of Higher and Career Education at (717) 783-8228 to discuss accommodations.

CAROLYN C. DUMARESQ, Ed.D.,  
*Acting Secretary*

[Pa.B. Doc. No. 14-881. Filed for public inspection April 25, 2014, 9:00 a.m.]

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate should contact the

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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## APPLICATIONS

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### 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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0085448— SEW	East Earl Sewer Authority PO Box 339 East Earl, PA 17506	Lancaster County / East Earl Township	7J—UNT Conestoga Creek	Y
PA0010227— IW	FL Smidth, Inc. 236 South Cherry Street Manheim, PA 17545	Lancaster County / Manheim Borough	7G—Chickies Creek	Y
PA0247901— SEW	Gerald & Cynthia Erskine 156 Cliff Road Harrisburg, PA 17112	Dauphin County / East Hanover Township	7C—Manada Creek	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0113140 (Sewage)	Hillside View MHP 15540 Route 6 Mansfield, PA 16933	Tioga County Richmond Township	North Elk Run (4-A)	Y
PA0040835 (Industrial Waste)	PA Fish and Boat Commission Bellefonte State Fish Hatchery 1150 Spring Creek Road Bellefonte, PA 16823-8458	Centre County Benner Township	Spring Creek (9C)	Y
PA0228681 (Sewage)	Penn Township Village Of Coburn STP Sanitary Sewer 572 Main Street Coburn, PA 16832	Centre County Penn Township	Penns Creek (6-A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0093076 (Sewage)	Brookhaven Estates MHP 580 Moore Road Washington, PA 15301-8041	Washington County South Franklin Township	Unnamed Tributary of Chartiers Creek (20-E)	Y
PA0045802 (Sewage)	Pineview Manor MHP RR 1 Northeast Road New Stanton, PA 15672	Westmoreland County Hempfield Township	Unnamed Tributary to Sewickley Creek (19-D)	Y

*Northwest Regional Office: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481. Phone: 814.332.6942.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0222763 (Industrial Waste)	Charter Plastics 221 South Perry Street Titusville, PA 16354	Crawford County Titusville City	Oil Creek (16-E)	Y
PA0222232 (Industrial Waste)	Albion Boro WTP North of Gage Road, Albion, PA 16401	Erie County Conneaut Township	East Branch Conneaut Creek (15-A)	Y
PA0005321 (Sewage)	Praxis Companies 372 Rundle Road New Castle, PA 16102	Lawrence County Taylor Township	Shenango River (20-A)	Y

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

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

**PA0215856**, SIC Code 4941, **Blairsville Municipal Authority**, 203 E Market Street, Blairsville, PA 15717-1120. Facility Name: Blairsville Municipal Water System. This existing facility is located in Derry Township, **Westmoreland County**.

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

The receiving stream(s), Trout Run, is located in State Water Plan watershed 18-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 0.121 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
Total Aluminum	XXX	XXX	XXX	0.22	XXX	0.44
Total Iron	XXX	XXX	XXX	0.20	XXX	0.40
Total Manganese	XXX	XXX	XXX	0.06	XXX	0.12

The EPA Waiver is not in effect.

**PA0023701**, Sewage, SIC Code 4952, **Municipal Authority of the Borough of Midland**, 10th Street & Railroad Avenue, Midland, PA 15059. Facility Name: Midland STP. This existing facility is located in Midland Borough, **Beaver 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), Ohio River is located in State Water Plan watershed 20-B and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.25 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	Report	XXX	XXX	XXX
Total Residual Chlorine (Interim)	XXX	XXX	XXX	1.0	XXX	3.3
(Final)	XXX	XXX	XXX	0.5	XXX	1.6
CBOD <sub>5</sub>	261	417	XXX	25	40	50
BOD <sub>5</sub>		Wkly Avg				
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	313	469	XXX	30	45	60
Fecal Coliform (CFU/100 ml)		Wkly Avg				
Apr 1 - Oct 31	XXX	XXX	XXX	200	XXX	400
Nov 1 - Mar 31	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Total Nitrogen	XXX	XXX	XXX	Geo Mean XXX	Report Daily Max	XXX
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX

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

The EPA Waiver is not in effect.

**PA0094048**, SIC Code 1442, **Glacial Sand & Gravel Co.**, P.O. Box 1022, Kittanning, PA 16201. Facility Name: Bridgeburg River Plant. This existing facility is located in East Franklin Township, **Armstrong County**.



Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of untreated stormwater runoff.

The receiving stream, Allegheny River, is located in State Water Plan watershed 17-E and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.00 MGD.

<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>Instant. Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report	XXX	Report	Report
Total Suspended Solids	XXX	XXX	XXX	75		150

The proposed effluent limits for Outfall 002 are based on a design flow of 0.00 MGD.

<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>Instant. Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report	XXX	Report	Report
Total Suspended Solids	XXX	XXX	XXX	75		150

The proposed effluent limits for Outfall 003 are based on a design flow of 0.00 MGD.

<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>Instant. Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report	XXX	Report	Report
Total Suspended Solids	XXX	XXX	XXX	75		150

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.

**NPDES Permit No. PA0002054 A-2**, SIC Code 4911, **NRG Wholesale Generation LP**, 595 Plant Road, New Florence, PA 15944-8927.

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

Description of Existing Activity: The amendment application is for the addition of a new Outfall (Outfall 006) to the existing NPDES permit. Outfall 006 will be comprised of treated effluent from the Groundwater Collection and Treatment System.

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

The proposed effluent limits for Outfall 006 are based on a design flow of 0.216 MGD.

<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 Suspended Solids	XXX	XXX	XXX	35	70	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	Report	Report	XXX
Total Aluminum	XXX	XXX	XXX	0.75	0.75	XXX
Total Iron	XXX	XXX	XXX	1.5	3.0	XXX
Total Manganese	XXX	XXX	XXX	1.0	2.0	XXX
Total Thallium	XXX	XXX	XXX	Report	Report	XXX
Total Zinc	XXX	XXX	XXX	Report	Report	XXX

**PA0254738**, SIC Code 5051, **Toma Metals Inc.**, P.O. Box 336, Johnstown, PA 15907. Facility Name: Toma Metals, Inc. This proposed facility is located in West Taylor Township, **Cambria County**.

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

The receiving stream(s), Laurel Run and Wildcat Run, are located in State Water Plan watershed 18-D and are 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.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
BOD <sub>5</sub>	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	60	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 0.000000 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
BOD <sub>5</sub>	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	60	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 0.000000 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
BOD <sub>5</sub>	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	60	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

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

The EPA Waiver is in effect.

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

**PA0052906**, Storm Water, SIC Code 4953, **Covanta Plymouth Renewable Energy Limited Partnership**, 1155 Conshohocken Road, Conshohocken, PA 19428-1028. Facility Name: Covanta Plymouth Renewable Energy LP. This existing facility is located in Plymouth Township, **Montgomery County**.

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

The receiving stream(s), Dry Swale within the Schuylkill River Watershed, is located in State Water Plan watershed 3-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 a storm event.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Arsenic	XXX	XXX	XXX	XXX	Report	XXX
Total Barium	XXX	XXX	XXX	XXX	Report	XXX
Total Cadmium	XXX	XXX	XXX	XXX	Report	XXX
Total Chromium	XXX	XXX	XXX	XXX	Report	XXX
Total Cyanide	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX
Total Lead	XXX	XXX	XXX	XXX	Report	XXX

<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>
Dissolved Magnesium	XXX	XXX	XXX	XXX	Report	XXX
Total Magnesium	XXX	XXX	XXX	XXX	Report	XXX
Total Mercury	XXX	XXX	XXX	XXX	Report	XXX
Total Selenium	XXX	XXX	XXX	XXX	Report	XXX
Total Silver	XXX	XXX	XXX	XXX	Report	XXX
Total Organic Carbon	XXX	XXX	XXX	XXX	Report	XXX

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

- Acquire Necessary Property Rights
- Proper Sludge Disposal
- WQM Requirement
- BAT/ELG Reopener
- Stormwater Outfall

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.

**PA0052434**, Sewage, SIC Code 4952, **Fortress Investment Group DBA Coventry Crossing LP**, 1345 Avenue of the Americas, 46th Floor, New York, NY 10105. Facility Name: Coventry Crossing Apartments STP. This existing facility is located in Chester Heights Borough, **Delaware 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 of West Branch Chester Creek, is located in State Water Plan watershed 3-G and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.04 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</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	6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.04	XXX	0.1
CBOD <sub>5</sub>						
May 1 - Oct 31	3.3	XXX	XXX	10	XXX	20
Nov 1 - Apr 30	6.7	XXX	XXX	20	XXX	40
Total Suspended Solids	3.3	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
Total Nitrogen	XXX	XXX	XXX	Geo Mean Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	0.6	XXX	XXX	1.7	XXX	3.4
Nov 1 - Apr 30	1.7	XXX	XXX	5.1	XXX	10.2
Total Phosphorus						
May 1 - Oct 31	0.3	XXX	XXX	1.0	XXX	2.0
Nov 1 - Apr 30	0.7	XXX	XXX	2.0	XXX	4.0

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

- A. No Stormwater
- B. Necessary Property Rights
- C. Proper Sludge Disposal
- D. Abandon STP when Municipal Sewers Available
- E. Chlorine Minimization
- F. Small Stream Discharge
- G. Operator Notification
- H. EDMR Requirement



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.

**PA0024180**, Sewage, SIC Code 4952, **Berks Montgomery Municipal Authority**, 136 Municipal Drive, Gilbertsville, PA 19525-0370. Facility Name: Swamp Creek STP. This existing facility is located in Douglass Township, **Montgomery 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), Swamp Creek, is located in State Water Plan watershed 3-E and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 2.3 MGD.

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6	XXX	XXX	9
Dissolved Oxygen	XXX	XXX	6	XXX	XXX	XXX
CBOD <sub>5</sub>		Daily Max				
Influent	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	288	441	XXX	15	23	XXX
Nov 1 - Apr 30	480	767	XXX	25	40	XXX
BOD <sub>5</sub>						
Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	575	863	XXX	30	45	XXX
Total Dissolved Solids	XXX	XXX	XXX	1,000	XXX	2,500
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000 (*)
				Geo Mean		
UV Transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	35	XXX	XXX	1.8	XXX	XXX
Nov 1 - Apr 30	104	XXX	XXX	5.4	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus						
Apr 1 - Oct 31	19	XXX	XXX	1.0	XXX	XXX
Nov 1 - Mar 31 (Interim)	XXX	XXX	XXX	Report	XXX	XXX
Nov 1 - Mar 31 (Final)	38	XXX	XXX	2.0	XXX	XXX
Total Aluminum						
(Interim)	XXX	XXX	XXX	Report	XXX	XXX
(Final)	XXX	XXX	XXX	0.85	1.3	1.7
Total Copper	XXX	XXX	XXX	Report	XXX	XXX
Chronic Toxicity—					Daily Max	
Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	Report	XXX	XXX
Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	Daily Max	XXX	XXX
Pimephales Survival (TUc)	XXX	XXX	XXX	Report	XXX	XXX
Pimephales Growth (TUc)	XXX	XXX	XXX	Daily Max	XXX	XXX

(\*) during winter season from October through April, the instantaneous maximum concentration of fecal coliform organisms shall not be greater than 1,000 per 100 milliliters in more than 10 percent of the samples tested.

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

- No Stormwater to Sanitary Sewers
- Necessary Property Rights
- Proper Sludge Disposal
- Small Stream Discharge
- Notification of Responsible Operator
- Chlorine Minimization

- Fecal Coliform Reporting
- Whole Effluent Toxicity

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.

**PA0050016**, Industrial Waste, SIC Code 3082, **Markel Corp**, 435 School Lane, Plymouth Meeting, PA 19462-2744. Facility Name: Markel Corporation. This existing facility is located in Plymouth Township, **Montgomery County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit to discharge 60,000 gpd of contact and noncontact cooling water.

The receiving stream(s), Diamond Run, is located in State Water Plan watershed 3F, 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 0.06 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. 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
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110
BOD <sub>5</sub>	XXX	13	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	10	XXX	XXX	Report	XXX
Oil and Grease	XXX	7.5	XXX	15	XXX	30
Bis(2-Ethylhexyl)Phthalate	XXX	XXX	XXX	Report	XXX	XXX

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

- Obtain Necessary Property Rights
- Small Stream Discharge
- Required Test Methods
- Chemical Additives

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

**PA0051519**, IW, SIC Code 3646, **Perkasie Industries Corporation**, PO Box 179, Perkasie, PA 18944-0179. Facility Name: Perkasie Industries Corporation. This existing facility is located in Perkasie Borough, **Bucks County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of Non-Contact Cooling Water (NCCW) and Stormwater.

The receiving stream(s), Pleasant Spring Creek at a point 150 feet upstream of its confluence with the East Branch Perkiomen Creek, is located in State Water Plan watershed and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.079 MGD of Non-contact Cooling Water (NCCW).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Instant. Minimum</i>	<i>Instant. Maximum</i>	<i>Average Monthly</i>	<i>Instant. Maximum</i>	<i>Instant. Maximum</i>
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Outfall 002 are based on a stormwater event.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Instant. Minimum</i>	<i>Instant. Maximum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	XXX	XXX	XXX	XXX	XXX	Report
CBOD <sub>5</sub>	XXX	XXX	XXX	XXX	XXX	Report
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	XXX	Report
Total Dissolved Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	XXX	Report
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report
Dissolved Iron	XXX	XXX	XXX	XXX	XXX	Report

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

- A. Acquire Necessary Property Rights
- B. Proper Sludge Disposal
- C. WQM Requirement
- D. BAT/ELG Reopener
- E. Temperature
- F. No net addition of pollutants in the NCCW

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.*

**PA0063606**, Industrial Waste, SIC Code 4911, **NRG REMA LLC**, 121 Champion Way, Suite 300, Canonsburg, PA 15317. Facility Name: Bangor Ash Disposal Site. This existing facility is located in Bangor Borough, **Northampton County**.

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

The receiving stream, Brushy Meadow Creek, a Tributary to Martins Creek, is located in State Water Plan watershed 01F 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 0.024 MGD.

<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 Suspended Solids	XXX	XXX	XXX	30	100	XXX
Oil and Grease	XXX	XXX	XXX	15	20	XXX
Total Arsenic	Report	Report	XXX	Report	Report	XXX
Total Boron						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	7.47	11.66	XXX	Report	Report	XXX
Total Selenium						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	0.02	0.03	XXX	Report	Report	XXX

The proposed effluent limits for Internal Monitoring Point (IMP) IMP 101 are based on a design flow of 0.016 MGD.

<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 Suspended Solids	XXX	XXX	XXX	30	100	XXX
Oil and Grease	XXX	XXX	XXX	15	20	XXX
Total Arsenic	XXX	XXX	XXX	Report	Report	XXX
Total Boron	XXX	XXX	XXX	Report	Report	XXX
Total Chromium, VI	XXX	XXX	XXX	Report	Report	XXX
Total Selenium	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for IMP 201 are based on a design flow of 0.008 MGD.

<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 Suspended Solids	XXX	XXX	XXX	30	100	XXX
Oil and Grease	XXX	XXX	XXX	15	20	XXX
Total Arsenic	XXX	XXX	XXX	Report	Report	XXX
Total Boron	XXX	XXX	XXX	Report	Report	XXX
Total Chromium, VI	XXX	XXX	XXX	Report	Report	XXX
Total Selenium	XXX	XXX	XXX	Report	Report	XXX

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

- Toxics Reduction Evaluation (TRE)
- Compliance Schedule

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.

**PAS212218**, Stormwater, SIC Code 3271, **Oldcastle APG Northeast, Inc.**, 800 Uhler Road, Easton, PA 18040. Facility Name: Oldcastle APG Northeast, Inc.—Easton Plant. This existing facility is located in Forks Township, **Northampton County**.

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

The receiving streams, unnamed tributaries to Bushkill Creek, are located in State Water Plan watershed 01F and are classified for High Quality Waters—Cold Water Fishes and, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are:

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

The proposed effluent limits for Outfall 002 are:

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

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

- Requirements Applicable to Stormwater Outfalls.

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.

**PA0060658**, Sewage, SIC Code 4952, **Aqua Pennsylvania Wastewater, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. Facility Name: Washington Park Wastewater Treatment Facility. This existing facility is located in Washington 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 Susquehanna River, is located in State Water Plan watershed 4-G 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 0.07 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Annual Average	Daily Maximum	Minimum	Average Monthly		Instant. Maximum
Flow (MGD)	Report Avg Mo	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	1.6
CBOD <sub>5</sub>	XXX	XXX	XXX	25.0	XXX	50.0
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

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Annual Average	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Ammonia-Nitrogen (Interim)	XXX	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31 (Final)	XXX	XXX	XXX	2.55	XXX	5.1
Nov 1 - Apr 30 (Final)	XXX	XXX	XXX	7.65	XXX	15.3
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
				Annl Avg		

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

- Solids Management.

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.*

**PA0009741 A-1**, 221111 NAICS Code, **Exelon Generation Co. LLC**, 1005 Brandon Shores Road, Suite 200, Baltimore, MD 21226. Facility Name: Muddy Run Pumped Storage Hydroelectric Facility. This proposed facility is located in Drumore Township, **Lancaster County**.

Description of Proposed Activity: The application is for an amendment of an existing NPDES permit for an existing discharge of treated Industrial Waste (and < 0.5% of treated sanitary wastewater). Only the proposed changes to affected outfalls are shown below: no changes to existing outfalls 002 and 003 are planned.

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

The proposed effluent limits for Outfall 001 are based on a design flow of 1.051 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	110	XXX	XXX
				Daily Avg		
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease *	XXX	XXX	XXX	15 *	XXX	30 *
Total Residual Chlorine (TRC) *	XXX	XXX	XXX	0.5 *	XXX	1.6*

\* Oil and Grease and TRC requirements are only applicable in the event wastewater from seepage pit is temporarily re-routed from outfall 004 to outfall 001

The proposed effluent limits for Outfall 004 are based on a design flow of 1.584 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6

The proposed effluent limits for Internal Monitoring Point 401 are based on a design flow of 0.0069 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Fecal Coliform (CFU/100 mL)						
May 1 - Sept 30	XXX	XXX	XXX	200	XXX	XXX
Oct 1 - Apr 30	XXX	XXX	XXX	Geo. Mean 2,000 Geo. Mean	XXX	XXX

Other significant conditions in the permit: None.

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.

**Application No. PA0262196**, Concentrated Animal Feeding Operation (CAFO), **Nolt Willis S (Willis S Nolt Farm)**, 433 Black Barren Road, Peach Bottom, PA 17563.

Nolt Willis S has submitted an application for an Individual NPDES permit for a new CAFO known as Willis S Nolt Farm, located in Fulton Township, **Lancaster County**.

The CAFO is situated near Unnamed Tributary to Conowingo Creek in Watershed 7-K, which is classified for HQ-CWF. The CAFO is designed to maintain an animal population of approximately 411.16 animal equivalent units (AEUs) consisting of 3,000 finishing swine. Manure is collected in an underneath concrete storage. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue an NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

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

The Environmental Protection Agency (EPA) permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

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

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

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

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

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

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	Report	XXX	XXX	XXX
Total Residual Chlorine (Interim)	XXX	XXX	XXX	0.78	XXX	4.0
(Final)	XXX	XXX	XXX	0.24	XXX	0.78
CBOD <sub>5</sub>	890	1430	XXX	25	40	50
		Wkly Avg			Wkly Avg	
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	1070	1610	XXX	30	45	60
		Wkly Avg			Wkly Avg	
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000 Geo Mean	XXX	10,000



<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>
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Antimony (µg/L)	Report	Report	XXX	Report	Report	XXX
Total Cobalt	5.36	10.73	XXX	0.15	0.30	0.37
Total Copper (µg/L)	0.97	1.94	XXX	27.24	54.48	68.1
Acrolein (µg/L)	0.3	0.6	XXX	8.40	16.80	21.00
Acrylonitrile (µg/L)	0.18	0.37	XXX	5.22	10.44	13.05
3,4-Benzofluoranthene (µg/L)	0.01	0.02	XXX	0.39	0.78	0.97
Vinyl Chloride (µg/L)	Report	Report	XXX	Report	Report	XXX

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

<i>Parameters</i>	<i>Mass (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	78355			
Net Total Phosphorus	Report	10447			

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

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

- Requirements for Total Residual Chlorine (TRC)

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.

**PA0027057**, Sewage, SIC Code 4952, **Williamsport Sanitary Authority**, 253 W 4th Street, Williamsport, PA 17701-6113. Facility Name: Central Plant. This existing facility is located in Williamsport City, **Lycoming 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 West Branch Susquehanna River and West Branch Susquehanna River, is located in State Water Plan watershed 10-B and 10-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 8.4 MGD.

<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>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	Report	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.217	XXX	0.710
CBOD <sub>5</sub>	1750	2800	XXX	25	40	50
		Wkly Avg				
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	2100	3150	XXX	30	45	60
		Wkly Avg				
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Dissolved Solids	Report	Report	XXX	Report	Report	XXX
					Daily Max	
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	10000



Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Ammonia-Nitrogen	Report	Report Wkly Avg	XXX	Report	Report	XXX
Total Copper (µg/L)	Report	Report	XXX	Report	Report Daily Max	XXX

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

Parameters	Mass (lbs)		Minimum	Concentration (mg/l)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia—N	Report	Report		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	153423			
Net Total Phosphorus	Report	20456			

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

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

The EPA Waiver is not in effect.

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

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

**WQM Permit No. 0214403**, Sewage, **Pittsburgh Parks Conservancy**, 2000 Technology Dr, Pittsburgh, PA 15219.

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

Description of Proposed Action/Activity: Construction of a sewage treatment plant and drip irrigation system to dispose of sewage generated by the environmental education center at Frick Park.

**WQM Permit No. 0213410**, Sewage, **McCandless Township Sanitary Authority**, 418 Arcadia Drive, Pittsburgh, PA 15237-5597.

This proposed facility is located in Pine Township, **Allegheny County**.

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

**WQM Permit No. 0214401**, Sewage, **Pittsburgh Water Sewer Authority**, 1200 Penn Avenue, Pittsburgh, PA 15222.

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

Description of Proposed Action/Activity: construction of dedicated sanitary sewer line.

**WQM Permit No. 5689412 A-1**, Sewage, **Berlin Borough Municipal Authority Somerset County**, 700 North St, Berlin, PA 15530-1125.

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

Description of Proposed Action/Activity: Installation of a new aerobic digester blower.

**WQM Permit No. 0214402**, Sewage, **Pittsburgh Water Sewer Authority**, Penn Liberty Plaza I, Pittsburgh, PA 15222.

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

Description of Proposed Action/Activity: Installation of gravity sanitary sewer.

### IV. NPDES Applications for Stormwater Discharges from MS4

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

**PAI130004**, MS4, **Upper Oxford Township**, 310 Walnut Glen Road, Lincoln University, PA 19352. The application is for a new individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Upper Oxford Township, **Chester County**. The receiving stream(s), East Branch Big Elk Creek, is located in State Water Plan watershed 7-K and is classified for High Quality Waters—Trout Stocking and Mi, 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 not in effect.

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## V. Applications for NPDES Waiver Stormwater Discharges from MS4

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1514003	The Brown Partnership 125 Limestone Road Oxford, PA 19363	Chester	New London Township	Hodgson Run HQ
PAI01 1514012	Cedar Craft 1113 Park Road Honey Brook, PA 19344	Chester	West Caln Township	Tributary to Pequea Creek HQ—CWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023908025R	Dennis Benner DB3, LLC City Line Plaza 2005 City Line Road Ste. 106 Bethlehem, PA 18017	Lehigh	City of Bethlehem	Monocacy Creek (HQ-CWF, MF)
PAI023913018	Bruce Barker Lehigh Parkway Apartments, LLC 2268 S. 12th St., Ste. 101 Allentown, PA 18103	Lehigh	City of Allentown	Little Lehigh Creek (HQ-CWF, MF)
PAI023914003	Timothy Koch A. Duie Plye, Inc. P.O. Box 564 West Chester, PA 19381	Lehigh	Hanover Township	Monocacy Creek (HQ-CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024514003	UGI Utilities, Inc. 225 Morgantown Road Reading, PA 19611	Monroe	Coolbaugh and Tobyhanna Townships and Mt. Pocono Borough	Red Run (HQ-CWF, MF) UNTs to Indian Run (EV, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024814002	City of Bethlehem Matt Dorner 10 East Church Street Bethlehem, PA 18018	Northampton	City of Bethlehem	Saucon Creek (HQ-CWF, MF)
PAI024813016	Kathleen Mills Green Gabels Investment Partners, LP 1370 Armstrong Road Bethlehem, PA 18017	Northampton	Lower Saucon Township	Unnamed Tributary to the Cooks Creek (EV, MF)



Potter County Conservation District: 107 Market Street, Coudersport, PA 16915 (814) 274-8411, X 4

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI045314004	PA 3 Sector @ Limited Partnership d/b/a Verizon Wireless 175 Calkins Rd Rochester NY 14623	Potter	Pike & Ulysses Townships	Pine Creek HQ-CWF

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

PAG-12 CAFOs

**CAFO Notices of Intent Received**

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

**PAG123779, CAFO, Phillip Reisinger, 647 Polecat Road, Landisburg, PA 17040.**

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

Description of Size and Scope of Proposed Operation/Activity: A 120,000 poultry layer operation with 378 AEU's.

The receiving stream, Green Valley Run, is in watershed 7-A, and classified for: CWF.

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

**PUBLIC WATER SUPPLY (PWS) PERMITS**

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

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

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

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

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

**SAFE DRINKING WATER**

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

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

**Permit No. 6314501, Public Water Supply.**

Applicant	<b>Tri-County Joint Municipal Authority</b> PO Box 758 Fredericktown, PA 15333
[Township or Borough]	East Bethlehem Township
Responsible Official	Theodore Giovanelli, Chairman Tri-County Joint Municipal Authority PO Box 758 Fredericktown, PA 15333
Type of Facility	Water system
Consulting Engineer	Chester Engineers 501 McKean Avenue Charleroi, PA 15022
Application Received Date	April 10, 2014
Description of Action	Construction of a new polypropylene cover and sump pump for the main water reservoir.

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

**Permit No. 3714501, Public Water Supply**

Applicant	<b>Pennsylvania American Water Company</b>
Township or Borough	Jackson Township



County	<b>Butler</b>
Responsible Official	David R. Kaufman
Type of Facility	Public Water Supply
Consulting Engineer	Jerry Hankey, P.E. Pennsylvania American Water Co. 1909 Oakland Avenue Indiana, PA 15701
Application Received Date	March 24, 2014
Description of Action	Construct a new booster station to booster pressure to local distribution system. Ridge Road Booster Station.

#### MINOR AMENDMENT

#### Applications Received Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17)

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

#### Application No. 0214526MA, Minor Amendment.

Applicant	<b>Municipal Authority of the Borough of West View</b> 210 Perry Highway Pittsburgh, PA 15229
[Township or Borough]	Pine 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	April 11, 2014
Description of Action	Installation of approximately 3,600 feet of 16-inch diameter waterline (Mount Pleasant Road waterline extension).

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release

of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.*

**Former Bimbo Bakery**, 1901 North Cameron Street, Harrisburg, PA 17103, City of Harrisburg, **Dauphin County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of John Hoffman, Esq., Legal Consultant of the Remediator and Property Owner, Bryan Cave, LLP, 1 Metropolitan Square, Suite 3600, Saint Louis, MO 63102, submitted a Notice of Intent to Remediate site soils contaminated with No. 2 fuel oil. The site will be remediated to the Residential Statewide Health Standard. Future use of the site remains commercial. The Notice of Intent to Remediate was published in the *Patriot News* on March 27, 2014.

**Eugenia Naversen Property**, 5198 Oley Turnpike Road Reading, PA 19606, Exeter Township, **Berks County**. Mountain Research, 825 25th Street, Altoona, PA 16601, on behalf of Allstate Insurance Company, 1200

Atwater Drive, Suite 110, Malvern, PA 19355, and Eugenia Naversen, 5198 Oley Turnpike Road, Reading, PA 19606 submitted a Notice of Intent to Remediate site soils contaminated with No. 2 fuel oil. The site will be remediated to the Statewide Health standard and remain residential. The Notice of Intent to Remediate was published in the *Reading Eagle* on January 15, 2014.

### RESIDUAL WASTE GENERAL PERMITS

**Application(s) Received Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and 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. WMGR096. Program I.D. WMGR096-NE005. Coplay Aggregates, Inc.** P.O. Box 143, Orefield, PA 18069. An application for determination of applicability for the use of regulated fill as construction material at a site located on Beekmantown Road in Whitehall Township, **Lehigh County**. The application was received by the Regional Office on March 17, 2014 and accepted as complete on April 7, 2014.

Comments concerning the application should be directed to 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. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

#### 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 to 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.**

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

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

**15-0146: Wallquest, Inc.** (465 Devon Park Drive, Wayne, PA 19087) for the operation of four (4) existing rotogravure printing presses, one (1) existing custom string press, three (3) existing rotary proof presses, a flat screen printing area, and a 8.0 MMBtu natural gas-fired boiler that is used to heat thermic oil at their facility in Tredyffrin Twp., **Chester County**. As a result of potential emissions of VOCs, the facility is not a Title V facility. The operation of the existing presses will not exceed the following site-wide pollutant emission limits: volatile organic compounds (VOCs): 24.9 tpy; hazardous air pollutants: 10 tpy (single HAP) and 25 tpy (combined HAPs). In addition, the Plan Approval will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

*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, Regional Air Quality Manager, Telephone: 717-705-4702.*

**28-03064A: AJ Stove and Pellet, LLC** (PO Box 152, South Mountain, PA 17261) for the construction of a wood-fired dryer to support wood pellet production in Antrim Township, **Franklin 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 28-03064A authorizes the construction of a 40 MMBtu/hour wood-fired dryer to dry hardwood chips/sawdust as part of the wood pellet production process. The heated air from the dryer will also be used to dry whey from a cheese manufacturing facility. Potential PM emissions from the dryer's operation are estimated at around sixty tons per year. The dryer's actual production and emissions will be well below maximum estimated levels.

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.

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

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

*Contact: B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226*

**26-00500C:** In accordance with 25 Pa. Code §§ 127.44—127.46, the Pennsylvania Department of Environmental Protection (DEP) is providing notice that it intends to issue an Air Quality Plan Approval to **Alpha PA Coal Terminal, LLC** (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370) to allow increase in coal throughput to 10,000,000 tpy at their existing coal handling and transfer 'LaBelle Dock' facility located in Luzerne Township, **Fayette County**.

The proposed plant will facilitate the storage, reclaim, and railcar loading of clean coal from various sources. Equipment handling the coal includes front end loader, excavator, conveyors, trucks, and other insignificant sources of de-minimis emissions associated with the project. Emissions from coal handling facility will be controlled by applying the BAT.

Upon authorization of this plan approval the facility potential to emit will not exceed 15.0 tons of PM, 6.1 tons of PM<sub>10</sub>, and 1.0 ton of PM<sub>2.5</sub> on an annual basis. The throughput restriction, monitoring, testing, recordkeeping, reporting and work practice conditions of the Plan Approval have been derived from the applicable requirements of 25 Pa. Code Chapters 123, 127, 129, and 135.

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

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

A protest to a proposed action shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.44 (relating to public notice). A protest shall include the name, address and telephone number of the person filing the protest, identification of the proposed plan approval issuance being opposed (Plan Approval 26-00500C) and a concise statement of the objections to the plan approval issuance and the relevant facts upon which the objections are based.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons who have properly filed a protest under 25 Pa. Code § 127.46 may appear and give testimony. The applicant, the protestant and other participants will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient.

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

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

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

**10-388A: Thousand Hills, LLC** (2 Spring Drive, Cranberry Township, PA 16066) for operation of: one (1) propane fired large animal crematory rated 400 lbs/hr at their existing facility in Muddy Creek Township (Portersville), **Butler County**. This unit is designed to cremate large animals such as horses or large quantities of animals such as communal cremations. The unit is designed to cremate as much as 1,600 pounds of remains per cycle. The crematory is equipped with operational technology which is consistent with current best available technology (BAT). The unit has been stack tested to ensure that its' emissions are below 0.08 grain/dscf.

The facility currently operates in accordance with their BAQ-GPA/GP-14 Human or Animal Crematories general permit. The GP-14 prohibits cremation cycles exceeding 500 pounds. The primary purpose of this Plan Approval is to allow Thousand Hills, LLC. to cremate up to 110% of the weight of the remains used during the cycle they were stack tested at. The owner/operator may not exceed the 1,600 pound design limit.

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

Emissions from the facility will increase as a result of this project. Total estimated emissions from the facility as quantified in tons per year: 2.08 of NO<sub>x</sub>, 0.17 of VOC, 1.72 of CO, and 2.73 of PM<sub>10</sub>.

Pending the Department's review of the owner/operators application and compliance history, the conditions of this Plan Approval will subsequently be incorporated into a facility Operating Permit in accordance with 25 Pa. Code Chapter 127, Subchapter F.

Copies of the application, the Department's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the Department of Environmental Protection, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335.

Any person(s) wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. The Department will consider any written comments received within 30 days of the publication of this notice.

Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 43-270I, CCL Container Corporation 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, 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 the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to the New Source Review Section, Air Quality Program, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335, Phone: 814-332-6940.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should by calling 814-332-6940, or the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate their needs. For additional information contact Jacob G. Chemsak at (814) 332-6638.

### 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, PA19401*

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

**09-00017: Exelon Generation Company, LLC** (3901 N. Delaware Avenue, Philadelphia, Pa 19137) for renewal of the Title V Operating Permit for its Falls Township Peak Power Plant located in Fall Township, **Bucks County**. The initial permit was issued on October 24, 1997, and subsequently renewed multiple times. The facility is a peak power plant. As a result of potential emissions of NO<sub>x</sub> and SO<sub>x</sub>, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. In addition to NO<sub>x</sub> and SO<sub>x</sub>, the facility also emits VOC, PM, HAPs and

various metals including Nickel. The proposed renewal Title V Operating Permit contains all applicable requirements including monitoring, recordkeeping and reporting. The renewal permit contains all applicable requirements including monitoring, recordkeeping and reporting.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA16335-3481*

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6131*

**61-00004: Electralloy, G. O. Carlson, Inc., Co.** (175 Main Street, Oil City, PA 16301) for the re-issuance of a Title V Permit for their melting operations for specialty stainless steel and nickel alloys in Oil City, **Venango County**. The primary emission sources at the facility include an Electric Arc Furnace, 2 Argon-Oxygen Decarburization vessels, a tumbleblast operation, 2 Electroslag Remelt furnaces, 10 annealing furnaces, a parts washer, and natural gas combustion sources. The facility is a major facility due to its potential to emit CO and VOC. Maximum Potential Emissions for the facility are calculated as follows: NO<sub>x</sub>, 86.34 tpy; SO<sub>x</sub>, 28.59 tpy; CO, 271.63 tpy; PM, 4.56 tpy; VOC, 70.15 tpy; and total combined HAPs, 4.56 tpy. Actual 2012 CO<sub>2e</sub> emissions were 14,697 tpy. This facility is subject to 40 CFR Part 63 Subpart YYYY, the NESHAP for Area source Electric Arc Furnace Steelmaking Facilities. The conditions of the previous plan approvals and operating permit are incorporated into the renewal permit.

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

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

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

**46-00166: Harleysville Materials, LLC** (460 Indian Creek Road, Harleysville, PA 19438) for renewal of a State Only Operating Permit (synthetic minor) located in Lower Salford Township, **Montgomery County**. Harleysville Materials operates a quarry using various crushers, screeners, and conveyors, and leases operation of a batch asphalt plant to Independence Construction Materials (ICM). This renewal will incorporate the requirements of general permits GP3-46-0098 and GP9-46-00053. The permit will include monitoring, record keeping and reporting requirements designed to address all applicable air quality requirements.

**46-00274: Tegrant Diversified Brands, Inc.** (161 Corporate Drive, Montgomeryville, PA 18936) for issuance of their initial operating permit for an insulated shipping container manufacturing operation in Montgomery Township, **Montgomery County**. Tegrant Diversified Brands is a synthetic minor facility. The manufacturing process is a closed mold, rigid polyurethane foam molding operation which uses materials containing Volatile Organic Compounds (VOC). The facilities potential VOC emission limit is 8.0 tpy. All the VOC emissions are fugitive and are reduced by: reduction of clean up solvent used, more efficient injection equipment, and good housekeeping practices. The operating permit also includes work practice standards, monitoring, and recordkeeping requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

**40-00079: Johns Manville, Inc.** (600 Jaycee Drive, Hazleton, PA 18202) for the operation of a foam production facility in the City of Hazleton, **Luzerne County**. The source consists of a foam production line with a cyclone and baghouse particulate collection system and a thermal oxidizer. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emission limits, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

**54-00084: R.E. Pierson Construction Co., Inc.** (PO Box 430, Woodstown, NJ 08098-0430) for operation of a stone crushing operation in Walker Township, **Schuylkill County**. The source consists of two (2) stone crushers with associated screens and conveyors. The particulate emissions will be controlled by a water spray system. This is a new State-Only operating permit. The State-Only operating permit includes emission limits, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

**13-00014: Silberline Manufacturing Co., Inc.** (130 Lincon Drive, P.O. Box B, Tamaqua, PA 18252) for operation of aluminum pigment manufacturing and boilers operation in Lansford Borough, **Carbon County**. This is a State-Only Natural Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

**67-03162: Church & Dwight, Inc.** (5197 Commerce Drive, York, PA 17408) for operation of a cat litter manufacturing facility in Jackson Township, **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 for the abovementioned facility.

Actual 2013 emissions at the facility are estimated to be approximately 3.5 tons of VOC and less than one ton of HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 60, Subpart III—Standards of Performance for Stationary Compression Ignition 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, protests or requests for a public hearing.

Gary Helsel, P.E., 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, protests or requests for a public hearing.

**22-03002: Philadelphia Macaroni Company** (523 South 17th Street, Harrisburg, PA 17104) for the pasta and noodle manufacturing facility in Harrisburg City, **Dauphin County**.

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

The subject facility has potential emissions of 12.3 tpy of NO<sub>x</sub>, 10.1 tpy of CO, 0.4 tpy of SO<sub>x</sub>, 7.9 tpy of PM, 7.6 tpy of VOC and 6.0 tpy of HAP. 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 Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units and 40 CFR Part 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.

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.

**22-03057: Dayton Parts, LLC** (1300 N. Cameron Street, Harrisburg, PA 17103) for the operation of their heavy gauge spring manufacturing plant in the City of Harrisburg, **Dauphin County**. This is a renewal of the State-Only Operating Permit issued in 2009.



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 facility's actual emissions for 2013 were reported as 3.79 tpy of CO, 4.10 tpy of NO<sub>x</sub>, 0.14 tpy of PM<sub>10</sub>, 0.03 tpy of SO<sub>x</sub>, and 10.6 tpy of VOCs. 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.

Thomas Hanlon, Facilities Permitting Chief, Air Quality Program, 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.

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

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

**18-00021: Avery Dennison Performance Polymers** (171 Draketown Road, Mill Hall, PA 17751-8608) for their facility in Bald Eagle Township, **Clinton County**. The facility is currently operating under the State Only operating permit 18-00021. The facility's sources include a Polymer Products Processing Operation, Storage Tanks, three (30 diesel-fired engines, research and development hood and several small natural gas-fired combustion units. 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 has the following potential emissions: 11.27 TPY of carbon monoxide; 19.67 TPY of nitrogen oxides; 0.16 TPY of sulfur oxides; 0.85 TPY of particulate matter; 2.31 TPY of volatile organic compounds; 2.16 TPY of volatile hazardous air pollutants and 16,143 TPY of greenhouse gases. The Department has determined that the sources at the facility satisfy best available technology (BAT) requirements, pursuant to 25 Pa. Code §§ 127.1 and 127.12, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines, 40 CFR 60.4200—60.4217 as well as the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, 40 CFR Part 63 Subpart

ZZZZ Sections 63.6580 through 63.6675. 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.

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

Any person(s) wishing to provide the Department of Environmental Protection with additional information, which they believe should be considered prior to the issuance of this operating permit, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the following: Name, address and telephone number of the person submitting the comments; Identification of the proposed operating permit (specify State Only Operating Permit No. 18-00021); Concise statements regarding the relevancy of the information or objections to issuance of the operating permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3648.

Persons with a disability who wish to comment and require an auxiliary aid, service, or other accommodation to participate should contact the Northcentral Regional Office at 570-327-3659. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 800-654-5984.

**08-00040: Seaboard International, Inc.** (PO Box 450989, Houston, TX 77245) to issue a state only operating permit for their facility located in Ulster Township, **Bradford County**. The facility is currently operating under Plan Approval 08-00040B. The facility's sources include a surface coating operation and a small remote reservoir degreaser. The facility has potential emissions of 2.40 tons per year of volatile organic compounds, 1.03 tons per year of particulate matter and 1.49 tons per year hazardous air pollutants. No emission or equipment changes are being proposed by this action. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the NMOP have been derived from the applicable requirements of 40 CFR Parts 52, 60, 63, 64, 68, 72, 73, 74, 75, 76, 96, 97, 98 and 25 Pa. Code Chapters 121—145.

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

Any person(s) wishing to provide the Department of Environmental Protection with additional information, which they believe should be considered prior to the issuance of this operating permit, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the following: Name, address and telephone number of the person submitting the comments; Identification of the proposed operating permit (specify State Only Operating Permit No. 08-00040); Concise statements regarding the relevancy of the information or objections to issuance of the operating permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3648.

Persons with a disability who wish to comment and require an auxiliary aid, service, or other accommodation to participate should contact the Northcentral Regional Office at 570-327-3659. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 800-654-5984.

**08-00046: Lowery Life Appreciation Center, LLC** (225 South Main Street, Athens, PA 18810) to issue a state only operating permit for their facility located in Athens Borough, **Bradford County**. The facility is currently operating under Plan Approval 08-00046A. The facility's source includes a 150 pound per hour, human crematorium, the air contaminant emissions from which are controlled by a secondary combustion chamber. The facility has potential emissions of 0.49 ton per year of nitrogen oxides, 1.64 tons per year of carbon monoxide, 0.41 ton per year of sulfur oxides, 1.15 tons per year of particulate matter and 0.49 ton per year of volatile organic compounds. No emission or equipment changes are being proposed by this action. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the NMOP have been derived from the applicable requirements of 40 CFR Parts 52, 60, 63, 64, 68, 72, 73, 74, 75, 76, 96, 97, 98 and Pa. Code Title 25, Article III, Chapters 121 through 145.

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

Any person(s) wishing to provide the Department of Environmental Protection with additional information, which they believe should be considered prior to the issuance of this operating permit, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the following: Name, address and

telephone number of the person submitting the comments; Identification of the proposed operating permit (specify State Only Operating Permit No. 08-00046); Concise statements regarding the relevancy of the information or objections to issuance of the operating permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3648.

Persons with a disability who wish to comment and require an auxiliary aid, service, or other accommodation to participate should contact the Northcentral Regional Office at 570-327-3659. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 800-654-5984.

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

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

**65-00625: Gulf Oil Limited Partnership** (100 Crossing Boulevard Framingham, MA 01702), Synthetic Minor Operating Permit renewal for the operation of a bulk gasoline transfer terminal, known as the Delmont Terminal, located in Salem Township, **Westmoreland County**.

The facility contains air contamination sources consisting of four gasoline storage tanks (Source ID 101—21,031 bbl, Source ID 102—14,575 bbl, Source ID 103—15,758 bbl, Source ID 104—28,647 bbl, 42 gallons = 1 bbl petroleum), three ethanol storage, "pencil" tanks (Source IDs 111—113, 19,740 gallons, each), and gasoline tank truck loading racks. The four gasoline storage tanks are equipped with internal floating roofs (IFR). A vapor combustion unit controls VOC emissions from the loading racks and an internal floating roof in each gasoline storage tank also controls emissions of VOC. Gasoline loaded at the facility is limited to 210,000,000 gallons per year. Facility emissions are 48.3 tons per year of VOC, 2.2 tons per year of hexane, and 10.1 tons per year of all HAPS combined. The facility is limited to a maximum opacity from any processing equipment of 20 percent. The facility is subject to applicable requirements of Pa. Code Title 25 Chapters 121—145, 40 CFR 60, Subparts A (General Provisions), 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, and Subpart XX (Standards of Performance for Bulk Gasoline Terminals), and 40 CFR 63, Subparts A (General Provisions) and BBBBBB (National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities). The permit includes emission limitations, and operational, monitoring, testing, reporting and recordkeeping requirements for the facility.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours



at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review must be made by calling 412-442-4000.

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

All comments, requests for a public hearing, and protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). A protest must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (Operating Permit 65-00625) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

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

Written comments, protests and requests for a public hearing should be directed to Martin L. Hochhauser, P.E., Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. For additional information concerning the permit or the issuance procedure, contact Martin Hochhauser at (412) 442-4057.

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

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

**10-00171: Butler Color Press** (PO Box 31 119 Bonnie Drive Butler PA 16003-0031) to issue a renewal of the State Only Synthetic Minor Operating Permit for the facility. The facility prints circulars and advertisements for newspapers. The primary processes at the facility are space heaters, Line 900 Print Line & Dryer, Line 450 Print Line & Dryer, Web Offset Lithograph Pressline 700, and clean up solvent use. The VOC emissions from Line 900 are controlled by a catalytic oxidizer. Line 450 is controlled by a thermal oxidizer. Pressline 700 is controlled by an afterburner. The plant-wide VOC emissions are limited to 49.9 TPY. The facility individual HAP emissions are limited to 9.9 TPY and the combined HAP emissions are limited to 24.9 TPY. The facility is located in the City of Butler, **Butler County**.

**25-00648: NEPA Energy LP** (139 South Lake Street Northeast, PA 16428-3828) to issue a renewal of the State Only Operating Permit for the facility in North East Township, **Erie County**. The primary sources covered by the Synthetic Minor Operating Permit are the ABCO boiler and the Auxiliary (Zurn) boiler, a parts cleaner, and an emergency diesel fire pump compressor engine. The

steam from the boilers is used for the processing of grapes and juices by Welch's. The boilers are each rated at 99 MMBTU/hr and fire only natural gas fuel. The permit contains a site-wide restriction on the NO<sub>x</sub> and CO emissions of 61.22 TPY and 64.64 TPY, respectively. The permittee is required to conduct emission testing for each of the boilers ever five years and must keep the hours of operation and the amount of natural gas used by each boiler to demonstrate compliance with the site-wide emission restrictions. The emergency diesel fire pump compressor engine is subject to 40 CFR 63 Subpart ZZZZ—NESHAPs for Stationary Reciprocal Internal Combustion Engines and must comply with the work practice requirements (oil and filter changes, air filter maintenance and hose / belt maintenance identified in Subpart ZZZZ) as well as restrict operation to less than 50 hours per year for maintenance purposes. The applicable requirements of this Subpart have been included in the renewal permit.

### PLAN APPROVALS

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

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

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

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to **Hop Bottom Energy LLC** (301 Oxford Valley Road, Suite 1603A, Yardley, PA 19067) for their facility to be located in Lenox Twp., Susquehanna County. This Plan Approval No. **58-00015A** will be incorporated into a Natural Minor Permit through an administrative amendment at a later date.

Plan Approval No. 58-00015A is for the construction of 22MW electric generating plant. The plant will include five (5) Jenbacher natural gas fired engines with oxidation catalysts and SCR technology. The VOC emissions from the facility will not equal or exceed 50 TPY, based on a 12-month rolling sum. The NO<sub>x</sub> emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. Total PM, SO<sub>x</sub>, and CO emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. The HAPs from the facility must never equal or exceed 10 TPY of any single HAP and must never equal or exceed 25 TPY of all aggregated HAPs, based on a 12-month rolling sum. The Plan approval and Operating Permit will include testing, monitoring, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

The facility is subject to NSPS Subpart JJJJ, MACT Subpart ZZZZ and 25 Pa. Code § 127.12 (a) (5) Best Available Technology (BAT) requirements. The visible emission opacity shall not be equal to or greater than 20% at any time. The company shall be subject to and comply with 25 Pa. Code 123.31 for malodorous emissions.

Emissions from the engines will meet BAT, MACT ZZZZ & NSPS Subpart JJJJ requirements. The Plan



Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, Identification of the proposed permit No.: 58-00015A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

**40-00061A: International Paper Company** (533 Forest Road, Hazleton, PA 18202) for their facility in Hazle Township, **Luzerne County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to International Paper Company (533 Forest Road, Hazleton, PA 18202) for their facility in Hazle Township, Luzerne County. This Plan Approval No. 40-00061A will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 40-00061A is for replacement and operation of one (1) die cutter, increase the facility operating hours from 6,960 to 8,760 hours/year, and permit inventory updates to the current facility container and box manufacturing process. The company shall be subject to and comply with 25 Pa. Code § 129.52b(a)(2) for control of VOC emissions and 25 Pa. Code § 129.77 for control of emissions from adhesives. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting

the comments, identification of the proposed permit No.: 40-00061A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

**54-00083A: Trans Western Polymers, Inc.** (31 Progress Avenue, Tamaqua, PA 18252) for their facility in Rush Township, **Schuylkill County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Trans Western Polymers, Inc. (31 Progress Avenue, Tamaqua, PA 18252) for their facility in Rush Township, Schuylkill County. This Plan Approval No. 54-00083A will be incorporated into a Natural Minor Permit through an administrative amendment at a later date.

Plan Approval No. 54-00083A is for the operation of thirty six (36) ink jet printers. VOC emissions from the plant will remain under their 50 TPY threshold limit, 12-month rolling sum. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 54-00083A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

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

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

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

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

### *Coal Applications Received*

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

**03091301 and NPDES No. PA0235822. Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). To revise the permit for the TJS No. 7 Deep Mine in Manor Township, **Armstrong County** to add acreage for haul road relocation and add NPDES Outfall 003. Application also includes a request for a Section 401 Water Quality Certification. Surface Acres Proposed 21.1. Receiving Stream: Unnamed Tributary to Garretts Run, classified for the following use: WWF. The application was

considered administratively complete on April 9, 2014. Application received December 5, 2013.

**32061303 and NPDES No. PA0235725. Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Heilwood Mine in Pine, Cherryhill and Green Townships, **Indiana County** to add subsidence control plan acres to the Brookville coal seam permit area. Subsidence Control Plan Acres Proposed 4416.5. No additional discharges. The first downstream potable water supply intake from the point of discharge is Central Indiana Water Authority and intake: Yellow Creek. The application was considered administratively complete on April 10, 2014. Application received February 11, 2014.

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

**Permit No. 11130101 and NPDES No. PA0269387. Laurel Sand & Stone Inc.**, 210 East Main Street, P.O. Box 556, Ligonier, PA 15658-0556, commencement, operation and restoration of a bituminous surface and auger mine in Elder and Susquehanna Townships, **Cambria County**, affecting 382.0 acres. Receiving stream: Little Brubaker Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 20, 2014.

The application includes a stream encroachment to relocate approximately 800 feet of unnamed tributary No. 2 of Little Brubaker Run to its original stream path.

**Permit No. 32130107 and NPDES No. PA0269379. Amerikohl Mining Inc.**, 202 Sunset Drive, Butler, PA 16001, commencement, operation and restoration of a bituminous surface mine in Montgomery Township, **Indiana County**, affecting 49.3 acres. Receiving streams: unnamed tributaries to South Branch Cush Creek classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 24, 2013.

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

**33110101. MSM Coal Company, Inc.** (P.O. Box 243, DuBois, PA 15801) Revision to an existing bituminous surface mine to add auger mining in Beaver Township, **Jefferson County**, affecting 32.0 acres. Receiving streams: Unnamed tributary No. 1 to Reitz Run, classified for the following uses: CWF. The first downstream potable surface water supply intake from the point of discharge is the Redbank Valley Municipal Authority. Application received: April 4, 2014.

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

**17090104 and NPDES No. PA0257141. RES Coal LLC** (224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). Revision to a bituminous surface and auger mine for an incidental permit boundary correction in Woodward Township, **Clearfield County** affecting 221.0 acres. Receiving streams: Whiteside Run and Moshannon Creek, classified for the following use: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: April 4, 2014.

### *Noncoal Applications Received*

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

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

\* The parameter is applicable at all times.

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

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

**Permit No. 29940301 and NPDES No. PA0607908. Bluegrass Materials Company LLC**, 10000 Beaver Dam Road, Cockeysville, MD 21030, transfer of an existing noncoal surface mine from Lafarge Mid-Atlantic LLC, 300 E. Joppa Road, Suite 200, Towson, MD 21286 located in Bethel and Thompson Townships, **Fulton County**, affecting 160.0 acres. Receiving stream: Little Tonoloway Creek classified for the following use: Trout Stocked Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 5, 2014.

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

**03122001 and NPDES Permit No. PA0252417. Allegheny Mineral Corp.** (P.O. Box 1022, Kittanning, PA 16201). Application for commencement, operation and reclamation of a large noncoal underground mine, located in West Franklin, **Armstrong County**, Winfield and Clearfield Townships, **Butler County**, affecting 1,520.5 acres. Receiving streams: Buffalo Creek, Long Run, and unnamed tributaries to Buffalo Creek and Long Run, classified for the following use: HQ-TSF. Crossing of and encroachment upon unnamed tributary A to Buffalo Creek is included. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: March 19, 2014.

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

**Permit No. 06920301C4 and NPDES Permit No. PA0595611. Martin Stone Quarries, Inc.**, (PO Box 297, Bechtelsville, PA 19505), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Washington Township, **Berks County** affecting 96.4 acres, receiving streams: Swamp Creek and unnamed tributary to Swamp Creek, classified for the following uses: HQ-cold water fishes and cold water fishes. Application received: April 4, 2014.

*Noncoal Applications Withdrawn*

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

**Permit No. 09870301C16. Warner Company**, (1000 New Ford Mill Road, Morrisville, PA 19067), correction to an existing quarry operation to include clean fill for reclamation in Falls Township, **Bucks County** affecting 501.1 acres, receiving stream: Van Sciver Lake. Application received: February 18, 2010. Application withdrawn: April 14, 2014.

### MINING ACTIVITY NPDES DRAFT PERMITS

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

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

*Effluent Limits for Coal Mining Activities*

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

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

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
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* pH*		greater than 6.0; less than 9.0	

\* 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*

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

**NPDES Permit No. PA0594792 on Underground Mining Permit No. 54901302. Carline Coal Co., Inc.,** (PO Box 188, Sacramento, PA 17968), renewal of an NPDES Permit for an Anthracite Underground Mine operation in Hegins Township, **Schuylkill County**, affecting 5.8 acres (surface). Receiving stream: West Branch Rausch Creek, classified for the following use: cold water fishes (TMDL for AMD, pH). Application received: December 7, 2011.

The proposed average daily discharge rate for Outfall 001 is 0.3 MGD.

The outfall listed below discharge to West Branch Rausch Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>
001	No

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		0.75	1.50	1.75
Total Suspended Solids		35.0	70.0	90.0
Alkalinity greater than acidity <sup>1</sup>				

<sup>1</sup> The parameter is applicable at all times.

**NPDES Permit No. PA0223492 on Surface Mining Permit No. 54930102. Rausch Creek Land, LP**, (978 Gap Street, Valley View, PA 17983), renewal of an NPDES Permit for an Anthracite Surface Mine operation in Porter Township, **Schuylkill County**, affecting 594.0 acres. Receiving stream: East Branch Rausch Creek, classified for the following use: cold water fishes (TMDL for AMD, sediment, pH). Application received: October 11, 2013.

The proposed average daily discharge rate for Outfall 001 is 0.13 MGD.

The outfall listed below discharge to East Branch Rausch Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>
001	Yes

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		0.75	1.50	1.75
Total Suspended Solids		35.0	70.0	90.0
Alkalinity greater than acidity <sup>1</sup>				

<sup>1</sup> The parameter is applicable at all times.

*Noncoal NPDES Draft Permits*

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

**NPDES No. PA021261 (Mining Permit No. 05920301), New Enterprise Stone & Lime Co., Inc.**, P.O. Box 77 New Enterprise, PA 16664, renewal of an NPDES permit for discharge of water resulting from limestone mining in Snake Spring Valley Township, **Bedford County**, affecting 372.2 acres. Receiving stream: Cove Creek, classified for the following uses: Exceptional Value and Migratory Fishes. Application received: March 14, 2014.

The outfalls listed below discharge to Cove Creek:

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

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

<i>Outfall: 001 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids (mg/l)	30.0	60.0	70.0
Temperature (°F)	72	72	72
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			
<i>Outfall: 002 (Dry Weather) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids (mg/l)	N/A	N/A	70.0
Temperature (°F)	72	72	72
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			
<i>Outfall: 002 (≤10-yr/24-hr Precipitation Event) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Settleable Solids (m/l)	N/A	N/A	0.5
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

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

**NPDES Permit No. PA0043901 on Surface Mining Permit No. 7973SM2. Hanson Aggregates BMC, Inc.**, (7660 Imperial Way, Allentown, PA 18195), renewal of an NPDES Permit for a Argillite Quarry operation in Wrightstown Township, **Bucks County**, affecting 154.9 acres. Receiving stream: unnamed tributary to Neshaminy Creek (TMDL for TSS/siltation), classified for the following uses: trout stock fishes and migratory fishes. Application received: October 4, 2012.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	E&S
002A	No	O.D.
002B	No	O.D.
005	No	O.D.

The proposed effluent limits for all outfalls in this permit are listed below:  
 Outfall Nos. 001, 002B & 005

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH (S.U.)	6.0			9.0
Total Suspended Solids		35.0	70.0	90.0

*Outfall 002A*

pH (S.U.) 6.0 to 9.0

Total Suspended Solids based on Maximum Daily Loading of 106.5 lb/day

<i>Average Discharge Rate (MGD)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
0.509	19.0	38.0	49.0
0.744	13.0	28.0	33.0
1.075	9.0	18.0	23.0
1.210	8.0	16.0	21.0
1.382	7.0	14.0	18.0
1.613	6.0	12.0	15.0
1.935	5.0	10.0	13.0

**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.*

**E58-305. Roundtop Energy, LLC**, 301 Oxford Valley Road, Suite 1603A, Yardley, PA 19067, in Auburn Township, **Susquehanna County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain the following water obstructions and encroachments associated with the Roundtop Generation Facility project.

1. (Impact 1) A utility pole installation which will permanently impact less than 0.01 acre of wetland.
2. (Impact 1A) An underground electric line crossing approximately 20 linear feet of wetlands. Approximately 0.01 acre of wetland will be temporarily impacted.
3. (Impact 2, 3, 4, 5, 6, 7, 8) To permanently fill a deminimus area of Emergent wetland equal to 0.16 acre for the construction of a natural gas fired electric generation facility.
4. (Impact 9 & 12) A 4-inch steel natural gas pipeline crossing two UNT's to Little Meshoppen Creek (CWF, MF) for a total of 111 linear feet.



5. (Impact 10 & 11) A 4-inch steel natural gas pipeline crossing through approximately 60 linear feet of wetlands. Approximately 0.07 acre of wetland will be temporarily impacted.

The project is located approximately 0.45 miles south of the intersection of State Route 267 and State Route 3007 (Auburn Center, PA Quadrangle, Latitude: 41°39'27"; Longitude: -76°02'57").

**E39-588. Buckeye Partners, LP**, Five TEK Park, 9999 Hamilton Boulevard, Breinigsville, PA 18031, in Upper Milford Township, **Lehigh County**, U.S. Army Corps of Engineers, Philadelphia District.

To stabilize and maintain a 45-foot reach of a tributary (Leibert Creek) to Little Lehigh Creek (HQ-CWF, MF) with articulating concrete revetment mats for the purpose of protecting an existing exposed 16-inch diameter and 20-inch diameter liquid petroleum pipeline. The project is located approximately 950 feet upstream of Quarry Drive (TR 838) (Allentown East, PA Quadrangle, Latitude: 40°30'36"; Longitude: -75°29'38").

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

**E05-376, PA Department of Transportation Engineering District 9-0**, 1620 North Juniata Street Holidaysburg, PA 16648, in Harrison Township, **Bedford County**, U.S. Army Corps of Engineers, Baltimore District

The applicant proposes to: 1) remove the existing structure and to construct and maintain a single-span composite pre-stressed concrete bulb-tee beam bridge skewed 45°, having a total clear span of 102.1', a width of 33.38', and an underclearance of 5.8', across Buffalo Run (WWF, MF), 2) restore/realign 348' of Buffalo Run, permanently impacting 0.16 acre of PEM wetlands, 3) construct and maintain three rock cross vanes in and across Buffalo Run, 4) mitigate 0.16 acre of wetlands on-site, 5) construct a temporary road crossing for public use upstream of the existing bridge using four pipes 5' in diameter across Buffalo Run, 6) place and maintain 794 cubic yards of fill material in the floodplain of Buffalo Run, all for the purpose of improving transportation safety and roadway standards. The project will involve three temporary stages of construction using temporary stream diversion, a causeway, and shoring for the construction and demolition of the bridge and rock cross vanes. The project is located along SR 0096 in Harrison Township, Bedford County (Latitude: 39° 58' 23", Longitude: -78° 37' 29").

**E67-912: Transcontinental Gas Pipe Line Company LLC**, 2800 Post Oak Boulevard, Level 17, Houston, TX 77056, Lower Chanceford Township, **York County**, ACOE Baltimore District

To modify and maintain an existing gas line facility that will temporarily impact 0.24 acre of wetlands within the Susquehanna River Watershed for the purpose of improving pipe line safety. The project is located east of River Road approximately 1.6 miles south of Route 372/Holtwood Road (Holtwood, PA Quadrangle, Latitude: 39°47'51.2"N, Longitude: 76°18'26.0"W) in Lower Chanceford Township, York County.

*Northcentral Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701*

**E5829-077. Williams Field Services Company, LLC**; Park Place Corporate Center 2, 2000 Commerce Park

Drive, Pittsburgh, PA 15275; Springville Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 24-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 153 lineal feet of unnamed tributary to Monroe Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 39' 33" Lat., W -75° 52' 23" Long.),

2) a temporary timber mat crossing impacting 786 square feet of floodway to an unnamed tributary of Monroe Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 39' 33" Lat., W -75° 52' 23" Long.),

3) a 24-inch diameter natural gas pipeline and temporary timber mat crossing impacting 5,674 square feet (0.13 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 39' 33" Lat., W -75° 52' 23" Long.),

4) a temporary timber mat crossing impacting 91 square feet of floodway to an unnamed tributary of Monroe Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 39' 36" Lat., W -75° 52' 24" Long.),

5) a temporary timber mat crossing impacting 2,919 square feet of floodway to an unnamed tributary of Monroe Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 39' 40" Lat., W -75° 52' 24" Long.),

6) a temporary timber mat crossing impacting 665 square feet (0.02 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 39' 44" Lat., W -75° 52' 21" Long.),

7) a 24-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 137 lineal feet of Pond Brook (CWF-MF) (Springville, PA Quadrangle; N 41° 40' 02" Lat., W -75° 52' 33" Long.),

8) a temporary timber bridge crossing impacting 10 lineal feet of an unnamed tributary of Pond Brook (CWF-MF) (Springville, PA Quadrangle; N 41° 40' 14" Lat., W -75° 52' 35" Long.),

9) a 24-inch diameter natural gas pipeline and temporary timber mat crossing impacting 24,460 square feet (0.56 acre) of a PEM wetland (Springville, PA Quadrangle; N 41° 39' 33" Lat., W -75° 52' 23" Long.),

10) a 24-inch diameter natural gas pipeline and temporary timber mat crossing impacting 4,171 square feet (0.10 acre) of a PEM wetland (Springville, PA Quadrangle; N 41° 40' 46" Lat., W -75° 52' 40" Long.),

11) a temporary timber mat crossing impacting 791 square feet (0.02 acre) of a PEM wetland (Springville, PA Quadrangle; N 41° 40' 46" Lat., W -75° 52' 37" Long.).

The project consists of constructing approximately 10,560 lineal feet (2 miles) of 24" natural gas gathering line, located in Springville Township, Susquehanna County. The project will result in 300 lineal feet of temporary stream impacts, 37,061 square feet of floodway impacts, and 35,761 square feet (0.82 acre) of temporary wetland impacts; all for the purpose of conveying Marcellus Shale natural gas to market.

**E5829-076. Talisman Energy USA, Inc.**; 337 Daniel Zenker Drive, Horseheads, NY 14845; Apolaccon Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber bridge crossing impacting 170 lineal feet of an unnamed tributary to Apalachin Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 56' 58" N; -76° 06' 55" W),

2. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber mat bridge crossing impacting 1,601 square feet (0.04 acre) of a palustrine forested wetland (PFO) (Friendsville, PA Quadrangle: 41° 56' 58" N; -76° 06' 49" W),

3. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber bridge crossing impacting 71 lineal feet of an unnamed tributary to Apalachin Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 56' 58" N; -76° 06' 49" W),

4. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber mat bridge crossing impacting 494 square feet (0.01 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 56' 58" N; -76° 06' 45" W),

5. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber mat bridge crossing impacting 3,686 square feet (0.08 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 56' 58" N; -76° 06' 42" W),

6. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber bridge crossing impacting 96 lineal feet of an unnamed tributary to Apalachin Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 56' 57" N; -76° 06' 41" W),

7. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber mat bridge crossing impacting 72 square feet (0.01 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 56' 53" N; -76° 06' 41" W),

8. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber bridge crossing impacting 146 lineal feet of an unnamed tributary to Apalachin Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 56' 33" N; -76° 06' 23" W),

9. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber mat bridge crossing impacting 314 square feet (0.01 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 56' 33" N; -76° 06' 22" W),

10. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber bridge crossing impacting 73 lineal feet of an unnamed tributary to Apalachin Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 56' 33" N; -76° 06' 19" W),

11. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber mat bridge crossing impacting 6,511 square feet (0.15 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 56' 40" N; -76° 06' 03" W),

12. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber bridge crossing impacting 105 lineal feet of an unnamed tributary to Apalachin Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 56' 40" N; -76° 06' 03" W),

13. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber mat bridge crossing impacting 75 square feet (0.01 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 56' 39" N; -76° 06' 03" W),

14. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber mat bridge crossing impacting 5,240 square feet (0.12 acre) of a palustrine forested wetland (PFO) (Friendsville, PA Quadrangle: 41° 56' 42" N; -76° 06' 02" W),

15. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber bridge crossing impacting 73 lineal feet of an unnamed tributary to Apalachin Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 56' 42" N; -76° 06' 02" W),

16. One 12 inch diameter steel natural gas pipeline, one 6 inch diameter waterline, and a timber mat bridge crossing impacting 1,733 square feet (0.04 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 56' 42" N; -76° 06' 02" W),

The project consists of constructing approximately 13,000 ft (2.46 miles) of 12" steel natural gas gathering line and a 6" waterline connecting well sites located in Apolacon Township, Susquehanna County, to the Repine to Ostrander Gathering Line. The project will result in 734 lineal feet of temporary stream impacts, 12,885 square feet (0.30 acre) of temporary wetland impacts and 6,841 square feet (0.16 acre) of wetland conversion impacts; all for the purpose of conveyance of Marcellus Shale natural gas to market.

**E5829-079: Jackson Township**, Susquehanna Gathering, LLC, 1429 Oliver Road, New Milford, PA 18834, Jackson Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. a 12 inch diameter natural gas pipeline, 16 inch diameter water line, and temporary timber bridge crossing impacting 51 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF-MF) (Thompson, PA Quadrangle; Lat. 41° 51' 17" N., Long. -75° 35' 45" W.),

2. a 12 inch diameter natural gas pipeline, 16 inch diameter water line, and temporary timber mat crossing impacting 7,905 square feet (0.18 acre) of a palustrine forested wetland (PFO) (Thompson, PA Quadrangle; Lat. 41° 51' 17" N., Long. -75° 35' 44" W.),

3. a 12 inch diameter natural gas pipeline, 16 inch diameter water line, and temporary timber bridge crossing impacting 56 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF-MF) (Thompson, PA Quadrangle; Lat. 41° 51' 18" N., Long. -75° 35' 44" W.),

4. a 12 inch diameter natural gas pipeline, 16 inch diameter water line, and temporary timber mat crossing impacting 8,745 square feet (0.20 acre) of a palustrine forested wetland (PFO) (Thompson, PA Quadrangle; Lat. 41° 51' 20" N., Long. -75° 35' 39" W.),

5. a 12 inch diameter natural gas pipeline, 16 inch diameter water line, and temporary timber mat crossing impacting 4,868 square feet (0.11 acre) of a palustrine forested wetland (PFO) (Thompson, PA Quadrangle; Lat. 41° 51' 17" N., Long. -75° 35' 36" W.),

6. a 12 inch diameter natural gas pipeline, 16 inch diameter water line, and temporary timber mat crossing impacting 2,360 square feet (0.05 acre) of a palustrine emergent wetland (PEM) (Thompson, PA Quadrangle; Lat. 41° 51' 06" N., Long. -75° 35' 12" W.),

7. a 12 inch diameter natural gas pipeline, 16 inch diameter water line, and temporary timber mat crossing impacting 8,229 square feet (0.19 acre) of a palustrine forested wetland (PFO) (Thompson, PA Quadrangle; Lat. 41° 51' 06" N., Long. -75° 35' 11" W.),

8. a 12 inch diameter natural gas pipeline, 16 inch diameter water line, and temporary timber mat crossing impacting 49,428 square feet (1.13 acres) of a palustrine forested wetland (PFO) (Thompson, PA Quadrangle; Lat. 41° 51' 13" N., Long. -75° 35' 05" W.),

9. a 12 inch diameter natural gas pipeline, 16 inch diameter water line, and temporary timber mat crossing impacting 24,184 square feet (0.56 acre) of a palustrine forested wetland (PFO) (Thompson, PA Quadrangle; Lat. 41° 51' 16" N., Long. -75° 34' 56" W.),

10. a 12 inch diameter natural gas pipeline, 16 inch diameter water line, and temporary timber bridge crossing impacting 98 lineal feet of the Tunkhannock Creek (CWF-MF) (Thompson, PA Quadrangle; Lat. 41° 51' 16" N., Long. -75° 34' 54" W.).

The Leonard Pipeline consists of a 12" gas gathering line and a 16" waterline all located within Jackson Township, Susquehanna County. The project will result in 205 linear feet of temporary stream impacts, 2,360 square feet (0.05 acre) of temporary wetland impacts, and 103,359 square feet (2.37 acres) of wetland conversion impacts; all for the purpose of conveying Marcellus Shale natural gas to market.

*Northwest Region: Oil and Gas Program Manager, 230 Chestnut Street, Meadville, PA 16335 814-332-6860*

**E37-08-002, Hilcorp Energy Company**, 1201 Louisiana Street, Suite 1400, Houston, TX 77002-5600, Siegel to Phillips Tapsite Pipeline Project, in Mahoning Township, **Lawrence County**, Army Corps of Engineers Pittsburgh District (Edinburg, Pa, Quadrangle N: 41° 1' 27.25"; W: -80° 25' 47.38").

The applicant proposes to construct and maintain approximately 4 miles of 8 inch diameter natural gas pipeline, 6 inch diameter natural gas pipeline, and an 8 inch diameter temporary water line in Mahoning, Township, Lawrence County, PA. The proposed pipeline will connect several of Hilcorp Energy Company's well pads to a Central Processing Facility and end at Pennant Midstream, LLC's Hickory Bend Gathering System. The water obstructions and encroachments associated with the project are described below:

The water obstructions and encroachments for the purposes of installing the pipeline are described below:

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
RC-1	An 8" diameter natural gas pipeline, to be bored under a palustrine scrub-shrub/palustrine emergent (PSS/PEM) wetland.	41.023934° N -80.432221° W
RC-2	An 8" diameter natural gas pipeline to be bored under a UNT to Mahoning River (WWF) and its associated floodway.	41.023842° N -80.432765° W
RC-3	An 8" diameter natural gas pipeline with associated right-of-way and a temporary equipment crossing to cross a palustrine scrub-shrub/palustrine emergent (PSS/PEM) wetland, having .12 of temporary wetland impact with .05 acre of permanent conversion of PSS wetland to palustrine emergent (PEM) wetland.	41.023286° N -80.435277° W
RC-4	An 8" diameter natural gas pipeline with associated right-of-way and temporary equipment crossing to cross a UNT to Mahoning River (WWF) and its associated floodway, having 50 linear feet of temporary stream impact.	41.023287° N -80.435418° W
RC-5	An 8" diameter natural gas pipeline, a 6" diameter natural gas pipeline, and an 8" diameter temporary water line with associated right-of-way and a temporary equipment crossing to cross a palustrine emergent (PEM) wetland, having .05 acre of temporary wetland impact.	41.024816° N -80.4392° W
RC-6	An 8" diameter natural gas pipeline, a 6" diameter natural gas pipeline, and an 8" diameter temporary water line with associated right-of-way and a temporary equipment crossing to cross a UNT to Mahoning River (WWF) and its associated floodway, having 50 linear feet of temporary stream impact.	41.025195° N -80.439215° W
RC-7	An 8" diameter natural gas pipeline, a 6" diameter natural gas pipeline, and an 8" diameter temporary water line with associated right-of-way and a temporary equipment crossing to cross a UNT to Mahoning River (WWF) and its associated floodway, having 50 linear feet of temporary stream impact.	41.026213° N -80.439261° W
RC-8	An 8" diameter natural gas pipeline, a 6" diameter natural gas pipeline, and an 8" diameter temporary water line to be bored under a palustrine scrub-shrub (PSS) wetland.	41.026499° N -80.439707° W
RC-9	An 8" diameter natural gas pipeline, a 6" diameter natural gas pipeline, and an 8" diameter temporary water line with associated right-of-way and a temporary equipment crossing to cross a UNT to Mahoning River (WWF) and its associated floodway, having 50 linear feet of temporary stream impact.	41.028273° N -80.452288° W
RC-10	An 8" diameter natural gas pipeline, a 6" diameter natural gas pipeline, and an 8" diameter temporary water line with associated right-of-way and a temporary equipment crossing to cross a UNT to Mahoning River (WWF) and its associated floodway, having 50 linear feet of temporary stream impact.	41.029569° N -80.455957° W
RC-12	An 8" diameter natural gas pipeline, a 6" diameter natural gas pipeline, and an 8" diameter temporary water line with associated right-of-way and a temporary equipment crossing to cross Marshall Run (WWF) and its associated floodway, having 60 linear feet of temporary stream impact.	41.029231° N -80.459199° W



<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
RC-13	An 8" diameter natural gas pipeline, a 6" diameter natural gas pipeline, and an 8" diameter temporary water line with associated right-of-way and a temporary equipment crossing to cross a palustrine emergent (PEM) wetland, having .01 acre of temporary wetland impact.	41.034958° N -80.469521° W
RC-15	An 8" diameter natural gas pipeline, a 6" diameter natural gas pipeline, and an 8" diameter temporary water line with associated right-of-way and a temporary equipment crossing to cross a palustrine emergent (PEM) wetland, having .02 acre of temporary wetland impact.	41.041181° N -80.471776° W

**E43-08-007, Halcon Field Service LLC**, 1000 Louisiana Street, Suite 6700, Houston, TX 77002-6003, Stoneboro Borough, Fairview, Lake, & Sandy Lake Townships, Mercer County, and Mineral Township, Venango County, ACOE Pittsburgh District. (Jackson Center, Sandy Lake, Hadley & Polk, PA Quadrangles N: 41 21' 11.70" W: 79 58' 35.69").

The applicant proposes the installation of approximately 17 miles of 16 inch diameter natural gas pipeline starting at the Pilgram well pad and terminating at the AllamIH National Fuel pipeline. The project would be located in Stoneboro Borough, Fairview, Lake, & Sandy Lake Townships, Mercer County, and Mineral Township Venango County, PA. Thirteen palustrine emergent (PEM) wetlands will be impacted by temporary surface disturbance via open-cut construction or timber matting. One palustrine forested (PFO) wetland and one palustrine shrub-scrub (PSS) wetland will be permanently impacted by conversion to PEM. The project will result in 1,700 linear feet of temporary stream impacts, 3.92 acres of temporary wetland impacts, and 0.5 acre of permanent wetland impacts. An additional site in Sugar Grove Township, Mercer County will be utilized to mitigate for the permanent conversion of palustrine forested (PFO) and palustrine shrub-scrub (PSS) wetlands to Palustrine emergent (PEM) wetlands.

The water obstructions and encroachments for the purposes of installing the pipeline are described below:

1 One (1) 16 inch diameter natural gas gathering line with associated right of way and a temporary road crossing of a UNT to Otter Creek (TSF) and its associated floodway consisting of PEM wetland, having 0.13 acre of temporary wetland impacts and 61 linear feet of temporary stream impacts. 41.367758 -80.221604

2 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .14 acre of temporary impact. 41.360542 -80.210672

3 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .09 acre of temporary impact. 41.359208 -80.210541

4 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .29 acre of temporary impact. 41.358175 -80.210482

5 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of Pine Run (TSF), having 62 linear feet of temporary impact. 41.353758 -80.182439

6 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PFO wetland, having .1 acre of permanent impact. 41.353829 -80.179569

7 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PFO wetland, having .3 acre of permanent impact. 41.353841 -80.178779

8 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Pine Run (TSF), having 78 linear feet of temporary impact. 41.353822 -80.175545

9 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .07 acre of temporary impact. 41.357640 -80.167713

10 One (1) 16 inch diameter natural gas gathering line with associated right of way and a temporary road crossing of UNT to Little Shenango River (TSF) and its associated floodway consisting of PEM wetland, having 0.29 acre of temporary wetland impacts and 48 linear feet of temporary stream impacts. 41.351954 -80.162157

11 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Little Shenango (TSF), having 94 linear feet of temporary impact. 41.345918 -80.160211

12 One (1) 16 inch diameter natural gas gathering line using directional boring technique with associated right-of-way crossing of UNT Little Shenango (TSF), having 3 linear feet of temporary impact. 41.344217 -80.158566

13 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Little Shenango (TSF), having 60 linear feet of temporary impact. 41.344239 -80.154563

14 One (1) 16 inch diameter natural gas gathering line with associated right of way and a temporary road crossing of UNT Little Shenango River (TSF) and its associated floodway consisting of PEM wetland, having 0.16 acre of temporary wetland impacts and 44 linear feet of temporary stream impacts. 41.342721 -80.147947

15 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .01 acre of temporary impact. 41.332395 -80.132023

16 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .02 acre of temporary impact. 41.330151 -80.112219

17 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .04 acre of temporary impact. 41.329747 -80.110756

18 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of Sawmill Run (TSF), having 68 linear feet of temporary impact. 41.326449 -80.106050

19 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sawmill Run (TSF), having 62 linear feet of temporary impact. 41.326392 -80.105986

20 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .07 acre of temporary impact. 41.325011 -80.104433

21 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .11 acre of temporary impact. 41.324643 -80.102566

22 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sawmill Run (TSF), having 65 linear feet of temporary impact. 41.326096 -80.099013

23 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .3 acre of temporary impact. 41.327232 -80.084268

24 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .39 acre of temporary impact. 41.328683 -80.081050

25 One (1) 16 inch diameter natural gas gathering line with associated right of way and a temporary road crossing of Butchery Creek (WWF) and its associated floodway consisting of PSS wetland, having 0.1 acre of permanent wetland impacts and 45 linear feet of temporary stream impacts. 41.335930 -80.074827

26 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Butchery Creek (WWF), having 74 linear feet of temporary impact. 41.340819 -80.060333

27 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of Butchery Creek (WWF), having 60 linear feet of temporary impact. 41.341251 -80.060917

28 One (1) 16 inch diameter natural gas gathering line with associated right of way and a temporary road crossing of Sandy Creek (WWF) and its associated floodway consisting of PEM wetland, having 1.72 acres of temporary wetland impacts and 63 linear feet of temporary stream impacts. 41.346051 -80.062443

29 One (1) temporary access road crossing of UNT Sandy Creek (WWF), having 41 linear feet of temporary impact. 41.347931 -80.059087

30 One (1) temporary access road crossing of UNT Sandy Creek (WWF), having 33 linear feet of temporary impact. 41.348428 -80.059494

31 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .01 acre of temporary impact. 41.353812 -80.054791

32 One (1) 16 inch diameter natural gas gathering line with associated right of way and a temporary road crossing of a UNT Sandy Creek (WWF) and its associated floodway consisting of PEM wetland, having 0.01 acre of temporary wetland impacts and 57 linear feet of temporary stream impacts. 41.353843 -80.052739

33 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sandy Creek (WWF), having 64 linear feet of temporary impact. 41.353959 -80.050227

34 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sandy Creek (WWF), having 41 linear feet of temporary impact. 41.354109 -80.048613

35 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sandy Creek (WWF), having 48 linear feet of temporary impact. 41.354236 -80.041798

36 One (1) temporary road crossing a PEM wetland, having .004 acre of temporary impact. 41.354195 -80.041510

37 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sandy Creek (WWF), having 63 linear feet of temporary impact. 41.354300 -80.039154

38 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sandy Creek (WWF), having 59 linear feet of temporary impact. 41.354071 -80.037241

39 One (1) temporary access road crossing a PEM wetland, having .004 acre of temporary impact. 41.355625 -80.033487

40 One (1) temporary access road crossing a PEM wetland, having .01 acre of temporary impact. 41.354434 -80.029615

41 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sandy Creek (WWF), having 40 linear feet of temporary impact. 41.354696 -80.024627

42 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .02 acre of temporary impact. 41.354643 -80.022469

43 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .01 acre of temporary impact. 41.350883 -80.013301

44 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sandy Creek (WWF), having 59 linear feet of temporary impact. 41.351729 -80.010939

45 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing a PEM wetland, having .26 acre of temporary impact. 41.352079 -80.003458

46 One (1) 16 inch diameter natural gas gathering line using directional boring technique with associated right-of-way and a temporary road crossing of UNT Sandy Creek (WWF), having .0003 acre of temporary impact. 41.353569 -79.987823

47 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sandy Creek (WWF), having 67 linear feet of temporary impact. 41.354554 -79.982172

48 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sandy Creek (WWF), having 118 linear feet of temporary impact. 41.353458 -79.977765

49 One (1) 16 inch diameter natural gas gathering line with associated right-of-way and a temporary road crossing of UNT Sandy Creek (WWF), having 89 linear feet of temporary impact. 41.353306 -79.976901

## ACTIONS

## THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

### FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

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

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

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

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

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

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

#### I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0112623 (IW)	JJ Bucher Producing Horse Run Road Shinglehouse, PA 16748	Potter County Shinglehouse Borough	Oswayo Creek (16-C)	N

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0252662 (Industrial Waste)	Central Indiana County Water Authority 30 E Wiley Street Homer City, PA 15748	Indiana County Center Township	Yellow Creek 18-D	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 ?
PA0104043 (Sewage)	Grandview Acres MHP 3122 Hadley Road Hadley, PA 16130	Mercer County Perry Township	Unnamed Tributary to Little Shenango River (20-A)	Y

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

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

**NPDES Permit No. PA0013285**, Industrial, **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489.

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

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge from a facility known as Pickering Creek Water Treatment Plant to Pickering Creek in Watershed 3-D.

**NPDES Permit No. PA0023949**, Sewage, **Brookhaven Borough**, 2 Cambridge Road, Brookhaven, PA 19015-1708.

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

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated Sewage from a facility known as Brookhaven Borough STP to Chester Creek in Watershed 3-G.

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

**NPDES Permit No. PA0062367**, Sewage, SIC Code 8811, **Lakeview Estates Homeowners Association**, 1425 South Collegeville Road, Collegeville, PA 19426.

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

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

**NPDES Permit No. PA0065544**, Storm Water, SIC Code 2033, **Ocean Spray Cranberries Inc.**, 151 Boulder Drive, Breinigsville, PA 18031.

This proposed facility is located in Upper Macungie Township, **Lehigh County**.

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

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

**PABIG 3501. Smith's Disposal Facility LLC, Adams County**, Straban Township, Smith's Sanitary Septic Services, LLC. 1234 Baltimore Street, Hanover, PA 17331 has applied to have their biosolids (residential septage) approved for beneficial use by land application.

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

**PA0272752**, SIC Code 4952, 8811, **Linsey Westerman & Mark Stonebraker**, 3202 N Osche Road, Butler, PA 16002. Facility Name: Linsey Westerman & Mark Stonebraker SRSTP.

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

Description of Proposed Activity: New NPDES permit for a new discharge for a Single Residence Sewage Treatment Plant.

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

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

**WQM Permit No. 4506408-A2**, Sewage, **Franconia Mennonite Camping Association, Inc.**, Spruce Lake Retreat, 5389 Route 447, Canadensis, PA 18325-9795.

This existing facility is located in Barrett Township, **Monroe County**.

Description of Proposed Action/Activity: Issuance of an amendment to a Water Quality Management Permit for an existing sewage treatment facility, to re-rate the treatment capacity to 10,117 gpd and revise the effluent criteria for the discharge to the at-grade adsorption beds. The revised effluent criteria are: 20 mg/l CBOD<sub>5</sub> and TSS as a 30-day average, and 30 mg/l CBOD<sub>5</sub> and TSS as an instantaneous maximum.

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

**WQM Permit No. 2814201**, CAFO, **Country View Family Farms LLC**, Willow Hill Farm CAFO, 1301 Fulling Mill Road, Suite 3000, Middletown, PA 17057-5990.

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

Description of Proposed Action/Activity: Permit approval for the construction / modification / operation of manure storage facilities consisting of a new 161' x 769' x 9' deep Breeding / Gestation Barn with concrete underneath deep pit manure storage that will store about 7,790,000 gallons at a 0.5' freeboard; a new 117' x 510' x 2' deep Farrowing Barn with concrete underneath shallow pit manure storage that will store about 442,000 gallons at a 0.5' freeboard. The Farrowing Barn will be drained to the Breeding / Gestation Barn when needed; A new 71' x 486' x 6' deep Gilt Grower

Finishing Barn with concrete underneath deep pit manure storage that will store about 1,390,000 gallons at a 0.5' freeboard. All three new barns will include a leak detection perimeter drain that will each be connected to an observation well with shutoff valves on the inlet and outlet for control of any leakage.

**WQM Permit No. 0613406**, Sewerage, **Lower Heidelberg Township**, 720 Brownsville Road, Sinking Spring, PA 19608-9727.

This proposed facility is located in Lower Heidelberg Township, **Berks County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewage facilities consisting of an 8-inch gravity collection system with a basis of design of 0.0218 mgd of average daily flow and 0.0872 mgd of peak instantaneous flow; a new duplex pumping station which will be rated at 70 gpm at 85.6 feet of total dynamic head; 1,607 ft of new 3-inch cast iron forcemain between the new pumping station and the existing gravity sewer manhole in Bayberry Lane.

**WQM Permit No. 3670415 A-1**, Sewerage, **Ridgewood Manor MHP**, 98 Breneman Road, Manheim, PA 17545-9643.

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

Description of Proposed Action/Activity: Permit amendment approving the construction of sewage facilities consisting of the replacement of the existing Ridgewood Manor MHP package WWTP and the construction of an impoundment to provide storage for the sprayfield.

**WQM Permit No. 2198410 Transfer 1**, Sewerage, **Alvin & Alma Oberholtzer**, 8 West Hatchery Road, Newville, PA 17241.

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

Description of Proposed Action/Activity: Transfer approving the operation / transfer of sewage facilities consisting of septic tanks, constructed wetlands and subsurface absorption area.

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

**WQM Permit No. WQG01621402**, Sewage, **Harriet Rigg**, 3180 Egypt Hollow Road, Russell, PA 16345.

This proposed facility is located in Pine Township, **Grove County**.

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

**IV. NPDES Stormwater Discharges from MS4 Permit Actions**

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

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Schuylkill Township Chester County	PAI130533	Schuylkill Township Chester County 111 Valley Park Road Phoenixville, PA 19460	French Creek, Pickering Creek, Schuylkill River and Unnamed Tributary to Valley Creek—3-D and 3-F	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
West Chester Borough Chester County	PAI130546	Chester County 313 Market Street Suite 5402 PO Box 2748 West Chester, PA 19380-0991	East Branch Brandywine Creek, Pocopson Creek, Schuylkill River, Stony Run, Unnamed Stream, Unnamed Tributary of Brandywine Creek, Unnamed Tributary of Chester Creek, Unnamed Tributary to Pocopson Creek, Unnamed Tributary to Schuylkill River and Valley Creek—3-D, 3-G and 3-H	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
Charlestown Township Chester County	PAI130507	Charlestown Township Chester County P O Box 507 Devault, PA 19432	Unnamed Tributary of French Creek, Unnamed Tributary to Pickering Creek and Unnamed Tributary to Valley Creek	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI132226	Emmaus Borough, Lehigh County, 28 S 4th Street, Emmaus, PA 18049-3802	Lehigh	Emmaus Borough	Leibert Creek / Little Lehigh Creek/ UNT to Leibert Creek / UNT to Little Lehigh Creek HQ-CWF and MF

#### **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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI01 0907020R	Independent MTG Co. 1250 Germantown Pike Plymouth Meeting, PA 19462	Bucks	Springfield Township	Cooks Creek EV—MF
PAI01 1513031	Owen J. Roberts School District 901 Ridge Road Pottstown, PA 19465	Chester	East Vincent Township	Unnamed Tributary to French Creek HQ—TSF—MF
PAI01 511007(1)	New Courtland Elder Services, Inc. 6970 Germantown Avenue Philadelphia, PA 19119	Philadelphia	City of Philadelphia	Delaware River WWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI024813012	Ashview Development Company, LLC 226 East Dell Road Bath, PA 18014	Northampton	Bushkill Township	Bushkill Creek (HQ-CWF, MF)
PAI023907014(1)	Myron R. Haydt Development Company 3005 Barrington Lane Allentown, PA 18103	Lehigh	Salisbury Township	Trout Creek (HQ-CWF, MF), Black River (CWF, MF)
PAI023513001	PPL Electric Utilities Corporation Two North Ninth Street GENN-3 Allentown, PA 18101-1179	Lackawanna	Covington Township	UNT to East Branch of Roaring Brook (HQ-CWF, MF)

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

*Union County Conservation District: Union County Government Center, 155 North 15th Street, Lewisburg, PA 17837, (570) 524-3860*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
PAI046013003	George A Rohling Hidden Valley Camping Resort LLC 2992 Brookfield Clearwater FL 33515	Union	West Buffalo Township	UNT to Rapid Run HQ-CWF

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

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

#### **List of NPDES and/or Other General Permit Types**

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities

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

*General Permit Type—PAG-02*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Limerick Township Montgomery County	PAG0200 4606084	Telvil Corporation 528 Main Street Harleysville, PA 19438	Unnamed Tributary to Landis Creek TSF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Limerick Township Montgomery County	PAG0200 4610023R	Sukonik Oak Creek LP 1250 Germantown Pike Suite 100 Plymouth Meeting, PA 19462	Hartenstine Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Limerick Township Montgomery County	PAG0200 4614001	Faust Road LLC 17 Faust Road Schwenksville, PA 19473	Swamp Creek TSF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511403	PECO Energy Company 2301 Market Street, N3-1 Philadelphia, PA 19103	Schuylkill River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

*Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Shippen Township Cameron County	PAG02001214001	Emporium Hardwoods LLC 15970 Route 120 Emporium PA 15834	Driftwood Branch of Sinnemahoning Creek TSF	Cameron County Conservation District 20 East Fifth Street Room 105 Emporium, PA 15834 (814) 486-2244, X 5
College Township Centre County	PAG02001412003R	Limerock Court Assoc 812 Pike Street, POB 909 Lemont PA 16851  Leonard S Fiore 5506 6th Ave R Altoona PA 16602	UNT to Spring Creek CWF	Centre County Conservation District 414 Holmes Avenue, Suite 4 Bellefonte, PA 16823 (814) 355-6817

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
College Township Centre County	PAG02001414002	Centre Co Recycling & Refuse 253 Transfer Rd Bellefonte PA 16823	UNT to Logan Branch CWF, MF	Centre County Conservation District 414 Holmes Avenue, Suite 4 Bellefonte, PA 16823 (814) 355-6817
Potter Township Centre County	PAG02001414003	PA Fish & Boat Commission 450 Robinson Ln Bellefonte PA 16823	Spring Creek CWF, MF	Centre County Conservation District 414 Holmes Avenue, Suite 4 Bellefonte, PA 16823 (814) 355-6817
Rush Township Centre County	PAG02001414004	PMG Pennsylvania Corp 187 Enterprise Dr Philipsburg PA 16866	UNT to Onemile Run CWF	Centre County Conservation District 414 Holmes Avenue, Suite 4 Bellefonte, PA 16823 (814) 355-6817
City of Williamsport Old Lycoming Township Lycoming County	PAG02004114002	Jeff Richards Williamsport Area High Sch 2780 W 4th St Williamsport PA 17701	UNT Daugherty's Run Fox Hollow Run WWF	Lycoming County Conservation District 542 County Farm Rd Suite 202, Montoursville, PA 17754, (570) 433-3003
Delaware Township Northumberland County	PAG02004914002	Milton Raceway Storage PO Box 145 Hughesville PA 17737	UNT Muddy Run WWF, MF	Northumberland County Conservation District 441 Plum Creek Rd Sunbury, PA 17801 Phone: (570) 286-7114 ext. 4
East Buffalo Township Union County	PAG02006014007	Steven Brown 2585 Pheasant Ridge Rd Lewisburg PA 17837	Turtle Creek WWF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg PA 17837 (570) 524-3860

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

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Mount Pleasant Township, Adams County	PAG02000114008	Swan Lake Stables	Alloway Creek/WWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201, Gettysburg, PA 17325 717.334.0636
Bern Township, Berks County	PAG02000614015	EnerSys Delaware, Inc.	Tulpehocken Creek / WWF, MF	Berks County Conservation District 1238 County Welfare Road, Suite 200, Leesport, PA 19533-0520 610.372.4657



*Northwest Regional Office—Waterways and Wetlands, 230 Chestnut Street, Meadville PA 16335**Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Cranberry Township Butler County	PAG02001007002R	BelleVue Park Partners LP Attn: William Weaver PO Box 449 Mars PA 16046	Brush Creek WWF	Butler County Conservation District 724-284-5270
Adams Township Butler County	PAG02001014004	Breakneck Creek Regional Authority c/o Michael P. Davidson PO Box 1180 Mars PA 16046-1180	Breakneck Creek WWF	Butler County Conservation District 724-284-5270
Piney Township Clarion County	PAG02001611003R	PADOT District 10 2250 Oakland Avenue Indiana PA 15701	Licking Creek	Clarion County Conservation District 814-297-7813
City of Hermitage Elk County	PAG02002414001	Robert Brown Bucktail (SR 120) St Marys PA 15857	Unt Elk Creek CWF	Elk County Conservation District 814-776-5373

*General Permit Type—PAG-03**Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Upper Merion Twp Montgomery County	PAR800129	Rolling Frito Lay Sales LP 7075 Samuel Morris Drive, Ste. 240 Columbia, MD 21046	Unnamed Tributary to Crow Creek 3F	Southeast Region Clean Water Program 484.250.5970
Philadelphia City Philadelphia County	PAR800035	SEPTA 1234 Market Street Philadelphia, PA 19107	Unnamed Tributary to Schuylkill River—3-F	Southeast Region Clean Water Program 484.250.5970
Dunmore Borough Lackawanna County	PAR802258	APEX Waste Systems Waste Management of Pa. 13 Peggy Parkway Dunmore, PA 18512	Lackawanna River—5-A/ CWF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Hazleton City Luzerne County	PAR232209	Multi-Plastics Extrusions, Inc. 600 Dietrich Avenue Hazleton, PA 18201	Storm sewer to Hazle Creek / 02B	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Lancaster County Lancaster City	PAR803533	Red Rose Transit Authority 45 Erick Road Lancaster, PA 17601	UNT to Little Conestoga Creek / WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Blair County North Woodbury Township	PAR803606	Blair County Airport Authority 310 Airport Drive, # 6 Martinsburg, PA 16662	UNT of Plum Creek / WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
York County York City	PAR233519	North Metal & Chemical Co. PO Box 1985 York, PA 17405 <hr/> North Metal & Chemical Co. 609 East King Street York, PA 17403	UNT to Codorus Creek / WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Bedford County Bedford Township	PAG033502	YRC Inc., dba YRC Freight 10990 Roe Avenue MS-A650 / Stevie Overland Park, KS 66211 YRC Freight Bedford (201) 198 Innovation Drive Bedford, PA 15522	UNT to Dunning Creek UNT to Brush Run / WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Wyalusing Township Bradford County	PAR124808	Cargill Meat Solutions Corp 1252 Route 706 Wyalusing, PA 18853	Brewer Creek and Wyalusing Creek—	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530
City of Franklin Venango County	PAG038305	Franklin Industries Co. P. O. Box 671 Franklin, PA 16323	French Creek 16-G	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-4*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Hilltown Township Bucks County	PAG040112 A-1	Dunlap Jeanette R 419 Twinbrook Road Perkasie, PA 18944-2709	Unnamed Tributary of Pleasant Spring Creek—3-E	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
Pine Grove Township Warren County	PAG041149	Harriet Rigg 3180 Egypt Hollow Road, Russell, PA 16345	Unnamed Tributary to the Widdlefield Run 16-B	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Hayfield Township Crawford County	PAG041151	Michael Robel 13282 McCarthy Road, Conneaut Lake, PA 16316	Unnamed Tributary to the Watson Run 16-D	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-5*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Pittston Township Luzerne County	PAG052229	Dupont Terminals Corporation (Dupont Petroleum Storage Terminal) P. O. Box 2621 Harrisburg, PA 17105	Collins Creek—5-A	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511

*General Permit Type—PAG-9*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Juniata County / Fayette Township	PAG093523	William Kemp Septic Service 1218 Troyer Road McAlisterville, PA 17049	Same	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

*General Permit Type—PAG-12*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Berks County Upper Bern Township	PAG123775	Linford Snyder A & L Farms 831 Greble Road Lebanon, PA 17046	UNT Mill Creek / TSF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Berks County Marion Township	PAG123600	David L. Weaver Clear Spring Egg Farm 740 Marion Drive Womelsdorf, PA 19567	UNT Tulpehocken Creek / TSF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Franklin County Metal Township	PAG123777	Country View Family Farms LLC Willow Hill Farm 1301 Fulling Mill Road, Suite 3000 Middletown, PA 17057-5990	West Branch Conococheague Creek / CWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-13*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Lower Makefield Township Bucks County	PAG130011	Lower Makefield Township Bucks County 1100 Edgewood Road Yardley, PA 19067	Brock Creek, Buck Creek, Dyers Creek, Rock Run, Unnamed Tributary Unnamed Tributary of Delaware River, Unnamed Tributary to Buck Creek, Unnamed Tributary to Core Creek, Unnamed Tributary to Rock Run and Unnamed Tributary to Seidel Creek— 2-E, 2-F and 3-C	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
Abington Township Montgomery County	PAG130112	PA State University 101p Office Of Physical Plant University Park, PA 16802-1118	Unnamed Tributary to Meadow Brook—	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
West Conshohocken Borough Montgomery County	PAG130056	West Conshohocken Borough Municipal Authority Montgomery County 112 Ford Street Conshohocken, PA 19428	—3-F	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970

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

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

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

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

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

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Bivouac Sow Farm 15197 Great Cove Road McConnellsburg, PA 17233	Fulton	224	2,978.55	Swine Sow / Gilt	N/A Big Cove Creek—CWF	Approved
Murmac Farms 2336 Zion Road Bellefonte, PA 16823	Centre	1,095.00	2,402	Dairy	NA	Approved

**PUBLIC WATER SUPPLY PERMITS**

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

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

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

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

**SAFE DRINKING WATER**

**Actions taken under the Pennsylvania Safe Drinking Water Act**

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

**Permit No. 3814501 MA, Minor Amendment, Public Water Supply.**

Applicant	<b>Cornwall Borough Municipal Authority</b>
Municipality	Cornwall Borough
County	<b>Lebanon</b>
Responsible Official	Barbara Henry PO Box 667 Cornwall, PA 17016
Type of Facility	Installation of a PAX active mixing system in Miner Village Tank No. 2.



Consulting Engineer Jason G. Saylor, P.E.  
Utility Service Group, Inc  
535 Courtney Hodges Boulevard  
Perry, GA 31069

Permit to Construct 4/9/2014  
Issued

**Permit No. 3614501**, Public Water Supply.  
Applicant **Spring Lake Park**  
Municipality Elizabeth Township  
County **Lancaster**  
Responsible Official Dean W. Dirian, Owner  
10 Fox Road  
Newmanstown, PA 17073  
Type of Facility Installation of a new community  
water system, including a new  
well, a sodium hypochlorite  
disinfection system, a 1,000  
gallon finish water storage tank  
and a finish water pump station.

Consulting Engineer Charles A. Kehew II, P.E.  
James R. Holley & Associates,  
Inc.  
18 South George Street  
York, PA 17401

Permit to Construct 4/4/2014  
Issued

**Permit No. 3613511**, Public Water Supply.  
Applicant **Turkey Hill Dairy, Inc.**  
Municipality Manor Township  
County **Lancaster**  
Responsible Official William P. Gregory,  
Director of Operations Services  
2601 River Road  
Conestoga, PA 17516-9630  
Type of Facility Reverse osmosis nitrate treatment  
system, softening system and  
disinfection system for new  
warehouse.

Consulting Engineer Peter Lusardi, P.E.  
GHD, Inc.  
1240 N. Mountain Rd.  
Harrisburg, PA 17112

Permit to Construct 4/9/2014  
Issued

**Permit No. 3614503**, Public Water Supply.  
Applicant **City of Lancaster**  
Municipality West Lampeter Township  
County **Lancaster**  
Responsible Official Robert J. Ruth PE,  
Deputy Director of Public  
Works/City Engineer  
120 North Duke Street  
PO Box 1599  
Lancaster, PA 17608-1599  
Type of Facility New East Pump Station and  
supply/transmission main.

Consulting Engineer Matthew D. Warfel  
The ARRO Consulting, Inc.  
108 West Airport Road  
Lititz, PA 17543

Permit to Construct 4/8/2014  
Issued

**Comprehensive Operation Permit No. 7220002** issued to: **GSP Management Company** (PWS ID No. 7220002), Londonderry Township, **Dauphin County** on 4/9/2014 for the operation of facilities at Cedar Manor MHP submitted under Application No. 7220002.

**Transferred Comprehensive Operation Permit No. 7220059** issued to: **GLP Capital, LP** (PWS ID No. 7220059), East Hanover Township, **Dauphin County** on 4/8/2014. Action is for a Change in Ownership for Hollywood Casino at Penn National Race Course, Dauphin County for the operation of facilities previously issued to Mountainview Thoroughbred Racing Association.

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

**Permit No. 1787504-T3—Transfer—Public Water Supply.**

Applicant **NRG REMA, LLC**  
Township/Borough Bradford Township  
County **Clearfield**  
Responsible Official Mr. Murray W. Kohan  
NRG REMA, LLC  
250 Power Plant Drive  
Shawville, PA 16873  
Type of Facility Public Water Supply  
Consulting Engineer N/A  
Permit Issued April 9, 2014

Description of Action Operation of the West Branch  
Susquehanna River intake, the  
distribution system, sodium  
hypochlorite disinfection facility,  
intake pumps, and the finished  
water storage tank.

**Permit No. 1707501-T2—Transfer—Public Water Supply.**

Applicant **NRG REMA, LLC**  
Township/Borough Bradford Township  
County **Clearfield**  
Responsible Official Mr. Murray W. Kohan  
NRG REMA, LLC  
250 Power Plant Drive  
Shawville, PA 16873  
Type of Facility Public Water Supply  
Consulting Engineer N/A  
Permit Issued April 9, 2014

Description of Action Operation of the Pall Aria AP-2  
Microfiltration Plant, including a  
potassium permanganate  
chemical feed system for  
manganese removal.

**Permit No. 6013501-MA—Operation** Public Water Supply.

Applicant	<b>Pennsylvania American Water Company</b>
Township/Borough	East Buffalo Township
County	<b>Union</b>
Responsible Official	David R. Kaufman, VP Engineering Pennsylvania American Water Company 800 West Hersheypark Drive Hershey, PA 17033
Type of Facility	Public Water Supply
Consulting Engineer	Joel A. Mitchell, P.E. Pennsylvania American Water Company 852 Wesley Drive Mechanicsburg, PA 17055
Permit Issued	April 10, 2014
Description of Action	Operation of the College Park Booster Pump Station containing three new booster pumps.

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

**Operations Permit** issued to: **Kittanning Suburban Joint Water Authority**, 710 Tarrtown Road, Kittanning, PA 16210, (PWSID #5030043) East Franklin and North Buffalo Townships, **Armstrong County** on April 11, 2014 for the operation of facilities approved under Construction Permit # 0310501MA.

**Operations Permit** issued to: **East Dunkard Water Authority**, PO Box 241, SR 88, Dilliner, PA 15327, (PWSID #5300012) Dunkard Township, **Greene County** on April 11, 2014 for the operation of facilities approved under Construction Permit # 3012503MA.

**Highland Sewer & Water Authority** (Public Water Supply), **Cambria County**: On April 15, 2014, the Safe Drinking Water Program approved the Source Water Protection (SWP) Plan for Highland Sewer & Water Authority. The personnel involved with the development of this SWP Plan are to be commended for taking these proactive steps to protect these water sources for their community. Development of the SWP Plan was completed with assistance from PA DEP's Source Water Protection Technical Assistance Program.

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

<b>Permit No. 6214501</b>	Public Water Supply
Applicant	<b>Aqua Pennsylvania Incorporated</b>
Township or Borough	Clarendon Borough
County	<b>Warren</b>
Type of Facility	Public Water Supply
Consulting Engineer	William A. LaDieu, P.E. CET Engineering Services—GHD 1240 N. Mountain Road Harrisburg, PA 17112
Permit to Construct Issued	April 10, 2014

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

<b>Permit No. [9996565]</b>	Public Water Supply.
Applicant	<b>[Watermax LLC]</b>
[Township or Borough]	[New Castle, Delaware]
Responsible Official	[James Megraw, Manager]
Type of Facility	[Out of State Bottled System]
Effective Date	[April 7, 2014]
Description of Action	[Public Water Supply Permit to sell bottled water in Pennsylvania Rescinded. Company no longer selling bottled water in Pennsylvania. All bottled water products from Watermax, LLC barred for sale in Pennsylvania.]

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 2

**The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).**

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

**R. E. West, Inc.**, Interstate 80 @ MM 215E, Turbot Township, **Northumberland County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, Pa 17857, on behalf of R. E. West, Inc., submitted a Final Report concerning remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl Tertiary Butyl Ether, Lead, Benzo (a) anthracene, Benzo(a)-pyrene, Benzo(b) fluoranthene, Benzo (g,h,i) perylene, Chrysene, Indenot (1,2,3-cd) pyrene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

*Southcentral Region: Environmental Cleanup & Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.*

**Willard Seidel Residence**, 4682 New Holland Road, Mohnton, PA 19540, Cumru Township/Mohnton Borough, **Berks County**. Mountain Research, 825 25th Street, Altoona, PA 16601, on behalf of Willard Seidel, 4682 New Holland Road, Mohnton, PA 19540, and Allstate Insurance Company, 309 Lakeside Drive, Horsham, PA 19044, submitted a Final Report concerning site soils and surface water contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

**Dart Container Corp. and HM Stauffer & Sons Inc. Site**, 60 East Main Street and 33 Glenola Drive, Leola, PA 17540, Upper Leacock Township, **Lancaster County**. Gannett Fleming, Inc., 207 Senate Avenue, Camp Hill, PA 17011, on behalf of Dart Container Corporation, 60 East Main Street, PO Box 546, Leola, PA 17540-0546 and H. M. Stauffer and Sons, Inc., 33 Glenola Drive, Leola, PA 17540, submitted a Remedial Investigation Report, Cleanup Plan, and Final Report concerning remediation of site soils and groundwater contaminated with heating oil, diesel fuel and gasoline. The combined report is intended to document remediation of the site to meet a combination of Nonresidential Statewide Health and Site Specific standards.

**C & D Technologies Leola Facility**, 82 East Main Street, Leola, PA 17540, Upper Leacock Township, **Lancaster County**. URS Corporation, 1125 Mill Mar Road, Lancaster, PA 17601, on behalf of C & D Technologies, Inc., 1400 Union Meeting Road, Blue Bell, PA 19422, submitted a Remedial Investigation, Risk Assessment, and Final Report concerning remediation of site groundwater contaminated with lead. The combined report is intended to document remediation of the site to meet the Site Specific standard.

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

**Parker Hannifin Corporation** (74 South Main Street), 74 South Main Street, Union City Borough, **Erie County**. AECOM Technical Services, Inc., Gulf Tower, 707 Grant Street, Suite 500, Pittsburgh, PA 15215, on behalf of Parker Hannifin Corporation, 6035 Parkland Boulevard, Cleveland, OH 44124, submitted a Final Report concerning the remediation of site soils contaminated with Benzene, 2-butanone, Methylene chloride, Tetrachloroethene, Toluene, Trichloroethene, Xylene, Acetone,

Acenaphthylene, Anthracene, Benzo[a]anthracene, Benzo [k]fluoranthene, Benzo[g,h,i]perylene, Benzo[a]pyrene, 2 chloronaphthalene, Chrysene, 2,4-dinitrotoluene, fluoranthene, indeno[1,2,3-cd]pyrene, Naphthalene, Phenanthrene, Pyrene, Arsenic, Barium, Chromium, Lead, Mercury, Silver and site groundwater contaminated with Chloroform, Arsenic, Barium, Lead, and Selenium. The report is intended to document remediation of the site to meet the Site-Specific Standard.

*Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**Private Residence**, 195 Mendon Road, Smithton, **Westmoreland County**. Bradurme, Briller & Johnson, (BB&J) 5 Market Square, Suite 205, Amesbury MA 01913 on behalf of Sears, Roebuck & Company, 3333 Beverly Road, B5-335A, Hoffman Estates, IL 60179 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with 1,2,4-Trimethylbenzene. The report is intended to document remediation of the site to meet the residential Statewide Health Standard. Notice of the final report was published in the *Tribune-Review* on March 24, 2014.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

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**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).**

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Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to



be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

**R. E. West, Inc.**, Interstate 80 @ MM 215 E, Turbot Township, Northumberland County. Northridge Group, Inc., 1172 Ridge Road, Northumberland, Pa 17857, on behalf of R. E. West, Inc. submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl Tertiary Butyl Ether, Lead, Benzo(a) anthracene, Benzo(a) pyrene, Benzo(b) fluoranthene, Benzo (g,h,i) perylene, Chrysene, Indento (1,2,3-cd) pyrene, Pyrene. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on March 20, 2014.

*Southcentral Region: Environmental Cleanup & Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.*

**Former Domestic Linens**, 401 Reily Street, Harrisburg City, **Dauphin County**. BL Companies, 4242 Carlisle Pike, Suite 260, Camp Hill, PA 17011, on behalf of Harrisburg Area Community College, One HACC Drive, PC 328, Harrisburg, PA 17110, and the Redevelopment Authority of the City of Harrisburg, 10 North Second Street, Harrisburg, PA 17101-1677, submitted a Final Report concerning remediation of site soils and groundwater contaminated with VOCs and SVOCs. The Final Report did not demonstrate attainment of the Statewide Health and Site Specific standards, and was disapproved by the Department on April 7, 2014.

**BWISE Manufacturing LLC / Route 283 Gasoline Release**, State Route 283 Westbound and Route 772, Mount Joy, PA, Rapho Township, **Lancaster County**. Environmental Products & Services of Vermont, Inc., 5100 Paxton Street, Harrisburg, PA 17111, on behalf of Ridgewood Manor, 223 North Strickler Road, Manheim, PA 17545 and BWISE Manufacturing, LLC, 1086 Wayne Avenue, Chambersburg, PA 17201, submitted a Final Report concerning remediation of site soils contaminated with unleaded gasoline released in a vehicle accident. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on April 7, 2014.

**Charles Lafferty Residence**, 24 3rd Street, Douglassville, PA 19518, Amity Township, **Berks County**. Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Mr. and Mrs. Charles Lafferty, 24 3rd Street, Douglassville, PA 19581 and State Farm

Insurance, PO Box 106110, Atlanta, GA 30348-6110 submitted a Final Report concerning site soils contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on April 8, 2014.

*Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**Former Carnegie Tar & Asphalt Property**, 107 Dark Hollow Road, Borough of Oakmont, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Kacin Companies/Edgewater Properties, L.P., Inc., 3875 Old William Penn Highway, Murrysville, PA 15668 submitted a Final Report concerning the remediation of site soils and groundwater contaminated with arsenic, iron, benzene, trichloroethylene, and cis-1,2-dichlorethene. The Final Report demonstrated attainment of the Site-Specific standard for soil and groundwater and was approved by the Department on April 9, 2014.

#### RESIDUAL WASTE GENERAL PERMITS

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**Permit(s) 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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

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

**General Permit No. WMGR017SW002. Highland Sewer and Water Authority (HSWA)**, 120 Tank Drive, Johnstown, PA 15904. Determination of Applicability for residual waste general coverage under WMGR017 for the beneficial use of water supply treatment plant sludge as a supplemental soil by land application on previously strip-mined and reclaimed areas for the purposes of land reclamation, generated by the Beaverdam Water Treatment Plant, located at 1819 Shawnee Road, Sidman, PA 15955, in Summerhill Township, **Cambria County**. Determination of Applicability for coverage under the permit was issued by the Regional Office on April 11, 2014.

#### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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**Permit(s) denied under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

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*Southwest Regional Office, Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412.442.4000.*

**Permit ID No. WMGR017SW003. Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, Jefferson, PA 15344. Operation of a beneficial use facility proposing to land apply drinking water treatment solids in Cumberland Township, **Greene County**. Determination of Applicability for coverage under General Permit WMGR017 denied in the Regional Office on April 9, 2014.



## AIR QUALITY

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

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

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

**GP3-38-03061: Mellott Co.** (100 Mellott Drive, Suite 100, Warfordsburg, PA 17267) on April 9, 2014, for their portable nonmetallic crushing equipment, under GP3, at the Pennsy Supply Millard Quarry in Londonderry Township, **Lebanon County**.

**GP1-44-03009: Mifflin County School District** (103 Green Avenue, Lewistown, PA 17044-2320) on April 11, 2014, for two (2) natural gas/#2 oil-fired boilers, under GP1, at the Mifflin County Junior High School in Derry Township, **Mifflin County**. The GP authorization was renewed.

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

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

**GP5-41-633: Anadarko Marcellus Midstream, LLC** (1201 Lake Robins Drive, The Woodlands, TX 77380) on April 8, 2014, to construct and operate eight 1380 bhp natural-gas-fired Caterpillar model G3516B four-stroke ultra-lean-burn compressor engines (Engines C-3500 through C-3570) each equipped with a Miratech model SP-IQ2-30-14-HSG oxidation catalyst, two J.W. Williams 35 MMscf/day dehydrators (T-5500 and T-5510) equipped with 0.57 MMBtu/hr reboilers, one J.W. Williams 50 MMscf/day dehydrator (T-5520) equipped with a 1.0 MMBtu/hr reboiler, three 65 kW (87 bhp) natural-gas-fired Capstone model C65 microturbines (microturbines PK-7070 through PK-7090), one 195 bhp natural-gas-fired four-stroke rich-burn Caterpillar model G3306 TA LCR emergency generator (Eng-001) equipped with a Miratech model SP-RCS21I-1614-05-EC2 non-selective catalytic reduction (NSCR) unit, and two 12,400-gallon produced-water tanks (TK-4500 and TK-4600) under the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Larry's Creek Compressor Station in Cummings Township, **Lycoming County**.

**GP5-08-318A: Appalachia Midstream Services, LLC** (PO Box 54382 Oklahoma City, OK 73154) on April 10, 2014, to construct and operate two (2) 3,550 bhp CAT model G3612LE reciprocating internal combustion engines, each equipped with an oxidation catalyst, eight (8) 123.1 MMSCFD TEG Dehydration units with still vent and flash tank, eight 2.0 MMBTU/hr TEG re-boilers, twenty (20) 535 gallon methanol tanks and eight (8) pipeline fluid/water tanks under the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Liberty Compressor Station in Towanda Township, **Bradford County**.

*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*

**GP14-65-00992A: Professional Cremation Service, LLC** (1597 Route 217, Derry, PA 15627) on April 9, 2014, received a renewal of its authorization to operate a human crematory unit in Derry Township, **Westmoreland County**.

**GP5-30-00225: Vista Gathering, LLC** (116 Inverness Drive East, Suite 107 Englewood CO 80112-5125) on April 14, 2014, to allow the construction and operation of two (2) G3612 L Caterpillar engines, 4SLB, natural gas-fired, rated @ 3,550 bhp; controlled by Emit, Model RT-4815-Z, oxidation catalysts; regulated by Compliance Controls; AFR-1, air/fuel ratio controllers; two (2) G3606 LE Caterpillar engines, 4SLB, natural gas-fired, rated @ 1,775 bhp, controlled by Emit, Model No. RT-3615-Z, oxidation catalysts, regulated by Compliance Controls AFR-1, air/fuel ratio controllers; two (2) TEG dehydrators each rated @ 150 MMSCF/day, equipped with two (2) enclosed flares, controlled by flash gas routing to two (2) reboilers as fuel each rated at 2.67 MMBtu/hr, two (2) Flash Tanks, each attached to Thermal Oxidizer (enclosed flares) rated at 12.0 MMBtu/hr; Nine (9) Microturbines, GE-1 thru GE-9, Model # Capstone C65 NG Standard Microturbines, natural gas fired, rated at 65 KW (87 HP); and twenty six (26) produced water tanks of various capacities and containing various fluids at their Patton Compressor Station located in Franklin Township **Greene County**.

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

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

**GP4-42-117A: Zippo Manufacturing Co.** (33 Barbour Street, Bradford, PA 16701) on April 10, 2014, for the operation of a natural gas fired burn off oven, ACE Burn Off Oven, manufactured by Armature Coil Equipment, Inc. (BAQ-GPA/GP-4) located in Bradford Township, **McKean County**.

**GP3-43-326A: Buckeye Leasing, LLC** (300 Ohio Street Extension, Hermitage, PA 16148) on March 25, 2014, for the operation of a portable nonmetallic mineral processing plant, consisting of the following units Terex Pegson 400 crusher, two (2) Terex Powerscreen screen(s), associated conveyors and stockpiles (BAQ-GPA/GP-3) located City of Hermitage, **Mercer County**.

**GP11-43-326B: Buckeye Leasing, LLC** (300 Ohio Street Extension, Hermitage, PA 16148) on March 25, 2014, for the operation of two (2) diesel or No. 2 fuel fired nonroad internal combustion engines, Caterpillar C9, Cummins QSB4.5 (BAQ-GPA/GP-11) located City of Hermitage, **Mercer 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: James Beach, New Source Review Chief—Telephone: 484-250-5920*

**46-0005AO: Merck, Sharp & Dohme, Corp.** (770 Summeytown Pike, West Point, PA 19486-0004) on April 9,

2014, for installation and operation of two (2) 2950 horsepower diesel-fired generator sets, each capable of generating 2200kW in **Montgomery County**. Each unit is limited to 400 hours operating time per year and the aggregate potential annualized emissions (in tons) are as follows: NO<sub>x</sub>—1.196, VOC—0.052, CO—0.156, SO<sub>x</sub>—0.014, PM—0.116, PM<sub>10</sub>—0.096, and PM<sub>2.5</sub>—0.094. This project will not trigger applicability to the federal PSD regulations or PADEP's NSR regulations. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

**40-00127A: Acton Technologies Inc.** (100 Thompson Street, Pittston, PA 18640) on April 7, 2014, to install a Wet Etching process line No. 5. VOC emissions from the process line will be controlled by an existing Regenerative Thermal Oxidizer (RTO) at their facility in Jenkins Township, **Luzerne County**.

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

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

**43-270I: CCL Container Corp.** (1 Llodio Drive, Hermitage, PA 16148) on April 4, 2014, for the installation of four (4) can manufacturing lines, three (3) inside liner baghouses and a regenerative thermal oxidizer (RTO). The facility manufactures aluminum cans used for packaging various consumer products. This facility is located in the City of Hermitage, **Mercer County**.

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**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

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

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

**09-213A: Denucci Excavating Corporation** (2807 Old Rodgers Road, Bristol, PA 19007-1723) on April 11, 2014 for the operation of a non-metallic mineral processor in Bristol Township, **Bucks County**.

**23-0114: Henry H. Ottens Mfg. Co., Inc.** (7800 Holstein Avenue, Philadelphia, Pa 19153) on April 14, 2014, for operation of a manufacturing flavoring extracts and syrups, Nec in Folcroft Borough, **Delaware County**.

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

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

**38-05003H: Carmeuse Lime Inc.** (3 Clear Spring Road, Annville, PA 17003) on April 4, 2014, for authorization to combust Engineered Fuel in the facility's No. 5 Kiln in North Londonderry Township, **Lebanon County**. The plan approval was extended.

**67-03166A: C & S Wholesale Grocers, Inc.** (4875 N. Susquehanna Trail, York, PA 17406) on April 4, 2014, for ten existing and/or new backup generators to be used for emergencies, testing/maintenance, and demand response

at the distribution/shipping/warehouse facility in York City, **York County**. The plan approval was extended.

**06-05105B: Green Gas Pioneer Crossing Energy, LLC** (4251 SW High Meadows Avenue, Palm City, Florida 34990-3726) on April 4, 2014, for the addition of two landfill gas-fired reciprocating internal combustion engines (2,233 HP each) to power two 1,600 KW electric generators at the landfill gas to energy facility at the Pioneer Crossing Landfill in Exeter Township, **Berks County**. The plan approval was extended.

**28-05045A: PPL Renewable Energy, LLC** (Two North Ninth Street (GEN PL2), Allentown, PA 18101) on April 8, 2014, for construction and temporary operation of a landfill gas electric generation facility, to be known as the Blue Ridge Renewable Energy Plant, at the Blue Ridge Landfill, located in in Greene Township, **Franklin County**. The Blue Ridge Renewable Energy Plant will consist of a landfill gas treatment system, four (4) landfill gas-fired reciprocating internal combustion engines (RICEs), four (4) associated electric generators, and an enclosed ground flare. The plan approval was extended.

**67-05030E: CP Converters, Inc.** (15 Grumbacher Road, York, PA 17406) on April 8, 2014, for construction of a new flexographic printing press controlled by a regenerative thermal oxidizer, at the printing facility in Manchester Township, **York County**. The plan approval was extended.

**36-05156A: L & S Sweeteners, Inc.** (388 East Main Street, Leola, PA 17540-1925) on April 8, 2014, for construction and temporary operation of two (2) landfill gas-fired engine generator sets at the facility located in Upper Leacock Township, **Lancaster County**. The plan approval was modified to remove the requirements for the pre-test sampling of HAPs at the inlet of the two (2) approved landfill gas-fired engine generator sets, and to remove stack testing requirements for HAPs other than Formaldehyde, and to specify Formaldehyde as the HAP to be monitored and reported under Section E of the plan approval.

**31-05019A: Texas Eastern Transmission, LP** (PO Box 1642, Houston, TX 77251) on April 11, 2014, for a turbine upgrade project at the Entriken Compressor Station in Todd Township, **Huntingdon County**. The plan approval was extended.

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

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

**08-00010C: Global Tungsten & Powders Corp.** (1 Hawes Street, Towanda, PA 18848) on March 31, 2014, to extend authorization to operate the sources pursuant to the plan approval an additional 180 days from April 28, 2014 to October 25, 2014, at their facility in Towanda Borough, **Bradford County**. The plan approval has been extended.

**08-00010D: Global Tungsten & Powders Corp.** (1 Hawes Street, Towanda, PA 18848) on March 31, 2014, to extend authorization to operate the sources pursuant to the plan approval an additional 180 days from April 29, 2014 to October 26, 2014, at their facility in Towanda Borough, **Bradford County**. The plan approval has been extended.

**08-00010E: Global Tungsten & Powders Corp.** (1 Hawes Street, Towanda, PA 18848) on March 31, 2014, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from April



28, 2014 to October 25, 2014, at their facility in Towanda Borough, **Bradford County**. The plan approval has been extended.

**08-313-004K: Global Tungsten & Powders Corp.** (1 Hawes Street, Towanda, PA 18848) on March 31, 2014, to extend authorization to operate the sources pursuant to the plan approval an additional 180 days from April 28, 2014 to October 25, 2014, at their facility in Towanda Borough, **Bradford County**. The plan approval has been extended.

**08-313-042D: Global Tungsten & Powders Corp.** (1 Hawes Street, Towanda, PA 18848) on March 31, 2014, to extend authorization to operate the sources pursuant to the plan approval an additional 180 days from May 2, 2014 to October 29, 2014, at their facility in Towanda Borough, **Bradford County**. The plan approval has been extended.

**59-00025A: EQT Gathering, LLC** (EQT Plaza, 625 Liberty Avenue, Suite 1700, Pittsburgh, PA 15222) on April 1, 2014, to construct and operate their Tioga natural gas compressor station in Duncan Township, **Tioga County**. The plan approval has been extended.

**47-00001E: PPL Montour LLC** (P. O. Box 128, Washingtonville, PA 17884-0128) on April 7, 2014, to extend authorization an additional 180 days from May 8, 2014 to November 4, 2014, to continue the compliance evaluation and permit operation pending issuance of an operating permit for the source. The extension authorization allows continued operation of the new aux. boiler 11A, Source ID 033A, at the Montour Steam Electric Station in Derry Township, **Montour County**. The plan approval has been extended.

**47-00001D: PPL Montour LLC** (P. O. Box 128, Washingtonville, PA 17884-0128) on April 7, 2014, to extend authorization an additional 180 days from April 27, 2014 to October 24, 2014, to continue the compliance evaluation and permit operation pending issuance of an operating permit for their sources at their Montour Steam Electric Station in Derry Township, **Montour County**. The extension authorization allows continued operation of the dry injection system that controls sulfuric acid mist emissions from the coal-fired electric generating units. The plan approval has been extended.

**53-00009D: Morgan AM&T, Inc.** (1118 East Second Street, Coudersport, PA 16915) on April 10, 2014, to extend e authorization to construct an electric powered de-bind oven (Source ID 122) equipped with a natural gas fired thermal oxidizer (control device ID C122) to control the air contaminant emissions from the oven at their Coudersport plant in Eulalia Township, **Potter County** until October 9, 2014. The plan approval has been 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*

**65-00865C: DNP IMS America Corporation** (1001 Technology Drive, Mount Pleasant, PA 15666) on April 8, 2014, to grant an 180-days Plan Approval extension for their New Four Station Coating Line at their Mt. Pleasant coating line facility located in East Huntingdon Township, **Westmoreland County**.

**30-00072E: Consol Pennsylvania Coal Company, LLC** (1000 Consol Energy Dr., Canonsburg, PA 15317) plan approval extension is effective April 10, 2014, with an expiration date of October 10, 2014, for continued

temporary operation of the Crabapple Overland Conveyor which is part of the Bailey Prep Plant located in Richhill Township, **Greene County**. The Bailey Prep Plant is a Title V facility.

**30-00072E: Consol Pennsylvania Coal Company, LLC** (1000 Consol Energy Dr., Canonsburg, PA 15317) plan approval minor modification effective April 9, 2014, for inclusion of an additional condition in the plan approval for the Crabapple Overland Conveyor which is part of the Bailey Prep Plant located in Richhill Township, **Greene County**. The Bailey Prep Plant is a Title V facility.

**63-00642A: Equitrans LP** (EQT Plaza, 625 Liberty Avenue, Pittsburgh, PA 15222) On April 14, 2014, Pennsylvania Department of Environmental Protection modified and extended a Plan Approval that authorized the installation and operation of Cameron Compressor Systems Cleanburn Technology packages (Cleanburn) on three existing Cooper-Bessemer engines, the uprate of the engines from 1,100 hp to 1,350 hp, and the establishment of Federally enforceable synthetic minor emission limitations, and a change of responsible official for the Hartson Station located in Finleyville Borough, **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*

**42-004H: American Refining Group, Inc.** (77 Kendal Avenue, Bradford, PA 16701) on April 8, 2014, effective April 30, 2014, will issue a plan approval extension for the modification of plan approval 42-004F with regards to the refinery fuel gas process factor which was used in determining emission limitations in Bradford City, **McKean County**. This is a Title V facility.

**43-196C: General Electric Transportation—Grove City Plant** (1503 West Main Street Extension, Grove City, PA 16127-2513) on April 8, 2014, effective April 30, 2014, will issue a plan approval extension for the construction of a new test cell (test cell #6) and the modification of existing test cell #5 to facilitate testing of the newer, higher tier engines in Grove City Borough, **Mercer County**. This is a Title V facility.

**43-364A: Combined Systems Inc.** (388 Kinsman Road, Jamestown, PA 16134) on April 8, 2014, effective April 30, 2014, will issue a plan approval extension for the operation of an existing mixing operation, granulation and sieving operation and pelletizing operation located in Greene Township, **Mercer County**.

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

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*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, Regional Air Quality Manager, Telephone: 717-705-4702.*

**50-05001: Texas Eastern Transmission LP** (PO Box 1642, Houston, TX 77251-1642) on April 3, 2014, for the Shermansdale natural gas transmission station in Carroll Township, **Perry County**. The Title V permit was renewed.

**67-05045: Glen Gery Corp.** (1090 E. Boundary Avenue, York, PA 17403-2920) on April 1, 2014, for their

brick manufacturing facility in Spring Garden Township, **York County**. The Title V permit was renewed.

**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*

**23-00091: Union Packaging, LLC.** (6250 Baltimore Avenue, Yeadon, PA 19050) on April 8, 2014, for operation of rotogravure and flexographic presses in Yeadon Borough, **Delaware County**. This action is a renewal of the State Only Operating Permit (Natural Minor), which was issued on March 18, 2004. The renewal contains all applicable requirements including monitoring, record-keeping and reporting designed to keep the facility operating within all applicable air quality requirements.

**23-00053: Delaware County Memorial Hospital** (501 North Lansdowne Avenue, Drexel Hill, PA 19026) On April 9, 2014, for a renewal of State Only (Synthetic Minor) Operating Permit No. 23-00053 in Upper Darby Township, **Delaware County**. The facility's air emissions sources consist of three (3) natural gas/No. 2 fuel oil-fired boilers and one natural gas- and 3 diesel fuel-fired emergency generator sets at its facility. The renewal permit is for a non-Title V (State Only) facility. Nitrogen oxides ("NO<sub>x</sub>") emissions from the engines of the emergency generator sets are restricted to 100 pounds per hour, 1,000 pounds per day, 2.75 tons per ozone season (i.e., the period from May 1-September 30 of each year), and 6.6 tons per year, calculated monthly as a 12-month rolling sum; and the potential to emit NO<sub>x</sub> from the facility exceeds 25 tons per year. However, Delaware County Memorial Hospital ("DCMH") has elected to restrict NO<sub>x</sub> emissions from the facility to less than 25 tons per year. Therefore, the facility is categorized as Synthetic Minor.

Since the State Only Operating Permit ("SOOP") was renewed in 2008, no physical changes have occurred at the facility. However, since this time, separate Maximum Achievable Control Technology ("MACT") standards were promulgated for boilers and internal combustion ("IC") engines. DCMH has stated that the each of the boilers will only consume No. 2 fuel oil during periods of gas curtailment or supply interruption, startups, or periodic testing not to exceed 48 hours per year; as such, the boilers will meet the definition of the term "gas-fired boiler" indicated in 40 C.F.R. § 63.11237 and not be subject to the provisions of 40 C.F.R. Part 63, Subpart JJJJJ (though this requirement will be included in the renewal SOOP). The IC engines of the emergency generator sets have become subject to the provisions of 40 C.F.R. Part 63, Subpart ZZZZ, and all applicable requirements of this regulation will be included in the renewal SOOP.

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

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

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

**48-00095: ECOPAX, LLC** (3600 Glover Road, Easton, PA 18040) on March 27, 2014, to operate of a food grade

polystyrene foam manufacturing facility located in Forks Township, **Northampton County**. This is an initial State-Only Natural Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

**36-05120: Nessco Enterprises, LLC** (124 Earland Drive, New Holland, PA 17557-1503) on April 3, 2014, for their wood cabinet manufacturing facility in East Earl Township, **Lancaster County**. The State-only permit was renewed.

**06-05051: Morgan Truck Body, LLC—dba Morgan Corp.** (PO Box 588, Morgantown, PA 19543-8838) on April 4, 2014, for their truck body manufacturing facility in Caernarvon Township, **Berks County**.

**21-05013: Fry Communications, Inc.** (101 Fry Drive, Mechanicsburg, PA 17050-2654) on April 2, 2014, for their lithographic printing operation at Buildings 1 & 2 in Mechanicsburg Borough, **Cumberland County**. The State-only permit was renewed.

**36-05069: Fenner, Inc.** (311 W. Stiegel Street, Manheim, PA 17545-1747) on April 8, 2014, for their polymeric drive-belt manufacturing facility in Manheim Township, **Lancaster County**. The State-only permit was renewed.

**36-03132: Ira G. Steffy & Son, Inc.** (1780 Newport Road, Ephrata, PA 17522-8762) on April 8, 2014, for their steel construction material manufacturing facility in West Earl Township, **Lancaster County**. The State-only permit was renewed.

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

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

**49-00054: Meckley's Limestone Products, Inc.** (PO Box 503, Herndon, PA 17830) on April 9, 2014, State Only (Synthetic Minor) Operating Permit 49-00054 (renewal) for their Herndon Plant facility in Lower Mahanoy Township, **Northumberland County**. All applicable Federal and State regulatory requirements including monitoring, recordkeeping, reporting and work practice conditions in order to demonstrate compliance with the applicable regulatory requirements have been included in the state only operating permit for this facility.

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

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

**20-00302: ITU, Inc.,** Titusville Plant (818 West Spring Street, P. O. Box 326 Titusville, PA 16354) on April 9, 2014, for a Synthetic Minor Permit to operate an industrial laundrers located in City of Titusville, **Crawford County**. The emitting sources included are, 1) Solvent recovery dryers (two), 2) Washers (five), 3) Dryers (four), 4) Miscellaneous combustion sources, and, 5) Wastewater treatment. The facility has lint filters on the dryers to control particulate emissions. The facility have taken a restriction on solvent recovered print towel throughput of 1,150,000 lbs/yr, a limit of 25,000 lbs/yr of non-solvent



recovered print towels, and, a limit of total other towel throughput of 3,300,000 lbs/yr to qualify as a Synthetic Minor facility. The potential emissions from the facility after taking the limitations are: VOC: 43.118 Tons per year (TPY), PM: 60.24 TPY, PM-10: 60.24 TPY, PM-2.5: 0.482 TPY, SO<sub>2</sub>: 0.038 TPY, NO<sub>x</sub>: 6.338 TPY, CO: 5.324 TPY, Total HAPs: 8.343 TPY. The operating permit incorporates the requirements of plan approval 20-302A, requirements of the odor plan developed by the facility, and all State and Federal applicable requirements.

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**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

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

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

**46-00029: Glasgow, Inc.** (Route 309 & Hartman Road, Montgomeryville, PA 18936) on April 10, 2014, for their facility in Montgomery Township, **Montgomery County**. This State-only operating permit was administratively amended for the incorporation of PA-46-0029E into SMOP-46-00029. PA-46-0029E was issued for the installation of a crusher and conveyor system at their existing facility. The expected increase in particulate matter emissions from the crusher and three conveyors is less than one ton per year. There will be no increase of any other emissions at this facility. The crusher and conveyors will be powered by electricity from the electric grid. The Operating Permit contains testing, monitoring and recordkeeping requirements and operating restrictions designed to keep the sources and facility operating within all applicable air quality requirements.

*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, Regional Air Quality Manager, Telephone: 717-705-4702.*

**38-03007: Evans Eagle Burial Vaults, Inc.** (15 Graybill Road, Leola, PA 17540-1910) on April 1, 2014, for their crematory facility in Heidelberg Township, **Lebanon County**. The State-only permit was administratively amended to incorporate the provisions of Plan Approval No. 38-03007B.

**31-03001: Yellow Springs Hardwoods** (4683 Brick Yard Road, Alexandria, PA 16611-2829) on April 2, 2014, for their sawmill operation, including a wood-fired boiler, in Porter Township, **Huntingdon County**. The State-only permit was administratively amended to reflect a change of ownership.

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6131*

**24-00131: SGL Carbon Corp.** (900 Theresia Street, PO Box 1030, Saint Marys, PA 15857) on April 11, 2014, issued an administrative amendment to the State Operating Permit to incorporate the conditions of plan approvals 24-131P and 24-131Q into the permit for the facility located in Saint Marys City, **Elk County**.

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**Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act and 25 Pa. Code §§ 127.431 and 127.461.**

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

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

**GP5-17-514: Caiman Penn Midstream, LLC** (5949 Sherry Lane, Suite 1300, Dallas, TX 75225-8036), terminated General Plan Approval/General Operating Permit (BAQ-GPA/GP-5)—Natural Gas, Coal Bed Methane or GOB Gas Production or Recovery Facilities (GP5-17-514) on April 9, 2014, for the construction of a Caterpillar model G3508LE, lean-burn, natural gas-fired engine rated at 630 brake horsepower located in Chest Township, **Clearfield County**. The engine was never constructed.

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

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

**25-00941: McDonald Sand & Gravel Inc.** (11425 Neiger Road, Girard, PA 16417-9130) for the sand and gravel operations located in Girard Township, **Erie County**. This permit was revoked on April 10, 2014 because the facility closed operations at the site located on Neiger Road.

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**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a).** The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the **Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).**

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*Coal Permits Issued*

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

**30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company LLC**, (PO Box J, 1525 Pleasant Grove Rd., Claysville, PA 15323). To revise the permit for the Bailey Mine & Prep Plant in Richhill Township, **Greene County** and related NPDES permit to install the Gypsy Camp to Crabapple Belt 56 Drive Waterline. No additional discharges. The application was considered administratively complete on November 22, 2013. Application received September 18, 2013. Permit issued April 8, 2014.

**02733702 and NPDES No. PA0023370. Consol Mining Company LLC**, (CNX Center, 1000 Consol Energy Drive, Canonsburg, PA 15317). To transfer the permit and related NPDES permit for the Renton Refuse Area in

Plum Borough Township, **Allegheny County** from Consolidation Coal Company to Consol Mining Company LLC. No additional discharges. The application was considered administratively complete on January 27, 2014. Application received January 6, 2014. Permit issued April 8, 2014.

**30841601. Consol Mining Company LLC**, (CNX Center, 1000 Consol Energy Drive, Canonsburg, PA 15317). To transfer the permit for the Robena Preparation Plant in Monongahela Township, **Greene County** from Consolidation Coal Company to Consol Mining Company LLC. No discharges. The application was considered administratively complete on January 27, 2014. Application received January 6, 2014. Permit issued April 8, 2014.

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

**Permit No. 32070103 and NPDES No. PA0263401, RES Coal, LLC**, 224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920, renewal for the continued operation and restoration of a bituminous surface and auger permit East Mahoning Township, **Indiana County**, affecting 201.4 acres. Receiving stream: Little Mahoning Creek classified for the following use: High Quality Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 24, 2013. Permit Issued: April 1, 2014.

**Permit No. 56130110 and NPDES No. PA0269263. Hoffman Mining, Inc.**, P. O. Box 130, 118 Runway Road, Friedens, PA 15541, commencement, operation and restoration of a bituminous surface and auger min in Shade Township, **Somerset County**, affection 683.6 acres. Receiving streams: unnamed tributaries to/and Fallen Timber Run; unnamed tributaries to the Stonycreek River, classified for the following uses: cold water fisheries; trout stocked fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Borough. Application received: September 20, 2013. Permit Issued: April 2, 2014.

This permit includes the following encroachments to streams and wetlands within the proposed permit area. All of the following encroachments have already been approved under the previously issued surface mining permit No. 56090112.

- Conducting mining activities within 100 feet of Fallen Timber Run, Unnamed Tributary "D" to Fallen Timber Run, and the Unnamed Tributaries "F" & "G" to Stonycreek River. Activities include construction of ponds and ditches, coal removal, and temporary storage of topsoil & spoil.

- Relocation of Fallen Timber Run as part of an environmental enhancement plan to return Fallen Timber Run to its approximate original channel location from its current location near a previously mined spoil area. The relocation area begins 8,900 feet above SR 403 and continues for approximately 1140 feet upstream.

- Unnamed Tributaries "D" and "G" will be mined through and reestablished after mining is completed. These tributaries currently enter surface voids therefore their reconstruction will constitute an environmental enhancement.

- Unnamed Tributary "F" will be crossed by a haul road and a culvert pipe will be installed.

- A stream crossing will be established on Fallen Timber Run for the purpose of tramping equipment. The

proposed crossing is located approximately 12,000 feet upstream from SR 403 and 1/4 mile west of Fallen Timber Road.

- 0.5 acre of wetlands will be impacted due to the relocation of Fallen Timber Run. The impacted wetlands will be mitigated by constructing 0.5 acre of replacement wetlands adjacent to existing wetlands when constructing the replacement channel for Fallen Timber Run.

The encroachments listed above have received 401 certification under the previously issued surface mining permit No. 56090112.

**Permit No. 31070101 and NPDES No. PA0262315. Ferlitch Construction Company, Inc.**, 62 Woodland Terrace, Duncansville, PA 16635, permit renewal for the continued operation and restoration of a bituminous surface mine in Wood Township, **Huntingdon County**, affecting 57.2 acres. Receiving streams: unnamed tributaries to Great Trough Creek and Roaring Run Basin classified for the following uses: trout stocked fishery and high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: April 2, 2013. Permit Issued: April 7, 2014.

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

**33723006 and NPDES Permit No. PA0603406. Consol Mining Company, LLC** (CNX Center, 1000 Energy Drive, Canonsburg, PA 15317) Transfer of an existing bituminous surface and auger mine from Keystone Coal Mining Corporation in Winslow Township, **Jefferson County**, affecting 450.2 acres. Receiving streams: Unnamed tributary to Soldier Run and Soldier Run. Application received: January 16, 2014. Permit Issued: April 9, 2014.

*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. Permit issued: April 7, 2014.

**17900104. RES Coal LLC** (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920). Revision to add auger mining to the existing bituminous surface mine located in Brady and Bell Townships, **Clearfield County** affecting 537.6 acres. Receiving stream(s): Buck Run and Beech Run classified as the following use(s): High Quality- Cold Water Fishes. Application received: February 3, 2014. Permit issued: April 10, 2014.

*Noncoal Permits Issued*

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

**26980601 and NPDES Permit No. PA0202193. Hanson Aggregates BMC, Inc.** (2200 Springfield Pike, Connellsville, PA 15425). NPDES renewal permit issued for continued operation and reclamation of a large noncoal surface and underground mine, located in Bullsken Township, **Fayette County**, affecting 808.1 acres. Receiving streams: unnamed tributaries to Polecat Hollow Run and Breakneck Run. Application received: September 6, 2013. Permit issued: April 4, 2014.



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

**20910303 and NPDES Permit No. PA0259454. Don & Randy Ferris, Inc.** (23773 Mackey Hill Road, Cambridge Springs, PA 16403) Transfer of an existing large industrial minerals mine from Donald Ferris in Rockdale Township, **Crawford County**, affecting 38.2 acres. Receiving streams: Kelly Run and unnamed tributary to French Creek. This transfer includes the issuance of a new NPDES permit. Application received: October 24, 2013. Permit Issued: April 8, 2014.

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

**59140801. Steve Hanes** (P. O. Box 318, Westfield, PA 16850). Commencement, operation and restoration of small noncoal sand and gravel mine located in Westfield Township, **Bradford County**. Application received: January 15, 2014. Permit issued: April 4, 2014.

#### ACTIONS ON BLASTING ACTIVITY APPLICATIONS

**Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

##### *Blasting Permits Issued*

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

**Permit No. 36144113. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for A B Martin Roofing Supply in Ephrata Township, **Lancaster County** with an expiration date of March 31, 2015. Permit issued: April 8, 2014.

**Permit No. 36144114. J Roy's, Inc.**, (P. O. Box 125, Bowmansville, PA 17507), construction blasting for Greenleaf Estates in East Lampeter Township, **Lancaster County** with an expiration date of April 7, 2015. Permit issued: April 9, 2014.

**Permit No. 54144101. Maurer & Scott Sales, Inc.**, (122 Thomas Street, Coopersburg, PA 18036), construction blasting for CES Landfill in Foster and Frailey Townships, **Schuylkill County** with an expiration date of June 1, 2017. Permit issued: April 9, 2014.

**Permit No. 67144104. M & J Explosives, Inc.**, (P. O. Box 608, Carlisle, PA 17013), construction blasting for Fairview Ridge in Fairview Township, **York County** with an expiration date of April 7, 2015. Permit issued: April 9, 2014.

**Permit No. 35144103. Explosive Services, Inc.**, (7 Pine Street, Bethany, PA 18431), construction blasting for Valley View Business Park in Archbald and Jessup Boroughs, **Lackawanna County** with an expiration date of April 8, 2015. Permit issued: April 14, 2014.

**Permit No. 40144106. Hayduk Enterprises, Inc.**, (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Eagle Rock Resort in Black Creek, Hazle and Union Townships, **Luzerne and Schuylkill Counties** with an expiration date of April 30, 2015. Permit issued: April 14, 2014.

**Permit No. 58144121. Meshoppen Blasting, Inc.**, (P. O. Box 127, Meshoppen, PA 18630), construction blasting for Southwest NR11 Dayton Pad in Great Bend Township, **Susquehanna County** with an expiration date of July 31, 2014. Permit issued: April 14, 2014.

**Permit No. 66144103. Hayduk Enterprises, Inc.**, (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Hayduk Enterprises site development in Lemon Township, **Wyoming County** with an expiration date of April 30, 2015. Permit issued: April 14, 2014.

#### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.**

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E46-1098. 600 Righters Ferry Associates, L.P.**, 2701 Renaissance Blvd, King of Prussia, Lower Merion Townships, **Montgomery County**. ACOE Philadelphia District

To perform the following water obstruction and encroachment activities associated with the construction of 593 Units Luxury Apartments in two buildings and associated parking in the floodway of the Schuylkill River (WWF, MF):

1. To construct and maintain an average of 11 feet wide multipurpose foot trail approximately 1,294 linear feet (16,117 square feet) in the floodway of the Schuylkill River.

2. To construct and maintain three outfall structures and the removal of 8 existing outfall structures to facilitate the stormwater management BMP discharge system of the project.

The project impacts 0.3815 acre of the stream floodway. The project site southern edge is approximately 160 feet north of the intersection where the Schuylkill Expressway passes over the Righters Ferry Road in Lower Merion Township, Montgomery County (Latitude 40° 01' 0"; Longitude 75° 12' 30.55").

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

**E51-250. Philadelphia Water Department, Aramark Tower**, 1101 Market Street, 2nd Floor, Philadelphia, PA 19107-2994, City of Philadelphia, ACOE Philadelphia District.

To enclose and maintain approximately 360 linear feet of a UNT of Pennypack Creek by utilizing an 84-inch RCP to capture all erosive stormwater flows, and to also capture perennial base flow for approximately 200 l.f. utilizing a 12-inch pipe near the proposed 84-inch RCP.

The site is located near the intersection of Bustleton Avenue and Scotchbrok Drive (Germantown, PA USGS Quadrangle N: 4.1 inches; W: 3.7 inches).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-1915, Telephone 570-826-2511.*

**E48-424. Redevelopment Authority of Easton**, 1 South Third Street, 4th Floor, Easton, PA 18042. City of Easton, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a stormwater outfall in the floodway of Bushkill Creek (HQ-CWF, MF) consisting of a 36-inch diameter HDPE pipe, concrete end wall, and a rip rap apron. The outfall is associated with the SILK Redevelopment Project. The project site is located on the east side of N. 13th Street approximately 0.20 mile from the intersection of U.S. Route 22 (Easton, PA Quadrangle Latitude: 40°41'52"; Longitude: -75°13'37"). Subbasin: 1F

**E35-447. PPL Corporation—PPL Electric Utilities**, Two North 9th Street, Allentown, PA 18101. Covington Township, Madison Township, **Lackawanna County**, Army Corps of Engineers Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the Lackawanna County portion of the North Pocono-Paupack Transmission Line project:

1. (S-114a, W-114) an electric aerial line crossing of an Unnamed Tributary to East Branch Roaring Brook (HQ-

CWF, MF) and adjacent wetlands (EV). The aerial crossing will permanently impact 0.01 acre of associated wetland with the construction of a monopole. (Covington Township) (Latitude: 41° 17' 50.57"; Longitude: -75° 27' 17.55")

2. (S-114b) an electric aerial line crossing of East Branch Roaring Brook (HQ-CWF, MF). (Covington Township) (Latitude: 41° 18' 0.27"; Longitude: -75° 27' 7.87")

The project will permanently impact 0.01 acre of wetland and temporarily impact 0.15 acre of wetland.

The Lackawanna County portion of the project begins approximately 1 mile northeast of the intersection of SR 507 and Freytown Road (Sterling, PA Quadrangle: Lat: 41° 17' 15.18"; Long: -75° 27' 1.62") and ends approximately 0.80 mile north of the intersection of Freytown Road and Gas Hollow Road (Sterling, PA Quadrangle: Lat: 41° 18' 32"; Long: -75° 26' 37.42") in Covington and Madison Townships, Lackawanna County.

**E58-298. R. Dennis Withers**, 3982 East Brookhaven Drive N.E., Atlanta, GA 30319-2861. Silver Lake Township, **Susquehanna County**, Army Corps of Engineers Baltimore District.

To remove the existing structure and to construct and maintain a 24-foot by 22-foot boathouse in Quaker Lake (CWF). The project is located at 147 South Shore Lane (Laurel Lake, PA-NY Quadrangle Latitude: 41°58'32.1"; Longitude: -75°55'11.5").

**E64-298. PPL Corporation—PPL Electric Utilities**, Two North 9th Street, Allentown, PA 18101. Dreher Township, Lehigh Township, Paupack Township, Salem Township, Sterling Township, **Wayne County**, Army Corps of Engineers Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the Wayne County portion of the North Pocono-Paupack Transmission Line project:

1. (S-NP5a, W-NP5a) an electric aerial line crossing of an Unnamed Tributary to Lehigh River (EV, MF) and adjacent wetlands (EV). (Lehigh Township) (Latitude: 41° 15' 11.78"; Longitude: -75° 25' 33.99")

2. (S-NP5b, W-NP5b) an electric aerial line crossing of the Lehigh River (EV, MF) and adjacent wetlands (EV). (Lehigh Township) (Latitude: 41° 15' 29.71"; Longitude: -75° 25' 37.23")

3. (S-NP3a, W-NP3a) an electric aerial line crossing of the West fork Lehigh River (EV, MF) and adjacent wetlands (EV). (Sterling Township) (Latitude: 41° 16' 23.99"; Longitude: -75° 25' 59.85")

4. (S-123, W-123) an electric aerial line crossing of an Unnamed Tributary to Butternut Creek (HQ-CWF, MF) and adjacent wetlands (EV). (Sterling Township) (Latitude: 41° 18' 33.16"; Longitude: -75° 25' 0.22")

5. (S-125B) an electric aerial line crossing of an Unnamed Tributary to Butternut Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 18' 42.94"; Longitude: -75° 23' 38.92")

6. (S-127, W-127b) an electric aerial line crossing of Butternut Creek (HQ-CWF, MF) and adjacent wetlands (EV). (Sterling Township) (Latitude: 41° 19' 0.21"; Longitude: -75° 22' 59.63")

7. (S-135) an electric aerial line crossing of an Unnamed Tributary to Rock Port Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 20' 5.26"; Longitude: -75° 20' 43.51")



8. (S-136a) an electric aerial line crossing of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 20' 21.89"; Longitude: -75° 20' 45.95")
9. (S-136b) an electric aerial line crossing of an Unnamed Tributary to Rock Port Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 20' 1.4"; Longitude: -75° 20' 43.64")
10. (S-139) an electric aerial line crossing of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF). (Salem Township) (Latitude: 41° 20' 47.56"; Longitude: -75° 20' 44.64")
11. (S-147, W-148) an electric aerial line crossing of the West Branch Wallenpaupack Creek (HQ-CWF, MF) and adjacent wetlands (EV). (Salem Township) (Latitude: 41° 21' 23.05"; Longitude: -75° 21' 14.09")
12. (S-150) an electric aerial line crossing of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF). (Salem Township) (Latitude: 41° 21' 55.57"; Longitude: -75° 21' 32.85")
13. (S-151, W-152) an electric aerial line crossing of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF) and adjacent wetlands (EV). (Salem Township) (Latitude: 41° 22' 10.65"; Longitude: -75° 21' 27.19")
14. (S-156, W-156) an electric aerial line crossing of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF) and adjacent wetlands (EV). The aerial crossing will permanently impact 0.01 acre of associated PFO/PSS/PEM wetland with the construction of a monopole. (Salem Township) (Latitude: 41° 22' 56.54"; Longitude: -75° 20' 55.02")
15. (S-167, W-167) an electric aerial line crossing of Ariel Creek (HQ-CWF, MF) and adjacent wetlands (EV). (Salem Township) (Latitude: 41° 23' 20.72"; Longitude: -75° 19' 25.28")
16. (S-170, W-170) an electric aerial line crossing of an Unnamed Tributary to Ariel Creek (HQ-CWF, MF) and adjacent wetlands (EV). The aerial crossing will permanently impact 0.01 acre of associated PEM wetland with the construction of a monopole. (Salem Township) (Latitude: 41° 23' 47.73"; Longitude: -75° 18' 46.34")
17. (S-178) an electric aerial line crossing of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 24' 36.67"; Longitude: -75° 17' 36.13")
18. (S-181, W-181) an electric aerial line crossing of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF) and adjacent wetlands (EV). The aerial crossing will permanently impact 0.01 acre of associated PFO/PSS wetland with the construction of a monopole. (Paupack Township) (Latitude: 41° 24' 31.13"; Longitude: -75° 17' 4.79")
19. (S-184, W-184) an electric aerial line crossing of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF) and adjacent wetlands (EV). The aerial crossing will permanently impact 0.01 acre of associated PFO wetland with the construction of a monopole. (Paupack Township) (Latitude: 41° 25' 0.4"; Longitude: -75° 16' 30.39")
20. (S-188) an electric aerial line crossing of Purdy Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 25' 52.12"; Longitude: -75° 16' 18.98")
21. (S-195a) an electric aerial line crossing of an Unnamed Tributary to Purdy Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 26' 43.62"; Longitude: -75° 16' 35.09")
22. (S-195b) an electric aerial line crossing of an Unnamed Tributary to Purdy Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 26' 41.56"; Longitude: -75° 16' 34.49")
23. (W-119) an electric aerial line crossing of wetlands within the watershed of East Branch Roaring Brook (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 18' 32.15"; Longitude: -75° 26' 36")
24. (W-124) an electric aerial line crossing of wetlands within the watershed of an Unnamed Tributary to Butternut Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 18' 44.7"; Longitude: -75° 24' 23.02")
25. (W-127a) an electric aerial line crossing of wetlands (EV) within the watershed of Butternut Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 19' 0.17"; Longitude: -75° 22' 52.67")
26. (W-132) an electric aerial line crossing of wetlands (EV) within the watershed of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 19' 45.30"; Longitude: -75° 21' 4.06")
27. (W-139) an electric aerial line crossing of wetlands (EV) within the watershed of Wallenpaupack Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 20' 55.71"; Longitude: -75° 20' 44.22")
28. (W-140) an electric aerial line crossing of wetlands (EV) within the watershed of Wallenpaupack Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 21' 0.52"; Longitude: -75° 20' 43.98")
29. (W-146) an electric aerial line crossing of wetlands (EV) within the watershed of the West Branch Wallenpaupack Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 21' 21.78"; Longitude: -75° 21' 11.43")
30. (W-149) an electric aerial line crossing of wetlands (EV) within the watershed of the West Branch Wallenpaupack Creek (HQ-CWF, MF). (Salem Township) (Latitude: 41° 21' 41.54"; Longitude: -75° 21' 31.90")
31. (W-159) an electric aerial line crossing of wetlands (EV) within the watershed of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF). (Salem Township) (Latitude: 41° 23' 10.52"; Longitude: -75° 20' 37.70")
32. (W-163) an electric aerial line crossing of wetlands (EV) within the watershed of Ariel Creek (HQ-CWF, MF). The aerial crossing will permanently impact 0.01 acre of associated PFO/PEM wetland with the construction of a monopole. (Salem Township) (Latitude: 41° 23' 15.96"; Longitude: -75° 19' 56.42")
33. (W-168) an electric aerial line crossing of wetlands (EV) within the watershed of an Unnamed Tributary to Ariel Creek (HQ-CWF, MF). (Salem Township) (Latitude: 41° 23' 30.53"; Longitude: -75° 19' 15.63")
34. (W-171) an electric aerial line crossing of wetlands (EV) within the watershed of an Unnamed Tributary to Ariel Creek (HQ-CWF, MF). (Salem Township) (Latitude: 41° 23' 50.82"; Longitude: -75° 18' 42.44")
35. (W-175) an electric aerial line crossing of wetlands (EV) within the watershed of an Unnamed Tributary to Ariel Creek (HQ-CWF, MF). (Salem Township) (Latitude: 41° 24' 22.28"; Longitude: -75° 18' 16.78")
36. (W-176) an electric aerial line crossing of wetlands (EV) within the watershed of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF). (Salem Township) (Latitude: 41° 24' 30.16"; Longitude: -75° 18' 9.56")
37. (W-177) an electric aerial line crossing of wetlands (EV) within the watershed of an Unnamed Tributary to

Wallenpaupack Creek (HQ-CWF, MF). (Salem Township) (Latitude: 41° 24' 35.44"; Longitude: -75° 18' 4.52")

38. (W-180) an electric aerial line crossing of wetlands (EV) within the watershed of an Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 24' 32.44"; Longitude: -75° 17' 16.26")

39. (W-182a) an electric aerial line crossing of wetlands (EV) within the watershed of Wallenpaupack Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 24' 53.76"; Longitude: -75° 16' 36.04")

40. (W-182b) an electric aerial line crossing of wetlands (EV) within the watershed of Wallenpaupack Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 24' 37.19"; Longitude: -75° 16' 51.29")

41. (W-183) an electric aerial line crossing of wetlands (EV) within the watershed of Wallenpaupack Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 24' 55.66"; Longitude: -75° 16' 35.32")

42. (W-188a) an electric aerial line crossing of wetlands (EV) within the watershed of Wallenpaupack Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 25' 48.06"; Longitude: -75° 16' 19.32")

43. (W-188b) an electric aerial line crossing of wetlands (EV) within the watershed of Wallenpaupack Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 25' 44.88"; Longitude: -75° 16' 19.58")

44. (W-198a) an electric aerial line crossing of wetlands (EV) within the watershed of Purdy Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 26' 56.67"; Longitude: -75° 16' 38.92")

45. (W-198b) an electric aerial line crossing of wetlands (EV) within the watershed of Purdy Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 26' 5"; Longitude: -75° 16' 38.43")

46. (W-203) an electric aerial line crossing of wetlands (EV) within the watershed of Purdy Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 27' 11.01"; Longitude: -75° 16' 31.27")

47. (W-204) an electric aerial line crossing of wetlands (EV) within the watershed of Purdy Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 27' 16.51"; Longitude: -75° 16' 26.54")

48. (S-120) a temporary access road crossing of Unnamed Tributary to Butternut Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 18' 31.92"; Longitude: -75° 25' 51.65")

49. (S-136a) a temporary access road crossing of Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF). (Sterling Township) (Latitude: 41° 20' 21.89"; Longitude: -75° 20' 45.95")

50. (S-150) a temporary access road crossing of Unnamed Tributary to Wallenpaupack Creek (HQ-CWF, MF). (Salem Township) (Latitude: 41° 21' 55.57"; Longitude: -75° 21' 32.85")

51. (S-195a) a temporary access road crossing of Unnamed Tributary to Purdy Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 26' 43.62"; Longitude: -75° 16' 35.09")

52. (S-195b) a temporary access road crossing of Unnamed Tributary to Purdy Creek (HQ-CWF, MF). (Paupack Township) (Latitude: 41° 26' 41.56"; Longitude: -75° 16' 34.49")

53. (S-NP5a, W-NP5a) a temporary access road crossing of Unnamed Tributary to Lehigh River (EV, MF). (Lehigh Township) (Latitude: 41° 15' 11.78"; Longitude: -75° 25' 33.99")

The project will permanently impact 0.05 acre of wetland and temporarily impact 1.83 acres of wetland.

The project begins approximately 0.80 mile north of the intersection of Freytown Road and Gas Hollow Road (Sterling, PA Quadrangle: Lat: 41° 18' 32"; Long: -75° 26' 37.42") and ends approximately 1.3 miles northwest of the intersection of Route 590 and Hoadleys Road (Lakeville, PA Quadrangle: Lat: 41° 28' 2.2"; Long: -75° 15' 56.7").

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

**E21-439: Lower Allen Township**, 2233 Gettysburg Road, Camp Hill, PA 17011 in Lower Allen Township, **Cumberland County**, ACOE Baltimore District.

To (1) construct and maintain a 45.0 foot long, 6.7 foot wide pedestrian walking bridge with an underclearance of 5.0 feet over an unnamed tributary to Cedar Spring Run (CWF), and (2) install a walking path, rain garden, fishing platform and an 18.0-inch HDPE pipe stormwater outfall, with a total net 210 cubic yards of fill in the floodplain of Cedar Spring Run, all for the purpose of increased pedestrian safety and increased recreational uses at Cedar Spring Run Park, located along Gettysburg Road in Lower Allen Township, Cumberland County. (Latitude 40° 13' 44"; Longitude -77° 55' 13"). The permit was issued.

*Northwest Region: Oil and Gas Program Manager, 230 Chestnut Street, Meadville, PA 16335 814-332-6860*

**E43-08-003, Halcon Field Service LLC**, 1000 Louisiana Street, Suite 6700, Houston, TX 77002-6003, Stevenson to Tennessee Natural Gas Pipeline in Salem, Perry, New Vernon, and Sandy Creek Townships, **Mercer County**, ACOE Pittsburgh District (Greenville West and Hadley, PA Quadrangle, N: 41° 28' 4.869"; W: 80° 17' 0.314").

The applicant proposes to construct and maintain approximately 8.4 miles of 16 inch diameter, steel natural gas pipeline in Salem, Perry, New Vernon, and Sandy Creek Townships, Mercer County, PA. The proposed pipeline will connect Halcon Field Services, LLC's Stevenson well pad to the Tennessee Natural Gas transmission line.

The water obstructions and encroachments for the purposes of installing the pipeline are described below:

- 01 One (1) 16 inch diameter, steel natural gas gathering line to be bored under UNT to Sandy Creek (WWF). 41° 28' .182"N; -80° 15' 43.752"W
- 02 One (1) 16 inch diameter, steel natural gas gathering line to be bored under UNT to Sandy Creek (WWF). 41° 27' 57.028"N; -80° 15' 41.091"W
- 03 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a palustrine forested (PFO) wetland. 41° 27' 55.497"N; -80° 15' 39.813"W
- 04 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way and a temporary road to cross a UNT to Sandy Creek (WWF), having 61 linear feet of temporary stream impact. 41° 27' 51.189" N; -80° 15' 36.154" W

- 05 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way and a temporary road to cross a UNT to Sandy Creek (WWF), having 45 linear feet of temporary stream impact. 41° 27' 41.693" N; -80° 15' 34.055" W
- 06 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way and a temporary road to cross a UNT to Morrison Run (WWF), having 43 linear feet of temporary stream impact. 41° 27' 34.774"N; -80° 15' 33.579" W
- 07 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way and a temporary road to cross a palustrine Emergent (PEM) wetland, having .05 acre of temporary impact. 41° 27' 34.870" N; -80° 14' 57.003" W
- 08 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a palustrine forested (PFO) wetland. 41° 26' 57.502"N; -80° 14' 2.443"W
- 09 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a palustrine forested (PFO) wetland. 41° 26' 50.982"N; -80° 13' 57.636"W
- 10 One (1) 16 inch diameter, steel natural gas gathering line to be bored under Mill Run and its associated floodway consisting of a palustrine forested/ palustrine emergent (PFO/PEM) wetland. 41° 26' 19.782" N; -80° 13' 37.359" W
- 11 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a palustrine forested/ palustrine emergent (PFO/PEM) wetland. 41° 26' 18.817" N; -80° 13' 37.301" W
- 12 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way, temporary road crossing and bore pit to be placed the floodway of a UNT Mill Run. A portion of this crossing will be bored under a palustrine forested/ palustrine emergent (PFO/PEM) wetland that is also within the same floodway. 41° 26' 16.404" N; -80° 13' 37.116" W
- 13 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way and a temporary road to cross a UNT to Mill Run (WWF), having 40 linear feet of temporary stream impact. 41° 26' 14.896" N; -80° 13' 29.051" W
- 14 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a UNT to Mill Run (WWF) and its floodway consisting of a palustrine emergent (PEM) wetland. 41° 26' 3.654" N; -80° 13' 17.463" W
- 15 A temporary access road to cross a UNT to Mill Run (WWF), having 21 linear feet of temporary stream impact. 41° 26' 7.128" N; -80° 13' 15.863" W
- 16 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a palustrine forested (PFO) wetland. 41° 25' 58.374" N; -80° 13' 10.343" W
- 17 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a UNT to Mill Run (WWF) and its associated floodway consisting partially of a palustrine forested (PFO) wetland. 41° 25' 58.707" N; -80° 13' 10.449" W
- 18 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a UNT to Mill Run (WWF) and its associated floodway consisting partially of a palustrine forested (PFO) wetland. 41° 25' 53.327" N; -80° 13' 8.742" W
- 19 One (1) 16 inch diameter, steel natural gas gathering line to be bored under, and a temporary road crossing of a UNT to Little Shenango River (TSF), having 40 linear feet of temporary stream impact. A rock construction entrance and bore pits will be temporarily placed in the floodway. 41° 25' 29.232" N; -80° 13' 2.257" W
- 20 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way and a temporary road to cross a UNT to Little Shenango River (TSF), having 66 linear feet of temporary stream impact. 41° 25' 15.586" N; -80° 12' 59.428" W
- 21 A temporary road to cross a UNT to Little Shenango River (TSF) and its associated floodway, having 20 linear feet of temporary stream impact. 41° 25' 19.507" N; -80° 12' 49.681" W
- 22 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way and a temporary road to cross a UNT to Little Shenango River (TSF), having 44 linear feet of temporary stream impact. 41° 25' 15.480" N; -80° 12' 28.422" W
- 23 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way and a temporary road to cross a UNT to Little Shenango River (TSF), having 63 linear feet of temporary stream impact. 41° 25' 16.120" N; -80° 12' 24.881" W
- 24 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way and a temporary road to cross a UNT to Little Shenango River (TSF) and its associated floodway consisting partially of a palustrine forested (PFO) wetland, having 40 linear feet of temporary stream impact and .05 acre of temporary wetland impact. 41° 25' 15.926" N; -80° 12' 16.919" W
- 25 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way and a temporary road to cross a UNT to Little Shenango River (TSF), having 44 linear feet of temporary stream impact. 41° 25' 17.140" N; -80° 12' 2.009" W
- 26 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a palustrine emergent/palustrine shrub, scrub (PEM/PSS) wetland. 41° 25' 21.421" N; -80° 11' 45.330" W
- 27 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a UNT to Little Shenango River (TSF) and its associated floodway consisting of a partially palustrine emergent/palustrine shrub, scrub (PEM/PSS) wetland. 41° 25' 21.551" N; -80° 11' 43.999" W
- 28 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a UNT to Little Shenango River (TSF) and its associated floodway consisting of a partially palustrine emergent/palustrine shrub, scrub (PEM/PSS) wetland. 41° 25' 18.74" N; -80° 11' 19.314" W



- 28 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a UNT to Little Shenango River (TSF) and its associated floodway consisting of a partially palustrine emergent/palustrine shrub, scrub (PEM/PSS) wetland. 41° 25' 18.615" N; -80° 11' 18.224" W
- 29 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a palustrine emergent/palustrine shrub, scrub (PEM/PSS) wetland. 41° 25' 18.522" N; -80° 11' 17.439" W
- 30 One (1) 16 inch diameter, steel natural gas gathering line to be bored under a UNT to Little Shenango River (TSF) and its associated floodway consisting of a partially palustrine shrub, scrub (PSS) wetland. 41° 25' 15.743" N; -80° 11' 8.533" W
- 31 One (1) 16 inch diameter, steel natural gas gathering line with associated right-of-way and a temporary road to cross a UNT to Little Shenango River (TSF), having 50 linear feet of temporary stream impact. 41° 25' 13.997" N; -80° 11' .576" W

#### EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

*Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335*

ESCGP-1 #ESX14-019-0005A—Bell Properties Major Modification  
Applicant Rex Energy Operating Corporation  
Contact Michael Endler  
Address 600 Cranberry Woods Drive  
City Cranberry Township State PA Zip Code 16066  
County Butler Township(s) Jackson(s)  
Receiving Stream(s) and Classification(s) Two UNT's to Glade Run, Glade Run, Slippery Rock Creek Watershed WWF

ESCGP-1 #ESX11-019-0101A—Lynn Well Pad—Major Modification  
Applicant Rex Energy Operating Corporation

Contact Michael Endler  
Address 366 Walker Drive  
City State College State PA Zip Code 16801  
County Butler Township(s) Butler(s)  
Receiving Stream(s) and Classification(s) UNT of Connoquenessing Creek / Connoquenessing Creek WWF

ESCGP-1 #ESX14-073-0003—Neshannock Pomerico Well Pad  
Applicant Hilcorp Energy Co  
Contact Stephanie McMurray  
Address 1201 Louisiana Street, Suite 1400  
City Houston State TX Zip Code 77002  
County Lawrence Township(s) Neshannock(s)  
Receiving Stream(s) and Classification(s) UNT to Shenango River WWF

ESCGP-1 #ESX14-073-0004—Mahoning Siegel Facility and Well Pad  
Applicant Hilcorp Energy  
Contact Stephanie McMurray  
Address 1201 Louisiana Street, Suite 1400  
City Houston State TX Zip Code 77002  
County Lawrence Township(s) Mahoning(s)  
Receiving Stream(s) and Classification(s) Marshall Run & Coffee Run WWF

ESCGP-1 #ESX14-085-0012—Findley Reed Well Pad  
Applicant Hilcorp Energy  
Contact Stephanie McMurray  
Address 1201 Louisiana Street, Suite 1400  
City Houston State TX Zip Code 77002  
County Mercer Township(s) Findley(s)  
Receiving Stream(s) and Classification(s) UNT to Pine Run (TSF), Pine Run (TSF)

*Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

ESCGP-1 # ESX29-115-14-0033 Applicant Name Chief Oil and Gas, LLC  
Contact Person Jeffrey Deegan  
Address 6051 Wallace Road Ext., Suite 300  
City, State, Zip Wexford, PA 15090  
County Susquehanna County Township(s) Lenox Township  
Receiving Stream(s) and Classification(s) Tunkhannock Creek (CWF/MF)

ESCGP-1 # ESG29-081-14-0007  
Applicant Name Chief Oil and Gas, LLC  
Contact Person Jeffrey Deegan  
Address 6051 Wallace Road Ext., Suite 300  
City, State, Zip Wexford, PA 15090  
County Lycoming Count Township(s) McNett Township  
Receiving Stream(s) and Classification(s) Rock Run (HQ-EV);  
Secondary: Lycoming Creek (EV)

ESCGP-1 # ESX29-115-14-0032  
Applicant Name Williams Field Services Company, LLC  
Contact Person Julie Nicholas  
Address 1212 S. Abington Road  
City, State, Zip Clarks Summit, PA 18411  
County Susquehanna County Township(s) Jessup Township  
Receiving Stream(s) and Classification(s) UNT to East Branch Wyalusing Creek (CWF/MF), #47724; UNT to East Branch Wyalusing Creek (CWF/MF) #77622

ESCGP-1 # ESX29-115-14-0037  
Applicant Name Southwestern Energy 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) Denton Creek (CWF/MF) and UNTs thereto

ESCGP-1 # ESX29-115-14-0034  
Applicant Name Williams Field Services Company, LLC  
Contact Person Julie Nicholas  
Address 1212 S. Abington Road  
City, State, Zip Clarks Summit, PA 18411  
County Susquehanna County Township(s) Auburn Township  
Receiving Stream(s) and Classification(s) UNT Dority Creek, Dority Creek and UNT to Little Meshoppen Creek, (CWF);  
Secondary: Little Meshoppen Creek, Dority Creek

*Southwest Region: Oil & Gas Program Mgr. 400 Waterfront Dr. Pittsburgh PA*

ESCGP-2 No: ESG14-059-0004  
Applicant Name: Vista Gathering LLC  
Contact Person Mr Mike Hopkins  
Address: 480 Johnson Road Suite 100  
City: Washington State: PA Zip Code: 15301  
County: Greene Township: Center  
Receiving Stream (s) And Classifications: Rush Run  
South Fork Tenmile Creek and (1) UNT to South Fork Tenmile Creek; HQ; Other Warm Water Fishes

ESCGP-2 No.: ESX13-007-0006  
Applicant Name: Utica Gas Services LLC  
Contact Person: Mr Stephen D Hall  
Address: 7235 Whipple Avenue Northwest  
City: North Canton State: OH Zip Code: 44720  
County: Beaver Township(s): Ohioville Boro  
Receiving Stream(s) and Classifications: Pine Run; North Fork Bieler Run and its Tributary 33313 (WWF), Purgatory Hollow (WWF); Bieler Run and its Tributaries 33317 and 33316 (WWF); Island Run and its Tributaries 33299, 33300, and 33301 (WWF); Upper Dry Run and its Tributaries 33505, 33503, 33504 and 33507 (WWF); Ohio River (WWF); Other WWF

ESCGP-2 No.: ESX13-125-0094 Major Revision  
Applicant Name: Range Resources Appalachia LLC  
Contact Person: Chris O'Connor  
Address: 3000 Town Center Boulevard  
City: Canonsburg State: PA Zip Code: 15301  
County: Washington Township(s): Chartiers  
Receiving Stream(s) and Classifications: UNT to Chartiers Run—WWF; UNT to Chartiers Creek—WWF; Chartiers Creek Watershed; Other WWF; Siltation-Impaired

ESCGP-2 No.: ESX12-125-0041 Major Revision  
Applicant Name: M3 Appalachia Gathering LLC  
Contact Person: Mr James C Roberts  
Address: 742 Fairmont Road Suite E  
City: Westover State: WV Zip Code: 26501  
County: Washington Township(s): West Pike Run  
Receiving Stream(s) and Classifications: Pike Run; Other TSF

ESCGP-2 No.: ESG13-059-0034  
Applicant Name: Vista Gathering LLC  
Contact Person: Mr Mike Hopkins  
Address: 226 Elm Drive Suite 102  
City: Waynesburg State: PA Zip Code: 15370  
COUNTY Greene Township(s): Center, Franklin & Washington  
Receiving Stream(s) and Classifications: Throckmorton Run / South Fork Tenmile Creek; Browns Creek / South Fork Tenmile Creek; Garners Run / South Fork

Tenmile Creek; UNT Wisecarver Run / South Fork Tenmile Creek; Wisecarver Run / South Fork Tenmile Creek; HQ

ESCGP-2 No.: ESG13-125-0059 Major Revision  
Applicant Name: MarkWest Liberty Midstream & Resources LLC  
Contact Person: Mr Rick Lowry  
Address: 4600 J Barry Court Suite 500  
City: Canonsburg State: PA Zip Code: 15317  
County: Washington Township(s): Donegal, West Finley  
Receiving Stream(s) and Classifications: UNTs to Dutch Fork (HQ-WWF) Dutch Fork (HQ-WWF), UNT to Dutch Fork Lake (HQ-WWF), UNTs to Bonar Creek (HQ-WWF), Bonar Creek (HQ-WWF), UNTs to Robinson Fork (WWF), Robinson Fork (WWF); HQ; Other WWF

ESCGP-2 No.: ESG14-059-0011  
Applicant Name: EQT Production Company  
Contact Person: Mr Todd Klaner  
Address: 455 Racetrack Road Suite 101  
City: Washington State: PA Zip Code 15301  
County: Greene Township(s): Morris  
Receiving Stream(s) and Classifications: UNT to Browns Creek; HQ

ESCGP-2 No.: ESG14-059-0008  
Applicant Name: Vista Gathering LLC  
Contact Person: Mr Mike Hopkins  
Address: 480 Johnson Road Suite 100  
City: Washington State: PA Zip Code: 15301  
County: Greene Township(s): Center  
Receiving Stream(s) and Classifications: South Fork Tenmile Creek; HQ; Other Warm Water Fishes

ESCGP-2 No.: ESX14-007-0004  
Applicant Name: Utica Gas Services LLC  
Contact Person: Mr John T Lattea  
Address: 179 Chesapeake Drive  
City: Jane Lew State: WV Zip Code: 26378  
County: Beaver Township(s): South Beaver  
Receiving Stream(s) and Classifications: Brush Run (HQ-CWF) McElroy Run (TSF) South Branch Brady Run (TSF) and tributaries to the above referenced streams; HQ; Other TSF

ESCGP-2 NO.: ESG14-059-0007  
Applicant Name: CNX Gas Company LLC  
CONTACT PERSON: Renee Thomas  
ADDRESS: 200 Evergreen Drive  
City: Waynesburg State: PA Zip Code: 15370  
County: Greene Township(s): Center  
Receiving Stream(s) and Classifications: Tribs 40711 and 40712 to Maranda Run/South Fork Tenmile Creek; HQ; Other WWF

ESCGP-2 NO.: ESX12-125-0055  
Applicant Name: MarkWest Liberty Midstream & Resources LLC  
CONTACT: Mr Rick Lowry  
ADDRESS: 4600 J Barry Court Suite 500  
City: Canonsburg State: PA Zip Code: 15317  
County: Washington Township(s): Smith and Cross Creek  
Receiving Stream(s) and Classifications: Burgetts Fork (WWF), UNTs Burgetts Fork (WWF) Raccoon Creek; UNTs South Fork Cross Creek (HQ-WWF); HQ; Other Warm Water Fishes; Siltation-Impaired

ESCGP-2 NO.: ESX14-125-0021  
Applicant Name: Kyle Shirey  
CONTACT: Rice Poseidon Midstream LLC  
ADDRESS: 171 Hillpointe Drive Suite 301  
City: Canonsburg State: PA Zip Code: 15317

County: Washington Township(s): Centerville Boro and West Pike Run  
 Receiving Stream(s) and Classifications: #25431  
 Monongahela River #83686 Barneys Run #30457  
 Twomile Run #28665 Pike Run; Other Warm Water  
 Fishes (WWF) Trout Stocking (TSF); Siltation-Impaired

## SPECIAL NOTICES

### **Notice of Plan Revision Approval under the Municipal Waste Planning and Waste Reduction Act of 1988, Act 101**

*Northeast Region: William Tomayko, Waste Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

The Department of Environmental Protection (DEP) approved a revision to the Monroe County Municipal Waste Management Plan on April 15, 2014.

Any Person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental hearing board Act 35 P. S. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. 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 Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of this appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at 717-787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30 days. You do not need a lawyer to file an appeal with the Board.

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

The Plan Revision is a public document and may be viewed at the DEP Regional Office noted above.

Questions concerning this approval should be directed to William Tomayko, Waste Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

[Pa.B. Doc. No. 14-882. Filed for public inspection April 25, 2014, 9:00 a.m.]

### **2014 Draft Integrated Water Quality Monitoring and Assessment Report; Availability for Public Comment**

The Department of Environmental Protection (Department) is providing for public comment its draft 2014 Integrated Water Quality Monitoring and Assessment Report (Integrated Report). The Integrated Report includes both a narrative description of the Commonwealth's water quality management programs (formerly the 305(b) Report) and various lists depicting the status of Commonwealth surface waters as required by section 303(d) of the Federal Clean Water Act (33 U.S.C.A.

§ 1313(d)). The Integrated Report is comprised of four parts and also includes a five-part list that collectively summarizes the designated use attainment status of Commonwealth surface waters.

Section 303(d) of the Federal Clean Water Act and 40 CFR Part 130 (relating to water quality planning and management) require states to identify waters which would still be impaired even after the appropriate technology has been applied to point sources and requires best management practices are in place for nonpoint sources. Waterbodies that do not meet water quality standards after this evaluation are placed on Category 5 of the Integrated Waterbody List.

For each waterbody in Category 5, Pennsylvania or the United States Environmental Protection Agency must develop Total Maximum Daily Load (TMDL) allocations. A TMDL is a calculation of the assimilative capacity of a waterbody to handle point and nonpoint pollutant loads without violating water quality standards. TMDLs also describe the conditions necessary to improve water quality. TMDLs are used to set limits in National Pollution Discharge Elimination System water quality permits and identify where best management practices for nonpoint sources are necessary to improve and protect water quality. When a TMDL is approved for a waterbody in Category 5, the waterbody listing is removed from Category 5 and placed in Category 4a.

Waterbody assessment and compilation of the Integrated Report is an ongoing process. The Department will continue to verify the quality of data used in this process and, as needed, will publish supplements to the Integrated Report for public review and comment.

The draft 2014 Integrated Report is available on the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (DEP Keywords "Water Quality Standards").

The Department invites public comments on the draft Integrated Report. The Department must receive comments on the draft Integrated Report by June 10, 2014. Written comments should be submitted to Molly Pulket, Division of Water Quality Standards, Bureau of Point and Non-Point Source Management, P. O. Box 8774, Harrisburg, PA 17105-8774 or [RA-WQAssessments@pa.gov](mailto:RA-WQAssessments@pa.gov). Comments received by facsimile will not be accepted.

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-883. Filed for public inspection April 25, 2014, 9:00 a.m.]

### **Availability of Technical Guidance**

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at [www.elibrary.dep.state.pa.us](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.

#### *Draft Technical Guidance Document: New Guidance*

**DEP ID:** 800-4000-002. **Title:** Civil Penalty Assessment Informal Hearing Procedure for the Office of Oil and Gas Management. **Description:** Section 3256 of the 2012 Oil and Gas Act (act) (58 Pa.C.S. § 3256) provides that the Department may assess a civil penalty for violations of the act or a regulation, order or permit issued by the Department under the act, after a hearing. Section 3256 of the act further provides that a person charged with a penalty must, within 30 days of notification, pay the penalty or file an appeal of the assessment with the Environmental Hearing Board. This document outlines the procedure for the conduct of the informal civil penalty assessment hearings.

**Written Comments:** Interested persons may submit written comments on this Draft Technical Guidance Document. Comments must be received by May 27, 2014. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by electronic mail must include the originator's name and address. Written comments should be submitted to Kurt Klappkowski, Department of Environmental Protection, Bureau of Oil and Gas Planning and Program Management, P. O. Box 8765, Harrisburg, PA 17105-8765, (717) 772-2199 or kklappkowsk@pa.gov.

**Effective Date:** Upon publication of notice as final in the *Pennsylvania Bulletin*.

E. CHRISTOPHER ABRUZZO,  
Secretary

[Pa.B. Doc. No. 14-884. Filed for public inspection April 25, 2014, 9:00 a.m.]

### **Interstate Pollution Transport Reduction; Final 2014 Ozone Season Nitrogen Oxide Emission Limits for Nonelectric Generating Units**

The Department of Environmental Protection (Department) is providing notice of the final Nonelectric Generating Unit (non-EGU) 2014 Ozone Season Nitrogen Oxide (NO<sub>x</sub>) emission limitations established in accordance with 25 Pa. Code § 145.8(d) (relating to transition to CAIR NO<sub>x</sub> trading programs).

Notice of the proposed NO<sub>x</sub> emission limitations was published at 44 Pa.B. 1510 (March 15, 2014), to allow for a 15-day public comment period, which closed on March 30, 2014. During the public comment period, comments were received from one commentator. While no changes to the proposed NO<sub>x</sub> emission limitations in Table 1 were made, a denotation was added to the table to indicate that the Proctor and Gamble Unit No. 328002 is a "new unit." Also, a change was made to Armagh Compressor Station's status for Unit No. 31301 from 25-ton exemption to "Exemption Expired on 4-2-2014." The exemption ex-

pired when it was removed from the facility's plan approval issued on that same day.

The commentator was seeking information on a specific facility's current and previous emissions and limits and how those relate to the air quality of the area. In response, the Department explained to the commentator the emissions and limits in the proposed notice and in last year's notice. While the remainder of the commentator's comment is beyond the scope of the proposed action, which is to establish non-EGU 2014 ozone season NO<sub>x</sub> emission limitations in accordance with 25 Pa. Code § 145.8(d), the Department responded, explaining the mechanics of the NO<sub>x</sub> Budget Trading Program and directing the commentator to the Department's online resources and to the regional office for overall facility emission information.

In this notice, the NO<sub>x</sub> emissions cap provides 181 tons of NO<sub>x</sub> emissions for non-EGUs and the other units that need to address their emissions through accounting adjustments, including units that previously participated in the NO<sub>x</sub> Budget Trading Program; emissions from these units were below the 25-ton exemption threshold. Adjustments were also made for the permanent retirement of NO<sub>x</sub> allowances due to generation of emission reduction credits. The Department will also use a portion of the 181 tons of the budgeted NO<sub>x</sub> emissions, if necessary, to address mistakes or miscalculations. This year, the Department is using 71 tons of the 181 tons of NO<sub>x</sub> emissions for account adjustments, leaving 110 tons available for any additional adjustments at the end of the control period.

The Department made accounting adjustments for the following facilities:

- **Retired Units:** Naval Surface Warfare Division Unit 98; Shenango Units: Nos. 6 and 9 (the generation of emission offsets for small non-NO<sub>x</sub> Budget Trading Program units resulted in a permanent NO<sub>x</sub> accounting adjustment of 45 tons).

- **Exempt Units:** The Naval Surface Warfare Division (Unit 100) has a 25-ton NO<sub>x</sub> permit limit. The Naval Surface Warfare Division (Unit 99) has a 1-ton NO<sub>x</sub> permit limit. These exempt status units account for a total adjustment of 26 tons of NO<sub>x</sub> emissions. Enriken Compressor Station (Unit 31601) had previously operated under a 25-ton exemption, but was authorized by a plan approval (35-05019A) issued December 30, 2013, to remove the exemption. Armagh Compressor Station (Unit 31301) had previously operated under a 25-ton exemption, but was authorized by a plan approval (32-00230B) issued April 2, 2014, to remove the exemption. Since the Enriken and Armagh Compressor Stations' units did not have any input for the 2013 ozone season, the companies' calculated 2014 limits are zero; however, the facilities will not need to surrender any allowances as long as the Statewide cap is met in 2014.

Units subject to the requirements in 25 Pa. Code § 145.8 are required to meet the monitoring and reporting requirements of the United States Environmental Protection Agency's Clean Air Interstate Rule, found in 40 CFR Part 96, Subpart HHHH (relating to monitoring and reporting) and maintain general accounts and account representatives under 40 CFR Part 96, Subparts BBBB and FFFF (relating to CAIR designated representative for CAIR NO<sub>x</sub> ozone season sources; and CAIR NO<sub>x</sub> ozone season allowance tracking system). "Table 1: Final Non-EGU 2014 Ozone Season NO<sub>x</sub> Emission Limits," as follows, lists the following: the facility name, ORIS code,



the unit ID for each non-EGU unit, the operating year, the heat input for the 2013 Ozone Season, the calculated 2014 rate and the 2014 Ozone Season limit.

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

787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

Questions concerning this notice should be directed to Randy Bordner at (717) 772-3921. TDD users may contact the Pennsylvania AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

E. CHRISTOPHER ABRUZZO,  
Secretary

**Table 1: Final Non-EGU 2014 Ozone Season NO<sub>x</sub> Emission Limits**

Facility Name	ORIS Code	Unit ID	NO <sub>x</sub> Rate lb./MMBtu	2013 NO <sub>x</sub> Mass Tons	Heat Input MMBtu	County	2014 Rate (lbs./MMBtu)	2014 OS Limit (Tons NO <sub>x</sub> )
Armagh Compressor Station	880071	31301	0	0	Exemption Expired on 4-2-2014	Indiana	0.000	0
Bernville Station	880049	32001	0	0	-	Berks	0.273	0
Domtar Paper Company, LLC	54638	40	0.4651	84.664	373,857.28	Elk	0.273	51
Domtar Paper Company, LLC	54638	41	0.4651	72.597	319,450.45	Elk	0.273	44
Entriken Compressor Station	880072	31601	0	0	Exemption Expired on 12-30-2013	Huntingdon	0.000	0
FPL Energy MH50	50074	1	0.8438	1.939	9,043.49	Delaware	0.273	1
FPL Energy Marcus Hook, LP	55801	AB01	0	0	-	Delaware	0.273	0
FPL Energy Marcus Hook, LP	55801	AB02	0	0	-	Delaware	0.273	0
FPL Energy Marcus Hook, LP	55801	AB03	0.0291	8.703	611,905.71	Delaware	0.273	84
FPL Energy Marcus Hook, LP	55801	AB04	0.0307	4.103	267,662.08	Delaware	0.273	37
Honeywell Resins & Chemicals, LLC	880007	52	0.072	22.761	633,029.88	Philadelphia	0.273	86
Kimberly-Clark Tissue Company	50410	34	1.5015	19.438	25,911.10	Delaware	0.273	4
Kimberly-Clark Tissue Company	50410	35	1.1757	66.383	2,429,027.73	Delaware	0.273	331
Martins Creek	3148	Aux 4	0	0	-	Northampton	0.273	0
Merck & Company—West Point	52149	39	0.0825	16.487	396,267.34	Montgomery	0.273	54
Merck & Company—West Point	52149	40	0.0247	20.253	1,616,431.30	Montgomery	0.273	221
Naval Surface Warfare Division	880009	98			Retired		0.000	0
Naval Surface Warfare Division	880009	99			25 Ton Exemption (Limit 1 Ton)		0.000	0



<i>Facility Name</i>	<i>ORIS Code</i>	<i>Unit ID</i>	<i>NO<sub>x</sub> Rate lb./MMBtu</i>	<i>2013 NO<sub>x</sub> Mass Tons</i>	<i>Heat Input MMBtu</i>	<i>County</i>	<i>2014 Rate (lbs./MMBtu)</i>	<i>2014 OS Limit (Tons NO<sub>x</sub>)</i>
Naval Surface Warfare Division	880009	100			25 Ton Exemption (Limit 25 Ton)		0.000	0
P H Glatfelter Company	50397	34	0.4797	259.607	1,078,839.75	York	0.273	147
P H Glatfelter Company	50397	35	0.4541	164.258	685,307.35	York	0.273	94
P H Glatfelter Company	50397	36	0.1785	147.091	1,657,877.00	York	0.273	226
Philadelphia Refinery	52106	150137	0.0344	16.896	998,065.40	Philadelphia	0.273	136
Philadelphia Refinery	52106	150138	0	0	-	Philadelphia	0.273	0
Philadelphia Refinery	52106	150139	0.0344	19.426	1,124,197.08	Philadelphia	0.273	153
Philadelphia Refinery	52106	150140	0.0344	24.622	1,425,922.00	Philadelphia	0.273	195
Procter & Gamble Paper Products	50463	328001	0.1542	144.993	1,882,167.87	Wyoming	0.273	257
<sup>1</sup> Procter & Gamble Paper Products	50463	328002	0	0	new	Wyoming	0.2731	0
Shenango Incorporated	54532	6			Retired		0.000	0
Shenango Incorporated	54532	9			Retired		0.000	0
Shermans Dale Station	880050	31801	0	0	-	Perry	0.273	0
Trainer Refinery	880025	33	0.1468	44.308	610,049.05	Delaware	0.273	83
Trainer Refinery	880025	34	0.0038	1.288	651,932.61	Delaware	0.273	89
Trainer Refinery	880025	35	0.0038	0.911	465,383.84	Delaware	0.273	64
US Steel (Clairton Coke)	50729	CLBLR1	0.2107	167.023	1,485,370.48	Allegheny	0.273	203
US Steel (Clairton Coke)	50729	CLBLR2	0.1202	56.908	867,498.23	Allegheny	0.273	118
US Steel (Edgar Thomson)	50732	ETBLR1	0.0379	28.531	1,541,388.31	Allegheny	0.273	210
US Steel (Edgar Thomson)	50732	ETBLR2	0.0302	26.838	1,807,784.10	Allegheny	0.273	247
US Steel (Edgar Thomson)	50732	ETBLR3	0.0232	19.59	1,743,679.00	Allegheny	0.273	238
Veolia Energy Philadelphia—Edison Sta	880006	1	0	0	-	Philadelphia	0.273	0
Veolia Energy Philadelphia—Edison Sta	880006	2	0	0	-	Philadelphia	0.273	0
Veolia Energy Philadelphia—Edison Sta	880006	3	0.289	0.02	135.00	Philadelphia	0.273	0
Veolia Energy Philadelphia—Edison Sta	880006	4	0	0	-	Philadelphia	0.273	0

<sup>1</sup> New unit; therefore no heat input from 2013 available.

<i>Facility Name</i>	<i>ORIS Code</i>	<i>Unit ID</i>	<i>NO<sub>x</sub> Rate lb./MMBtu</i>	<i>2013 NO<sub>x</sub> Mass Tons</i>	<i>Heat Input MMBtu</i>	<i>County</i>	<i>2014 Rate (lbs./MMBtu)</i>	<i>2014 OS Limit (Tons NO<sub>x</sub>)</i>
Veolia Energy Philadelphia—Schuylkill	50607	RSB1	0.0157	0.109	14,055.60	Philadelphia	0.273	2
Veolia Energy Philadelphia—Schuylkill	50607	RSB2	0.0126	0.025	4,057.85	Philadelphia	0.273	1
United Refining	880099	4	0.076	16.54	455,702.20	Warren	0.273	62
<i>Total:</i>				<i>1456.31</i>	<i>25,181,999.07</i>			<i>3438</i>

[Pa.B. Doc. No. 14-885. Filed for public inspection April 25, 2014, 9:00 a.m.]

### **Pennsylvania State Clean Diesel Grant Program; Opening of the Grant Application Acceptance Period**

The Department of Environmental Protection (Department) announces an opportunity to apply for \$174,428 that has been made available through the United States Environmental Protection Agency (EPA) and the Federal Diesel Emission Reduction Act. This funding is available through the Pennsylvania State Clean Diesel Grant Program for eligible diesel emission reduction projects that will improve air quality and protect public health and the environment in this Commonwealth by reducing emissions from diesel-powered vehicles and engines.

The Department is seeking applications for projects that will replace, repower or retrofit fleet diesel-powered highway and nonroad vehicles. Funding is available for public and private entities that operate diesel-powered fleets throughout this Commonwealth. These entities may include school districts, municipal authorities, political subdivisions, other State agencies, nonprofit entities, corporations, limited liability companies or partnerships incorporated or registered in this Commonwealth. Projects must use technologies certified or verified by the EPA or the California Air Resources Board to lower diesel emissions. The technology may be a single technology or a combination of available technologies. The majority of the fleet's annual operation time must occur within this Commonwealth.

The Department will not reimburse grant recipients for project costs incurred prior to the grant performance period set forth in the applicable grant agreement.

The application package including guidance, instructions and application forms is available by contacting Samantha Harmon, Department of Environmental Protection, Bureau of Air Quality, 12th Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-9702. The application package is also available electronically on the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (DEP Keyword "Clean Diesel").

The Department will begin accepting applications on April 26, 2014. Applications must be postmarked on or

before June 10, 2014. Faxes and electronic copies will not be accepted.

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-886. Filed for public inspection April 25, 2014, 9:00 a.m.]

## **DEPARTMENT OF GENERAL SERVICES**

### **Real Estate for Sale Columbia County**

The Department of General Services (Department) will accept bids for the purchase of 0.82 acre ± of land and building formerly known as the Berwick Armory located at 201 Pine Street, Borough of Berwick, Columbia County. Bids are due Monday, June 2, 2014. Interested parties wishing to receive a copy of Solicitation No. 94588 should view the Department's web site at [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call Lisa Kettering at (717) 787-1321.

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 14-887. Filed for public inspection April 25, 2014, 9:00 a.m.]

### **Real Estate for Sale Delaware County**

The Department of General Services (Department) will accept bids for the purchase of 5,234 square feet ± of land and building formerly known as the SCI Chester Staff Residence located at 215 Avon Road, City of Chester, Delaware County. Bids are due Wednesday, June 25, 2014. Interested parties wishing to receive a copy of Solicitation No. 94585 should view the Department's web site at [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call Jeff Higgins at (717) 705-6920.

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 14-888. Filed for public inspection April 25, 2014, 9:00 a.m.]

**Real Estate for Sale  
Elk County**

The Department of General Services (Department) will accept bids for the purchase of 0.23 acre  $\pm$  of land and building formerly known as the Ridgway Armory located at 72 North Broad Street, Borough of Ridgway, Elk County. Bids are due Monday, June 2, 2014. Interested parties wishing to receive a copy of Solicitation No. 94589 should view the Department's web site at [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call Lisa Kettering at (717) 787-1321.

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 14-889. Filed for public inspection April 25, 2014, 9:00 a.m.]

**Real Estate for Sale  
Lackawanna County**

The Department of General Services (Department) will accept bids for the purchase of 1.50 acres  $\pm$  of land and building formerly known as the Scranton Armory located at 900 Adams Avenue, City of Scranton, Lackawanna County. Bids are due Monday, June 2, 2014. Interested parties wishing to receive a copy of Solicitation No. 94590 should view the Department's web site at [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call Lisa Kettering at (717) 787-1321.

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 14-890. Filed for public inspection April 25, 2014, 9:00 a.m.]

**Real Estate for Sale  
Venango County**

The Department of General Services (Department) will accept bids for the purchase of 9,400 square feet  $\pm$  of land and residential building formerly known as the Polk Center Gift Shop located at 107 Main Street, City of Polk, Venango County. Bids are due Wednesday, June 25, 2014. Interested parties wishing to receive a copy of Solicitation No. 94584 should view the Department's web site at [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call Jeff Higgins at (717) 705-6920.

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 14-891. Filed for public inspection April 25, 2014, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee Public Meetings

The Statewide HIV Planning Group, established by the Department of Health (Department) under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Wednesday, May 14, 2014, and Thursday, May 15, 2014,

from 9 a.m. to 4 p.m. at the Park Inn Harrisburg West, 5401 Carlisle Pike, Mechanicsburg, PA 17050.

For additional information or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact Kenneth McGarvey, Department of Health, Bureau of Communicable Diseases, 625 Forster Street, Room 1010, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-0572, at V/TT (717) 783-6514 for speech and/or hearing impaired persons, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

The Department reserves the right to cancel this meeting without prior notice.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 14-892. Filed for public inspection April 25, 2014, 9:00 a.m.]

### Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Old Orchard Health Care Center  
4100 Freemansburg Avenue  
Easton, PA 18045  
Fac. ID #093502

Valley Manor Nursing and Rehabilitation Center  
7650 Route 309  
Coopersburg, PA 18036  
Fac ID #480202

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 211.3(c) (relating to oral and telephone orders):

UPMC Magee-Womens Hospital Transitional Care Unit  
300 Halket Street  
Pittsburgh, PA 15213  
Fac. ID #65030201

UPMC Transitional Care Unit  
200 Lothrop Street  
Pittsburgh, PA 15213  
Fac. ID #136602

The following long-term care nursing facility is seeking exceptions to 28 Pa. Code § 201.18(e) (relating to management):

Laurel View Village  
2000 Cambridge Drive  
Davidsville, PA 15928  
Fac. ID #043702

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](mailto: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,  
*Secretary*

[Pa.B. Doc. No. 14-893. Filed for public inspection April 25, 2014, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Additional Class of Disproportionate Share Payments to Certain Acute Care Hospitals

The Department of Public Welfare (Department) is announcing its intent to establish an additional class of disproportionate share hospital (DSH) payment to certain qualifying acute care general Medical Assistance (MA) hospitals to ensure their continued participation in the MA Program. This payment is intended to promote the availability of professional medical services to the MA population in less urbanized areas of this Commonwealth. These funds will be used to support the medical education and operation of an academic medical program, which will foster the supply of health care professionals to treat the MA population. The Department intends to allocate funding for this additional class of DSH payment to qualifying hospitals for Fiscal Year (FY) 2013-2014.

To qualify for this payment, the hospital must meet all of the following criteria. Unless otherwise stated, the source of the information is the State FY 2010-2011 MA cost report (MA-336).

1. The hospital is enrolled in Pennsylvania's (PA) MA Program as an acute care general hospital.
2. The hospital is located in a county of the third class with a population between 279,000 and 282,000 under the 2010 Federal decennial census.
3. The hospital's PA MA Fee-for-Service Medical Education costs exceed \$500,000.

Payments to qualifying hospitals will be divided equally among all qualifying hospitals. Payment limitations are applicable, including those limitations that the Commonwealth may not exceed its aggregate annual DSH allotment and that no hospital may receive DSH payments in excess of its hospital-specific limit.

#### *Fiscal Impact*

The FY 2013-2014 impact, as a result of the funding allocation for this payment is \$1.076 million (\$0.500 million in State general funds and \$0.576 million in Federal funds upon approval by the Centers for Medicare and Medicaid Services).

#### *Public Comment*

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regu-

lations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. The Department will consider all comments received within 30 days of this notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

BEVERLY D. MACKERETH,  
*Secretary*

**Fiscal Note:** 14-NOT-860. (1) General Fund; (2) Implementing Year 2013-14 is \$500,000; (3) 1st Succeeding Year 2014-15 is \$0; 2nd Succeeding Year 2015-16 is \$0; 3rd Succeeding Year 2016-17 is \$0; 4th Succeeding Year 2017-18 is \$0; 5th Succeeding Year 2018-19 is \$0; (4) 2012-13 Program—\$12,618,000; 2011-12 Program—\$12,618,000; 2010-11 Program—\$18,871,000; (7) MA—Academic Medical Centers; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 14-894. Filed for public inspection April 25, 2014, 9:00 a.m.]

### Additional Class of Disproportionate Share Payments to Qualifying Teaching Hospitals

The Department of Public Welfare (Department) is announcing its intent to change its qualifying criteria and payment methodology for disproportionate share hospital (DSH) payments to qualifying teaching hospitals that provide psychiatric services to Medical Assistance (MA) beneficiaries. The Department intends for this funding to be used to help offset medical education costs of psychiatrists which are incurred by hospitals providing psychiatric care to MA beneficiaries and the uninsured. In addition, the Department is announcing its intent to allocate funding for these DSH payments for Fiscal Year (FY) 2013-2014.

The Department intends to modify the current qualifying criteria for DSH payments to qualifying acute care general hospitals. The Department proposes to consider any psychiatric unit of a general acute care hospital enrolled in Pennsylvania (PA) MA Program with PA MA psychiatric medical education costs that exceed \$40,000, according to the FY 2010-2011 MA Cost Report, eligible for this additional class of DSH payments if it meets one of the following criteria:

1. The hospital provides at least 40,000 psychiatric days of service to PA MA beneficiaries as reported on the 2010-2011 MA Cost Report.
2. The hospital's percentage of PA MA fee-for-service (FFS) inpatient psychiatric days to total PA MA FFS inpatient days exceeds 25% as reported on the FY 2010-2011 MA Cost Report.

The Department also intends to modify the payment methodology for these DSH payments. Specifically, the Department proposes to distribute 2/3 of the amount appropriated for these payments equally to teaching hospitals qualifying under previously listed criteria 1. The Department intends to distribute 1/3 of the amount appropriated for these payments equally to teaching hospitals qualifying under previously listed criteria 2. Hospitals that qualify under both criteria will be eligible only for payment under criteria 1.



The Department will allocate funding for these DSH payments at the same level as allocated for FY 2012-2013.

Payment limitations will still be applicable, including those limitations prohibiting the Commonwealth from exceeding its aggregate annual DSH allotment and prohibiting a hospital from receiving DSH payments in excess of its hospital-specific limit.

#### *Fiscal Impact*

The FY 2013-2014 impact, as a result of the funding allocation for these payments is \$0.500 million (\$0.231 million in State general funds and \$0.269 million in Federal funds upon approval by the Centers for Medicare and Medicaid Services).

#### *Public Comment*

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. The Department will consider all comments received within 30 days of this notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

BEVERLY D. MACKERETH,  
*Secretary*

**Fiscal Note:** 14-NOT-861. (1) General Fund; (2) Implementing Year 2013-14 is \$231,000; (3) 1st Succeeding Year 2014-15 is \$0; 2nd Succeeding Year 2015-16 is \$0; 3rd Succeeding Year 2016-17 is \$0; 4th Succeeding Year 2017-18 is \$0; 5th Succeeding Year 2018-19 is \$0; (4) 2012-13 Program—\$268,112; 2011-12 Program—\$325,685; 2010-11 Program—\$243,809; (7) MA—Inpatient; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 14-895. Filed for public inspection April 25, 2014, 9:00 a.m.]

### Medical Assistance Program Fee Schedule Revision

The Department of Public Welfare (Department) is announcing an addition to the Medical Assistance (MA) Program Fee Schedule. This addition is effective for dates of service on and after April 28, 2014.

#### *Fee Schedule Revision*

As a result of significant Program Exception requests, the Department is adding Healthcare Common Procedure Coding System procedure code S3854 defined as “Gene expression profiling panel for use in the management of breast cancer treatment” to the MA Program Fee Schedule. The Department will require prior authorization for this service as authorized under section 443.6(b)(7) of the Public Welfare Code (62 P. S. § 443.6(b)(7)).

The MA fee for this service is \$2,865. The Department will issue an MA Bulletin to providers enrolled in the MA Program specifying the procedures for billing for this service.

#### *Fiscal Impact*

Because these services are being paid through program exceptions currently, there is no fiscal impact of adding this procedure code.

#### *Public Comment*

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Deputy Secretary's Office, Attention: Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received will be reviewed and considered for any subsequent revisions to the MA Program Fee Schedule.

Persons with a disability who require auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

BEVERLY D. MACKERETH,  
*Secretary*

**Fiscal Note:** 14-NOT-859. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 14-896. Filed for public inspection April 25, 2014, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Approved Speed-Timing Devices and Appointment of Maintenance and Calibration Stations

The Department of Transportation (Department), Bureau of Motor Vehicles (Bureau), under 75 Pa.C.S. § 3368 (relating to speed timing devices), has approved for use, until the next comprehensive list is published, subject to interim amendment, the following: electronic speed-timing devices (radar); electronic speed-timing devices (nonradar), which measure elapsed time between measured road surface points by using two sensors; and electronic speed-timing devices (nonradar), which calculate average speed between any two points.

Under 75 Pa.C.S. § 3368(c)(2), the Department has approved, for use only by members of the State Police, the following electronic speed-timing devices (radar) when used in the stationary mode only:

(1) Falcon Radar (identified on the radar housing as FALCON). Manufactured by Kustom Signals, Incorporated, 9325 Pflumm, Lenexa, KS 66215.

(2) Falcon HR—Hand-held model. Manufactured by Kustom Signals, Incorporated, 9652 Loiret Boulevard, Lenexa, KS 66219.

(3) KR-10, Stationary Radar (identified on the radar housing as KR-10). Manufactured by Kustom Signals, Incorporated, 9325 Pflumm, Lenexa, KS 66215.

(4) KR-10, Stationary Radar (identified on the radar housing as KR-10). Manufactured by Kustom Electronics, Incorporated, 8320 Nieman Road, Lenexa, KS 66214.

(5) KR-10SP, Stationary Radar (identified on the radar housing as KR-10SP). Manufactured by Kustom Signals, Incorporated, 9325 Pflumm, Lenexa, KS 66215.

(6) KR-10SP, Stationary Radar (identified on the radar housing as KR-10). Manufactured by Kustom Electronics, Incorporated, 8320 Nieman Road, Lenexa, KS 66214.

(7) Pro 1000(DS), Manufactured by Kustom Signals, Incorporated, 9652 Loiret Boulevard, Lenexa, KS 66219.

(8) Genesis-I. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company, 3433 East Wood Street, Phoenix, AZ 85040.

(9) Genesis-II Select. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company, 3433 East Wood Street, Phoenix, AZ 85040.

(10) Genesis GHS Hand-held model. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company 3433 East Wood Street, Phoenix, AZ 85040.

(11) Genesis GHD Hand-held model. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company 3433 East Wood Street, Phoenix, AZ 85040.

(12) Genesis GVP-D battery operated Hand-held model. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company, 3433 East Wood Street, Phoenix, AZ 85040.

(13) Raptor RP-1. Manufactured by Kustom Signals Incorporated, 9652 Loiret Boulevard, Lenexa, KS 66219.

(14) Scout Handheld. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company, 3433 East Wood Street, Phoenix, AZ 85040.

(15) Stalker Dual. Manufactured by Applied Concepts, Incorporated, 2609 Technology Drive, Plano, TX 75074.

(16) Stalker Dual SL. Manufactured by Applied Concepts, Incorporated, 2609 Technology Drive, Plano, TX 75074.

(17) Stalker Dual DSR. Manufactured by Applied Concepts, Incorporated, 2609 Technology Drive, Plano, TX 75074.

(18) Stalker Basic. Manufactured by Applied Concepts, Incorporated, 2609 Technology Drive, Plano, TX 75074.

(19) Eagle Plus. Manufactured by Kustom Signals, Incorporated, 9652 Loiret Boulevard, Lenexa, KS 66219.

Under 75 Pa.C.S. § 3368(c)(3), the Department has approved, for use by any police officer, the following electronic speed-timing devices (nonradar) which measure elapsed time between measured road surface points by using two sensors:

(1) Electrical Speed Timing System. Manufactured by Richard Hageman, 98 South Penn Dixie Road, Nazareth, PA 18064.

(2) Model TK 100, Excessive Speed Preventor. Manufactured by Systems Innovation, Incorporated, Steam Hollow Road, RD 2, Hallstead, PA 18822.

(3) Model TK 100, Excessive Speed Preventor. Manufactured by Targetron, Incorporated, 190 Angletown Road, Muncy, PA 17756.

(4) Speed Chek (identified on the housing as Speed Chek model one, Mfd. for: The Union Agency, Unionville, PA 19375). Manufactured by Sterner Lighting Systems, Incorporated, 351 Lewis Avenue, Winsted, MN 55395.

(5) Model TK 100, Excessive Speed Preventor Infrared. Manufactured by Systems Innovation, Incorporated, Steam Hollow Road, RD 2, Hallstead, PA 18822.

(6) Model TK 100, Excessive Speed Preventor Infrared. Manufactured by Targetron, Incorporated, 190 Angletown Road, Muncy, PA 17756.

(7) Enradd, Model EJU-91. Manufactured by Y.I.S. Incorporated, 1100 North Hartley Street, York, PA 17404.

(8) Enradd, Model EJU-91 with Non-Contact Road Switch System. Manufactured by Y.I.S. Incorporated, 1100 North Hartley Street, York, PA 17404.

(9) Enradd, Model EJU-91 Wireless System. Manufactured by Y.I.S. Incorporated, 1100 North Hartley Street, York, PA 17404.

Under 75 Pa.C.S. § 3368(c)(1) and (3), the Department has approved the use of electronic and mechanical stopwatches as speed-timing devices for use by any police officer. The Department has approved these speed-timing devices upon submission of a certificate of stopwatch accuracy indicating that a stopwatch has been successfully tested in accordance with the requirements of 67 Pa. Code Chapter 105 (relating to mechanical, electrical and electronic speed-timing devices). The Department issues an approved speed-timing device certificate for the device, as required under 67 Pa. Code § 105.72 (relating to equipment approval procedure). The Department does not publish a listing of these approved speed-timing devices because they are approved individually by serial number and police department. Therefore, if a citation is contested, it is necessary for the police department to show both the certificate of stopwatch accuracy, which was issued within 60 days of the citation, and an approved speed-timing device certificate issued by the Bureau.

Under 75 Pa.C.S. § 3368(c)(3), the Department has approved, for use by any police officer, the following electronic speed-timing devices (nonradar) which calculate average speed between any two points:

(1) VASCAR-plus. Manufactured by Traffic Safety Systems, a division of Power Systems & Controls, Incorporated, 3206 Lanvale Avenue, Richmond, VA 23230.

(2) VASCAR-plus II. Manufactured by Traffic Safety Systems, a division of Power Systems & Controls, Incorporated, 3206 Lanvale Avenue, Richmond, VA 23230.

(3) VASCAR-plus III. Manufactured by Traffic Safety Systems, a division of Power Systems & Controls, Incorporated, 3206 Lanvale Avenue, Richmond, VA 23230.

(4) VASCAR-plus IIIc. Manufactured by Traffic Safety Systems, a division of Power Systems & Controls, Incorporated, 3206 Lanvale Avenue, Richmond, VA 23230.

(5) V-SPEC-Manufactured by Y.I.S. Incorporated, 1100 North Hartley Street, York, PA 17404.

(6) Tracker by Patco. Manufactured by Kustom Signals, Incorporated, 9325 Pflumm, Lenexa, KS 66215.

The Department, under 75 Pa.C.S. § 3368(d), has appointed the following stations for calibrating and testing speed-timing devices until the next comprehensive list is published, subject to interim amendment.

The Department has appointed, under 75 Pa.C.S. § 3368(d), the following official Electronic Device Testing Stations for radar devices, which may only be used by members of the State Police:

Davidheiser's Speedometer Repair, Incorporated, 181 Ridge Road, Telford, Montgomery County, PA 18969. (Appointed: 12/22/01, Station R8).

Guth Laboratories, Incorporated, 590 North 67th Street, Harrisburg, Dauphin County, PA 17111-4511 (Appointed: 01/27/97, Station R2).

S & D Calibration Services, 29 Prosperity Street, Monongahela, Washington County, PA 15063. (Appointed: 08/15/03, Station R11).

Simco Electronics, 2125 South West 28th Street, Allentown, Lehigh County, PA 18103. (Appointed: 09/19/96, Station R9).

Wisco Calibration Services, Inc., 820 Washington Boulevard, Pittsburgh, Allegheny County, PA 15206. (Appointed: 07/14/99, Station R10).

Y.I.S Inc., 1100 North Hartley Street, York, York County, PA 17404. (Appointed: 01/14/75, Station R3).

Y.I.S/Cowden Group, Inc., 1100 North Hartley Street, York, York County, PA 17404. (Appointed: 8/20/04 Station R12).

The Department has appointed, under 75 Pa.C.S. § 3368(b), the following Official Speedometer Testing Stations:

Briggs-Hagenlocher, 1110 Chestnut Street, Erie, Erie County, PA 16501. (Appointed: 03/25/93, Station S39). Device—Maxwell Dynamometer.

Davidheiser's Speedometer Repair, Incorporated, 181 Ridge Road, Telford, Montgomery County, PA 18969—Also authorized to use mobile units. (Appointed: 11/25/63, Station S19). Devices—Mustang Dynamometer, Davidheiser Storage Generator Speedometer Calibrator Mile-O-Meter.

George's Garage, 868 Providence Road, Scranton, Lackawanna County, PA 18508. (Appointed: 04/15/98, Station S8). Device—Clayton Dynamometer.

K & M Automotive Electric Service, 1004-24th Street, Beaver Falls, Beaver County, PA 15010. (Appointed: 11/13/67, Station S23). Device—Allen Eco-Trac Dynamometer.

Mahramus Specialty Auto Service, 286 Muse Bishop Road, Canonsburg, Washington County, PA 15317. (Appointed: 01/03/84, Station S7). Devices—Speed-Master Quartz Speedometer Tester, Stewart Warner Strobetachometer.

Maruti Auto Service, Inc., 4030 New Falls Road, Bristol, Bucks County, PA 19007. (Appointed 11/4/2008, Station S11). Device—Maha Snap-On Dynamometer.

Powl's Speedometer Service, Incorporated, 2340 Dairy Road, Lancaster, Lancaster County, PA 17601—Also authorized to use mobile units. (Appointed: 06/09/97, Station S82). Device—YIS, Inc. Electronic Mile-O-Meter.

Rabold's Services, 2034 Boas Street, Harrisburg, Dauphin County, PA 17103—Also authorized to use mobile units. (Appointed: 06/29/62, Station S67). Device—Clayton Dynamometer.

S & D Calibration Services, 1963 Route 837, Monongahela, Washington County, PA 15063—Also authorized to use mobile units. (Appointed: 03/22/83, Station S35). Devices—Clayton Dynamometer, Mustang Dynamometer, Stewart Warner Strobetachometer, Speed-Master Quartz Speedometer Tester.

Y.I.S/Cowden Group, Inc., 1100 North Hartley Street, York, York County, PA 17404—Also authorized to use mobile units. (Appointed: 8/20/04, Station S9). Device—YIS, Inc. Electronic Mile-O-Meter.

The Department has appointed, under 75 Pa.C.S. § 3368(d), the following official Electronic Device Testing Stations for nonradar devices, which measure elapsed time between measured road surface points by using two sensors:

Davidheiser's Speedometer Repair, Incorporated, 181 Ridge Road, Telford, Montgomery County, PA 18969—Also authorized to use mobile units. (Appointed: 04/07/93, Station EL3).

Rabolds Services, 2034 Boas Street, Harrisburg, Dauphin County, PA 17103—Also authorized to use mobile units. (Appointed: 02/27/92, Station EL22).

S & D Calibration Services, 29 Prosperity Street, Monongahela, Washington County, PA 15063—Also authorized to use mobile units. (Appointed: 03/14/02, Station EL1).

S & D Calibration Services, 115 Joyce Drive, McMurray, Washington County, PA 15317—Also authorized to use mobile units. (Appointed: 09/14/82, Station EL11).

Targetron, Incorporated, 190 Angletown Road, Muncy, Lycoming County, PA 17756—Also authorized to use mobile units. (Appointed: 05/07/91, Station EL21).

Mahramus Specialty Auto Service, 286 Muse Bishop Road, Canonsburg, Washington County, PA 15317. (Appointed: 07/31/97, Station EL18).

Y.I.S/Cowden Group, 1100 North Hartley Street, York, York County, PA 17404—Also authorized to use mobile units. (Appointed: 02/20/80, Station EL7).

The Department has appointed, under 75 Pa.C.S. § 3368(d), the following Official Stopwatch Testing Stations:

Cal Tech Labs, 501 Mansfield Avenue, Pittsburgh, Allegheny County, PA 15205. (Appointed: 12/22/07, Station W70).

Department of General Services, Bureau of Procurement, 2221 Forster Street, Harrisburg, Dauphin County, PA 17125. (Appointed: 03/09/79, Station W18).

Davidheiser's Speedometer Repair, Incorporated, 181 Ridge Road, Telford, Montgomery County, PA 18969—Also authorized to use mobile units. (Appointed: 10/28/77, Station W29).

Leitzel's Jewelry, 607 East Lincoln Avenue, Myerstown, Lebanon County, PA 17067. (Appointed: 09/01/87, Station W58).

Precision Watch Repair Company, 1015 Chestnut Street, Room 1010, Philadelphia, Philadelphia County, PA 19107. (Appointed: 09/24/80, Station W54).

Rabold's Services, 2034 Boas Street, Harrisburg, Dauphin County, PA 17103—Also authorized to use mobile units. (Appointed: 09/15/86, Station W56).

R & R Timing, 203 Shuster Hollow Road, Leechburg, Westmoreland County, PA 15656. (Appointed: 6/16/04 Station W10).

S & D Calibration Services, 29 Prosperity Street, Monongahela, Washington County, PA 15063—Also authorized to use mobile units. (Appointed: 03/14/02, Station W1).

S & D Calibration Services, 115 Joyce Drive, McMurray, Washington County, PA 15317—Also authorized to use mobile units. (Appointed: 10/10/89, Station W61).

Servinsky Jewelers, 610 Second Street, Cresson, Cambria County, PA 16630. (Appointed: 05/18/78, Station W40).

Targetron, Incorporated, 190 Angletown Road, Muncy, Lycoming County, PA 17756—Also authorized to use mobile units. (Appointed: 05/07/91, Station W64).

Y.I.S/Cowden Group, 1100 North Hartley Street, York, York County, PA 17404—Also authorized to use mobile units. (Appointed: 08/30/89, Station W60).



The Department has appointed, under 75 Pa.C.S. § 3368(d), the following official Electronic Device Testing Stations for nonradar devices which calculate average speed between any two points:

Davidheiser's Speedometer Repair, Incorporated, 181 Ridge Road, Telford, Montgomery County, PA 18969—Also authorized to use mobile units. (Appointed: 02/11/93, Station EM23).

Rabolds Services, 2034 Boas Street, Harrisburg, Dauphin County, PA 17103—Also authorized to use mobile units. (Appointed: 02/27/92, Station EM22).

S & D Calibration Services, 29 Prosperity Street, Monongahela, Washington County, PA 15063—Also authorized to use mobile units. (Appointed: 03/14/02, Station EM1).

S & D Calibration Services, 115 Joyce Drive, McMurray, Washington County, PA 15317—Also authorized to use mobile units. (Appointed: 09/14/82, Station EM6).

Mahramus Specialty Auto Service, 286 Muse Bishop Road, Canonsburg, Washington County, PA 15317 (Appointed: 08/13/97, Station EM12).

Targetron, Incorporated, 190 Angletown Road, Muncy, Lycoming County, PA 17756—Also authorized to use mobile units. (Appointed: 05/07/91, Station EM21).

Y.I.S./Cowden Group, 1100 North Hartley Street, York, York County, PA 17404—Also authorized to use mobile units. (Appointed: 12/20/80, Station EM5).

Comments, suggestions or questions may be directed to Michael Smith, Manager, Administrative and Technical Support Section, Vehicle Inspection Division, Bureau of Motor Vehicles, Riverfront Office Center, 1101 South Front Street, Harrisburg, PA 17104, (717) 783-7016.

BARRY J. SCHOCH, PE,  
*Secretary*

[Pa.B. Doc. No. 14-897. Filed for public inspection April 25, 2014, 9:00 a.m.]

**Bureau of Maintenance and Operations; Access Route Approval**

Under 75 Pa.C.S. § 4908 (relating to operation of certain combinations on interstate and certain other highways), the Department of Transportation approved on April 11, 2014, the following access route for use by the types of truck combinations as indicated:

1. ( ) 96" wide twin trailers (28 1/2' maximum length of each trailer).
2. (X) 102" wide 53' long trailer.
3. (X) 102" wide 48' long trailer.
4. (X) 102" wide twin trailers (28 1/2' maximum length-each).
5. (X) 102" wide maxi-cube.

<i>Route Identification</i>	<i>Route Description</i>	<i>County</i>	<i>Length Miles</i>
SR 501	From I-78 to Martha Drive	Berks	.4

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY SCHOCH, PE,  
*Secretary*

[Pa.B. Doc. No. 14-898. Filed for public inspection April 25, 2014, 9:00 a.m.]

**INDEPENDENT REGULATORY REVIEW COMMISSION**

**Action Taken by the Commission**

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, April 10, 2014, and announced the following:

*Regulation Deemed Approved Pursuant to Section 5(g) of the Regulatory Review Act—Effective April 9, 2014*

Department of Public Welfare #14-537: Payment for Nursing Facility Services Provided by Special Rehabilitation Nursing Facilities (amends 55 Pa. Code § 1187.94)

*Action Taken—Regulations Approved:*

State Board of Social Workers, Marriage and Family Therapists and Professional Counselors #16A-6920: Biennial Renewal Fees (amends 49 Pa. Code § 47.4)

Insurance Department #11-252: Rules and Procedural Requirements for Insurance Holding Company Systems (amends 31 Pa. Code Chapter 25)

Department of Banking and Securities #3-51: Assessments (adds Chapter 5 to 10 Pa. Code)

**Approval Order**

Public Meeting Held  
April 10, 2014

*Commissioners Voting:* John F. Mizner, Esq., Chairperson; George D. Bedwick, Vice Chairperson; W. Russell Faber; Lawrence J. Tabas, Esq.; Dennis A. Watson, Esq.

*State Board of Social Workers, Marriage/Family Therapists and Professional Counselors—Biennial Renewal Fees; Regulation No. 16A-6920 (#2983)*

On February 21, 2013, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Social Workers, Marriage/Family Therapists and Professional Counselors (Board). This rulemaking amends 49 Pa. Code § 47.4. The proposed regulation was published in the March 9, 2013 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 6, 2014.



This final-form rulemaking increases the biennial renewal fee for licensed social workers, clinical social workers, marriage and family therapists and professional counselors from \$75 to \$95.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 1918(c)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

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### Approval Order

Public Meeting Held  
April 10, 2014

*Commissioners Voting:* John F. Mizner, Esq., Chairperson; George D. Bedwick, Vice Chairperson; W. Russell Faber; Lawrence J. Tabas, Esq.; Dennis A. Watson, Esq.

*Insurance Department—  
Rules and Procedural Requirements for Insurance  
Holding Company Systems;  
Regulation No. 11-252 (#3030)*

On September 30, 2013, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Insurance Department (Department). This rulemaking amends 31 Pa. Code Chapter 25. The proposed regulation was published in the October 12, 2013 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on March 6, 2014.

This regulation updates Chapter 25 to implement changes made by Act 136 of 2012 and the National Association of Insurance Commissioners' Model Rule #450.

We have determined this regulation is consistent with the statutory authority of the Department (40 P. S. § 991.1408 and 71 P. S. § 186) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

### Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
#7-484	Environmental Quality Board Environmental Protection Performance Standards at Oil and Gas Well Sites 43 Pa.B. 7377 (December 14, 2013)	03/14/14	04/14/14

*By Order of the Commission:*

This regulation is approved.

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### Approval Order

Public Meeting Held  
April 10, 2014

*Commissioners Voting:* John F. Mizner, Esq., Chairperson; George D. Bedwick, Vice Chairperson; W. Russell Faber; Lawrence J. Tabas, Esq.; Dennis A. Watson, Esq.

*Department of Banking and Securities—  
Assessments;  
Regulation No. 3-51 (#3021)*

On September 10, 2013, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Banking and Securities (Department). This rulemaking adds Chapter 5 to 10 Pa. Code. The proposed regulation was published in the September 14, 2013 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on January 8, 2014. At its February 27, 2014 public meeting, the Commission voted to disapprove the final-form regulation. On March 21, 2014, the Department submitted its report containing the revised final-form regulation to the Commission.

This final-form rulemaking establishes an assessment schedule for the Commonwealth's state-chartered institutions.

We have determined this regulation is consistent with the statutory authority of the Department (71 P. S. § 733-202.C) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

JOHN F. MIZNER, Esq.,  
Chairperson

[Pa.B. Doc. No. 14-899. Filed for public inspection April 25, 2014, 9:00 a.m.]

**Environmental Quality Board**  
**Regulation #7-484 (IRRC #3042)**

**Environmental Protection Performance Standards  
at Oil and Gas Well Sites**

**April 14, 2014**

We submit for your consideration the following comments on the proposed rulemaking published in the December 14, 2013 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P. S. § 745.5b). Section 5.1(a) of the RRA (71 P. S. § 745.5a(a)) directs the Environmental Quality Board (EQB) to respond to all comments received from us or any other source.

**1. RRA Section 2—Reaching of consensus.**

This proposal updates existing requirements related to surface activities associated with the development of oil and gas wells and establishes new provisions related to a variety of topics from the regulation of centralized impoundments to the road-spreading of brine. It also addresses recent statutory changes made by the Oil and Gas Act, Act 13 of 2012 (Act 13), codified at 58 Pa.C.S. §§ 2301–3504. While it is not the sole statute guiding the EQB in the promulgation of this regulation, Act 13 is a major factor in this proposal. Chapter 32 of Act 13 describes the well permitting process and defines state-wide limitations on oil and gas development. Section 3202 of Act 13 establishes the purpose of Chapter 32. One of the enumerated purposes is to “[p]ermit optimal development of oil and gas resources of this Commonwealth consistent with protection of the health, safety, environment and property of Pennsylvania citizens.” 58 Pa.C.S.A § 3202(1).

In addition to the challenge presented by Act 13, EQB must develop a regulation that takes into consideration the regulatory review criteria of the RRA. To illustrate, we note that Section 5.2(b)(2) of the RRA (71 P. S. § 745.5b(b)(2)) is the criterion related to the protection of the public health, safety and welfare, and the effect on the Commonwealth’s natural resources and Sections 5(a)(12.1) and 5.2(b)(8) of the RRA (71 P. S. §§ 745.5(a)(12.1) and 745.5b(b)(8)) relate to regulatory flexibility for small business. We acknowledge that devising a regulation that meets all of these requirements is not an easy task.

This proposal has generated a great deal of interest from the regulated community. The 90-day public comment period and the numerous public hearings held throughout the Commonwealth allowed many people, associations and businesses to participate in the rule-making process. As a result of the efforts of EQB, a large number of written comments have been received and substantial testimony has been submitted on the rule-making. It is evident that those who took the time to submit written comments or to provide testimony at one of the public hearings have strong opinions on many aspects of the proposal. We thank EQB and all parties that have participated in the process thus far in an effort to shape a regulation that benefits all citizens of the Commonwealth.

Many provisions of the proposal have also generated interest from legislators, local governments, federal agencies, parties representing the oil and gas industry, and parties representing environmental concerns. The issues raised by the parties are often in direct conflict with each other. As a general example, we point out that § 78.70 relates to the road-spreading of brine for dust control and

road stabilization. Some commentators question why there is a prohibition of spreading brine from unconventional wells while other commentators call for the complete ban on this practice for brine from both conventional and unconventional wells. A more specific example can be found at the comments offered on § 78.56(a)(16). This subsection of the regulation requires either a licensed professional engineer or a geologist to certify that pit liners are compliant with the requirements of § 78.56. One commentator has suggested that an “appropriately trained professional” could provide the necessary certifications while another commentator has suggested that only a licensed professional engineer be permitted to make the required certification. We offer these examples to demonstrate the opposing viewpoints expressed by commentators on many provisions of the regulation.

Section 2 of the RRA (71 P.S § 745.2) explains why the General Assembly felt it was necessary to establish a regulatory review process. Given the interest this proposal has generated, we believe it is appropriate to highlight the following provision of Section 2(a) of the RRA. The provision states, “To the greatest extent possible, this act is intended to encourage the resolution of objections to a regulation and the reaching of a consensus among the commission, the standing committees, interested parties and the agency.”

Through these comments, we encourage EQB to continue its efforts to strike the appropriate balance of protecting the health, safety, environment and property of Pennsylvania citizens while allowing for the optimal development of the oil and gas industry in Pennsylvania. Input from legislators and interested parties should continue to be included as EQB moves forward with this proposal. We also ask EQB to continue to consult with the Oil and Gas Technical Advisory Board (TAB), created by Act 13, as it develops the final-form regulation. In addition, we recommend EQB issue an Advance Notice of Final Rulemaking to help facilitate the reaching of consensus on the issues this proposal presents.

**2. RRA Section 5.2(b)(2)—Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources.**

As noted above, this proposed regulation has generated a substantial amount of public comment from a variety of entities and individuals. Our comments reflect our review of the numerous issues raised by commentators and how those issues pertain to the review criteria in the RRA. While we ask EQB to further clarify and justify numerous provisions that have been raised as concerns by representatives of the oil and gas industry, we remain concerned that the final-form regulation fulfill EQB’s obligation to protect the quality and sustainability of the Commonwealth’s natural resources. To that end, we ask EQB to explain how the standards set forth in the regulation meet the criterion under Section 5.2(b)(2) of the RRA (71 P. S. § 745.5b(b)(2)) pertaining to the protection of the public health, safety and welfare and the effect on the Commonwealth’s natural resources while imposing reasonable operating standards on the oil and gas industry.

**3. RRA Section 5.2(a)—Legislative comments.**

Numerous legislators have submitted comments on the proposal. Like the comments submitted by the regulated community, the issues raised by legislators touch upon many aspects of the rulemaking. Some of the comments ask for more environmental protections, some raise concerns about the impact the rulemaking will have on the oil and gas industry, and some question if the rulemaking

is properly aligned with Act 13 and the intention of the General Assembly. We will review EQB's responses to all of the issues raised by legislators in our determination of whether the final-form regulation is consistent with the intent of the General Assembly and in the public interest.

#### 4. RRA Section 5.2(a)—Statutory authority.

On December 19, 2013, the Pennsylvania Supreme Court ruled that the well location restrictions and waiver process found in Act 13 are unlawful. *Robinson Twp., et al v. Commonwealth of PA*, 83 A.3d 901 (PA 2013). Consequently, the court invalidated Sections 3215(b) through (e) of Act 13, among other provisions, and enjoined the application of those sections. In light of the *Robinson Twp.* case, we ask EQB to explain its authority to regulate well location restrictions, particularly as they relate to setbacks, waivers, and impact analyses for well permits.

#### 5. RRA Section 5.2(b)(3)(ii) and (iv)—Clarity and lack of ambiguity; Reasonableness of requirements.

EQB has stated that this rulemaking is being made under the authority of the following laws: Act 13, the Clean Streams Law, the Solid Waste Management Act (SWMA), the Dam Safety and Encroachments Act, the Land Recycling and Environmental Remediation and Standards Act (Act 2), and the Administrative Code of 1929. Section 13 of the Regulatory Analysis Form (RAF) lists nine other chapters of the Department of Environmental Protection (Department) regulations that language was derived from or cross-referenced in this proposal. Commentators have expressed concern that certain provisions of the regulation adopt concepts or requirements from all of these laws, and the regulations promulgated thereunder, and impose those requirements upon the oil and gas industry, even though those laws may not be applicable to the oil and gas industry. In the Preamble to the final-form regulation, EQB should explain the applicability of the referenced laws and regulations.

#### 6. RRA Sections 5.2(b)(3)(v) and (b)(7)—Whether the regulation is supported by acceptable data.

Section 28 of the RAF relates to the regulatory review criterion of whether the regulation is supported by acceptable data. If data is the basis for a regulation, this section of the RAF asks for a description of the data, how the data was obtained, and how it meets the acceptability standard for empirical, replicable and testable data that is supported by documentation, statistics, reports, studies or research. EQB has indicated that data is not the basis for this regulation. If data is not the basis for this regulation, how did EQB determine that the many standards being imposed are adequate? As noted in our first comment, various segments of the regulated community have opposing views on many provisions of the proposal. Those commentators often call for either: more stringent regulations, less stringent regulations, no regulations at all or a more flexible regulatory approach to standards being put forth. Since the regulation is not based on data, we ask EQB to explain how it determined that the numerous standards being proposed are appropriate and why it believes those standards strike the appropriate balance between environmental protection and the optimal development of the oil and gas resources of this Commonwealth.

#### 7. RRA Section 5.2(b)(3)(iii)—Need for the regulation.

Section D of the Preamble to this rulemaking relates to background and purpose. It notes the following: "The

2012 Oil and Gas Act contains new environmental protections for *unconventional* wells and directs the Board to promulgate specific regulations. For these reasons, the [EQB] initiated this proposed rulemaking." (Emphasis added.) Commentators representing the conventional oil and gas industry believe this rulemaking will have a serious negative impact on their businesses. While we understand that EQB has the authority to amend its regulations relating to conventional wells, we ask for a detailed explanation of why more stringent regulations for the conventional oil and gas industry are needed at this time. Has EQB witnessed an increase in environmental mishaps or violations from conventional well operators? What problem is EQB attempting to correct through this proposal with respect to conventional wells?

#### 8. RRA Section 5.2(b)(1)—Economic or fiscal impacts.

##### *Regulated community*

The fiscal analysis provided by EQB in the RAF indicates that the proposal will cost the regulated community between \$79,572,410 and \$102,792,950 with an approximate savings of \$22,071,380. The oil and gas industry, especially the conventional operators, believe EQB's cost estimates are greatly understated. To illustrate, we note that EQB has calculated the annual cost for the conventional oil and gas industry to be between \$5,389,360 and \$12,006,000. The Pennsylvania Grade Crude Oil Coalition has estimated the annual maintenance cost for this industry to be between \$181,238,215 and \$387,300,715 with a first-year compliance cost of between \$567,063,975 and \$1,510,488,975.

We are concerned that there is such a large disparity between the cost estimates prepared by EQB and the cost estimates prepared by the industry as a whole. There appears to be a basic misunderstanding of what this proposal will require and when those requirements will become effective. As this proposal moves forward, we strongly encourage EQB to consult with both conventional and unconventional operators and their associations so that all parties can gain an understanding of what will be required, when it will be required, and what it will cost to comply with the rulemaking. In the RAF accompanying the final-form regulation, EQB needs to explain why its cost estimates are appropriate compared to the vastly different estimates presented by commentators.

##### *Local government*

According to the RAF, EQB does not anticipate that there will be any costs or savings to local governments. The Pennsylvania State Association of Township Supervisors (PSATS) disagrees with EQB on this matter. They believe the costs associated with the requirements for using conventional well brine for road stabilization or pre-wetting roads would outweigh any benefit of using the brine. We ask EQB to work with PSATS to develop a cost estimate associated with these provisions of the rulemaking. EQB also needs to demonstrate that the benefits of such a program outweigh the costs.

#### 9. RRA Sections 5(a)(12.1) and 5.2(b)(8)—Whether a less costly or less intrusive alternative method of achieving the goal of the regulation has been considered for regulations impacting small business.

Section 5(a)(12.1) of the RRA (71 P. S. § 745.5(a)(12.1)) requires promulgating agencies to provide a regulatory flexibility analysis and to consider various methods of reducing the impact of the proposed regulation on small business. Commentators, including legislators, do not



believe that EQB has met its statutory requirement of providing a regulatory flexibility analysis or considering various methods of reducing the impact the proposed regulation will have on small business in its responses to various sections and questions on the RAF. While we appreciate the effort put forth by EQB to meet its “small business” obligations under the RRA, we agree that more information is needed in the RAF. We ask EQB to provide the required regulatory flexibility analysis for each section of the proposed rulemaking.

**10. RRA Sections 5.2(b)(3)(ii) and (iv)—Clarity; Implementation procedures.**

Commentators suggest that the clarity of the proposal could be improved by segregating the regulation into separate chapters for conventional operators and unconventional operators. We believe this suggestion has merit and would help to dispel existing misunderstandings related to effective dates for, applicability of and costs associated with various provisions. The final-form regulation should clearly identify the effective date for each provision, what provisions, if any, will be subject to grandfather clauses and which sections or provisions will apply to conventional wells, unconventional wells, or both.

**11. Section 78.1. Definitions.—Clarity and lack of ambiguity; Need for the regulation; Implementation procedures.**

*Approximate original conditions*

This definition concludes with the phrase, “. . . to the extent practicable.” This phrase is vague and should be deleted or further clarified.

*Body of water*

This definition is a cross-reference to § 105.1 (relating to definitions) of the Department’s regulations. Chapter 105 pertains to dam safety and waterway management. Why is this definition appropriate for the regulation of the oil and gas industry?

*Gathering pipeline*

Since the federal government and the Pennsylvania Public Utility Commission have jurisdiction over pipelines, we ask EQB to ensure this definition does not conflict with any definitions from those regulatory agencies.

*Mine influenced water*

The second sentence of this definition states, “The term may also include surface waters that have been impaired by pollution mine drainage as determined by the Department.” This sentence is not regulatory because it does not establish a binding norm. It is unclear under what circumstances this sentence would apply, what criteria the Department will use to determine impairments, and how the regulated community is advised that surface waters have been impaired by pollutional mine drainage. We recommend that the sentence either be amended or deleted.

*Oil and gas operations*

This definition deviates from the same definition found in Section 3301 of Act 13. What is the reason for the differences? We also note that the term “oil and gas activities” is used throughout the regulation. Do these two terms mean the same thing? If so, we recommend that the defined term be used consistently throughout the regulation. If not, we recommend that “oil and gas activities” also be defined.

*Process or processing*

This definition is a cross-reference to the definition found in Section 103 of the SWMA (35 P. S. § 6018.103). Why is this definition appropriate for the regulation of the oil and gas industry?

*Regulated substance*

This term is defined as, “Any substance defined as a regulated substance in section 103 of Act 2 (35 P. S. § 6026.103).” Act 2 is a land recycling program that encourages the voluntary cleanup and reuse of contaminated commercial and industrial sites. Why is this definition appropriate for the regulation of the oil and gas industry?

*Words or terms that should be defined to improve the clarity of the regulation*

Commentators suggest that the clarity of the regulation could be improved if the following words or terms are defined: Additive; brine; discrete area; freshwater; hydraulic fracturing; leak protection system; occupied dwelling; pipeline infrastructure; residual waste; responsible party; seasonal high groundwater table; temporary storage; and waste. We ask EQB to consider defining the words or terms above to assist the regulated community with compliance.

**12. Section 78.15. Application requirements.—Statutory authority; Intent of the General Assembly; Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Clarity and lack of ambiguity; Implementation procedures.**

This section includes references to wells, well sites and access roads. Do the requirements of this section pertain to all activities included under the definition of “oil and gas operations”?

*Subsection (f)*

This subsection outlines certain requirements in the well permit application process in accordance with Act 13. We have five concerns.

First, how are all of the distance standards included in this subsection measured? The final-form regulation should specify if the measurements are from the edge of the well pad or from some other fixed point.

Second, commentators believe it would be appropriate to add certain waters, streams and wetlands to Paragraph (f)(1). Does the list of locations under this paragraph adequately protect all of this Commonwealth’s natural resources?

Third, what is meant by the term “corridor” under Subparagraph (f)(1)(ii)? We believe the clarity of the rulemaking could be improved by defining this term.

Fourth, Subparagraph (f)(1)(iv) requires applicants to notify certain parties if the proposed surface location of the well is located in a location that will impact “other critical communities.” For the purposes of this subparagraph, “other critical communities” means “species of special concern.” What is EQB’s authority to define “other critical communities” as “species of special concern”? In addition, it is unclear what the scope of species of special concern can be, how a species becomes a species of special concern, how this provision will be implemented, and the costs associated with complying with this provision. For these reasons, we ask EQB to provide a more detailed explanation of the rationale for this subparagraph, why it



is needed, how it will be implemented, why it is legal, and why it is consistent with the intent of the General Assembly and Act 13.

Fifth, commentators are concerned that the 15-day timeframe for public resource agencies to provide comments to the Department and the applicant under Paragraph (f)(2) is not a sufficient amount of time, and that it is unclear if the 15-day timeframe is 15 calendar days or business days. EQB should clarify whether the timeframe is calendar or business days, and consider extending the timeframe to allow for adequate consideration by the public resource agency.

*Subsections (f) and (g)*

Paragraph (f)(2) includes the phrase “probable harmful impacts,” and Subsection (g) includes the phrase “probable harmful impact.” These phrases are vague. As written, we question if this standard adequately protects this Commonwealth’s natural resources. We suggest that the final-form regulation include criteria that will allow the regulated community to know how the Department will determine if an application poses a probable harmful impact.

**13. Section 78.51. Protection of water supplies.—Statutory authority; Intent of the General Assembly; Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Clarity and lack of ambiguity; Need for the regulation; Reasonableness of requirements; Implementation procedures.**

*Subsection (b)*

Regarding Subsection (b), a commentator suggests that neighboring land owners and land management agencies be notified of claims of pollution. Another suggests including e-mail notification procedures. EQB should explain in the Preamble and RAF of the final-form regulation the reasonableness of the notification procedures in this subsection, and explain how the procedures adequately protect public health and safety.

*Subsections (b) and (c)*

Subsections (b) and (c) include “well site construction” in the list of activities which trigger the reporting and investigation activities set forth in Section 3218(b) of Act 13. However, Section 3218(b) does not include “well site construction” as a cause of pollution or diminution of water supply. Some commentators question EQB’s authority to expand the list to include “well site construction,” and other commentators recommend that EQB expand the list to include all activities under the proposed definition of “oil and gas operations.” We ask EQB to provide its authority for expanding the list, and to explain why the activities included in the list adequately protect the environment.

*Subsection (c)*

EQB amends Subsection (c) to clarify that the presumption of liability established in Section 3218(c) of Act 13 does not apply to pollution resulting from well site construction activities. Some commentators state that the presumption of liability should extend to well site construction activities. We ask EQB to explain how this amendment is consistent with Section 3218(c) of Act 13, and explain why pollution from well site construction should be exempt from the presumption of liability as established in Section 3218(c) of Act 13.

*Subsection (d)*

Paragraph (d)(2) implements a new provision provided in Act 13 that specifies that a restored or replaced water supply must meet the standard in the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17) or be comparable to the quality of the water supply before it was affected if that water exceeded those standards. Commentators raise concerns regarding the reasonableness and cost of such requirements, and question whether the proposed regulation goes beyond what was envisioned by the General Assembly. We ask EQB to explain how it will enforce this requirement to conform to the intent of the General Assembly and Act 13.

**14. Section 78.52. Predrilling or prealteration survey.—Clarity and lack of ambiguity; Implementation procedures and timetables for compliance.**

Subsection (g) incorporates Act 13 requirements that unconventional well operators provide written notice to water supply owners that the presumption established in Section 3218(c) of Act 13 may be voided if the landowner or water purveyor refuses to allow the operator access to conduct predrilling or prealteration surveys, provided that the operator submits proof of the notice to the Department. Commentators question how this subsection will be implemented. We believe the clarity of the provision would be improved if a timeframe for a response by the land owner or water purveyor to the written notice was included in the regulation. The regulation should also clarify when a landowner or water purveyor is deemed to have refused access for survey purposes.

**15. Section 78.52a. Abandoned and orphaned well identification.—Statutory authority; Intent of the General Assembly; Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Clarity and lack of ambiguity; Reasonableness of requirements; Implementation procedures and timetables for compliance.**

*Subsection (a)*

The new language of this section sets forth requirements related to identification of abandoned and orphaned wells and has generated significant interest from the regulated community. Subsection (a) requires operators to identify orphaned and abandoned wells in proximity to the vertical and horizontal well bore prior to hydraulically fracturing a well. While some commentators suggest that this requirement should apply to all new wells, not just those that are hydraulically fractured, others believe that EQB lacks statutory authority under Act 13 to impose the requirements of this section on operators. We ask EQB to provide its authority for this requirement and explain how the requirement aligns with the intent of the General Assembly and Act 13. We also ask EQB to explain in the Preamble and RAF of the final-form regulation why this new section is reasonable, how it protects public health and the environment, and how the benefits outweigh any costs.

*Subsections (b) and (c)*

Subsections (b) and (c) address requirements related to identification of abandoned and orphaned wells. Commentators question in Paragraph (b)(2) what is meant by “a review of applicable farm line maps, where accessible.” Other commentators ask for clarification of what is expected from operators regarding submitting the questionnaire to landowners under Paragraph (b)(3) and proof of submitting the questionnaire to landowners under Subsection (c). We agree that it is unclear as to how the

regulated community is expected to comply with these provisions. Are there expectations for operators beyond submitting questionnaires to landowners and submitting proof of submitting the questionnaires? Will there be a timeframe for compliance? What proof of notification will EQB require from operators? We ask EQB to clarify the implementation procedures related to these subsections.

**16. Section 78.55. Control and disposal planning; emergency response for unconventional well sites.—Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Need for the regulation; Reasonableness of requirements; Implementation procedures.**

*Subsection (a)*

This subsection requires persons conducting oil and gas operations to prepare and implement site specific preparedness, prevention and contingency (PPC) plans. As suggested by commentators, allowing conventional operators to prepare a single PPC plan for multiple sites would lessen the fiscal impact of the regulation. Would this Commonwealth’s natural resources be adequately protected if the regulation allowed conventional operators to prepare one PPC plan for multiple sites? If so, we suggest that this subsection be amended accordingly.

*Subsection (f)*

In addition to providing a copy of the PPC plan to the Department, this revised subsection will now require well operators to provide a copy of the PPC plan to the Fish and Boat Commission or the landowner, upon their request. Did EQB consider the possibility of also allowing local governments to request a copy of the PPC plan?

**17. Section 78.56. Temporary storage.—Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Clarity and lack of ambiguity; Need for the regulation; Reasonableness of requirements; Implementation procedures and timetables for compliance.**

*Subsection (a)*

Paragraphs (a)(5)—(7) address security for pits, tanks and approved storage structures. Commentators raise a variety of concerns related to these provisions, such as timelines for implementation, safety issues related to installing locks and locking lids, reasonableness of equating the presence of a person to a fence, cost of installing a fence and/or locks, and whether a person, lock and/or fence can ensure prevention of damage or access. We ask EQB to explain in the Preamble and RAF of the final-form regulation how the security requirements in this section reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

Paragraph (a)(9) provides technical requirements related to pit liners. Commentators suggest amending this provision to make liner thickness dependent upon pit depth, require certification of pit liners, and require liners to cover freeboard. Other commentators state that visual inspections of liner seams should suffice. We ask EQB to explain in the Preamble and RAF of the final-form regulation how the technical requirements for pit liners in this section reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

Paragraph (a)(10) implements a new requirement for pit slopes which commentators say is impractical and

unnecessary. Commentators state that the new requirement would dramatically increase the size of the pits, thereby increasing the environmental impact. We ask EQB to explain in the Preamble and RAF of the final-form regulation the need for this change. We also ask EQB how the slope requirements in this section reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

**18. Section 78.57. Control, storage and disposal of production fluids.—Intent of the General Assembly; Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect of this Commonwealth’s natural resources; Clarity and lack of ambiguity; Need for the regulation; Reasonableness of requirements.**

*Subsection (a)*

A commentator states that this subsection could be interpreted as excluding the use of centralized impoundments at Section 78.59c. EQB should ensure that the intent of this subsection is clear.

*Subsection (c)*

Commentators express concern that this subsection only applies to threats of pollution to the waters of Pennsylvania, whereas the Section 3218.2(a) of Act 13 expressly states that containment also applies to “the ground surface or spills off the well site.” This concern also applies to Section 78.66(b)(1)(i). We ask EQB to ensure that all containment provisions align with intent of the General Assembly and the standards set forth in Act 13.

*Subsection (e)*

Subsection (e) is new language addressing the removal of existing underground or partially buried storage tanks. Commentators assert that this new requirement is unnecessary and unjustified, and that EQB did not consider the cost of replacing the tanks in its analysis of the fiscal impact of the regulation. Other commentators state that this new requirement contradicts the grandfathering provision of Act 13. We ask EQB to explain how this provision aligns with the intent of the General Assembly and Act 13. We also ask EQB to explain in the Preamble and RAF of the final-form regulation how this subsection reasonably and adequately balances protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

**19. Section 78.58. Onsite processing.—Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Possible conflict with or duplication of statutes or existing regulations; Reasonableness of requirements; Implementation procedures.**

The new language of this section governs the disposal, processing and storage of residual wastes generated at well sites. Commentators express concern that the requirements of this section should align with the requirements of the Solid Waste Management Act in order to simplify compliance requirements and avoid conflicting management standards between the Department’s oil and gas management and its solid waste management programs. We ask EQB to ensure that the provisions of this section do not conflict with or duplicate statutes or existing regulations. We also ask EQB to explain in the Preamble and RAF of the final-form regulation how the requirements for onsite processing in this section reason-

ably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

*Subsection (f)*

Subsection (f) requires an operator to hold sludges, filter cake or other solid waste remaining after the processing of certain fluids at the well site until they are characterized. A commentator states that requiring an operator to hold these solid waste remains during this timeframe is not practical and suggests revising the provision to add “for disposal” to the end of the paragraph. We ask EQB to explain why this requirement is reasonable or consider revising it.

**20. Section 78.59a. Impoundment embankments.— Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Possible conflict with or duplication of statutes or existing regulations; Clarity and lack of ambiguity; Reasonableness of requirements; Implementation procedures.**

The new language of this section establishes requirements related to impoundments and has generated significant interest from the regulated community. Commentators express concern that the requirements of this section are much more stringent than the design criteria for residual waste or hazardous waste under the SWMA. Commentators also note that the Dam Safety and Encroachments Act regulates freshwater impoundments. Some commentators assert that EQB has significantly underestimated the cost of the standards imposed by these requirements. Other commentators suggest additional requirements regarding soil testing and volume limits. We ask EQB to ensure that the provisions of this section do not conflict with or duplicate statutes or existing regulations. We also ask EQB to explain in the Preamble and RAF of the final-form regulation how the requirements in this section reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

We have similar concerns related to impoundment requirements in Sections 78.59b and 78.59c, and ask EQB to ensure that these sections do not conflict with or duplicate statutes or existing regulations. We also ask EQB to explain in the Preamble and RAF of the final-form regulation how the impoundment requirements in these sections reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

**21. Section 78.59b. Freshwater impoundments.— Intent of the General Assembly; Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Possible conflict with or duplication of statutes or existing regulations; Clarity and lack of ambiguity; Reasonableness of requirements; Implementation procedures and timetables for compliance.**

*Subsection (d)*

Subsection (d) addresses security for impoundments. We have concerns related to the timeline for implementation, the reasonableness of equating the presence of a person to a fence, the cost of installing a fence, and whether a person or fence can ensure prevention of damage or access. We ask EQB to clarify the implementation procedures related to this provision. We also ask

EQB to explain in the Preamble and RAF of the final-form regulation how the security requirements in this section reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

*Subsection (f)*

Subsection (f) addresses restoration of freshwater impoundments. Commentators state that these impoundments should be restored in accordance with applicable site restoration plans rather than to “approximate original conditions.” Other commentators state that the provision does not address how or where the removed water is to be disposed. We ask EQB to clarify for the regulated community how this provision is to be implemented and to what standards.

Subsection (f) also provides for a two-year restoration extension under Section 3216(g) of Act 13. Commentators assert that Act 13 does not directly address freshwater impoundments, so extensions under this subsection should not be limited to two years. We ask EQB to explain how this provision aligns with the intent of the General Assembly and Act 13. We also ask EQB to explain in the Preamble and RAF of the final-form regulation how the restoration requirements in this subsection reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

Commentators suggest that Subsection (f) include additional precautions related to restoration of freshwater impoundments that held mine influenced water, given that Subsection (g) allows for such storage. We ask EQB to explain in the Preamble and RAF of the final-form regulation how the requirements related to restoration of impoundments that held mine influenced water in this section reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

*Subsection (g)*

Subsection (g) allows for storing mine influenced water in a freshwater impoundment. Commentators question whether the storage standards in this provision are sufficiently stringent with regard to mine influenced water. We ask EQB to explain in the Preamble and RAF of the final-form regulation how this provision reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

Subparagraph (g)(1)(i) requires a demonstration that the escape of mine influenced water stored in the freshwater impoundment will not result in air pollution. Commentators assert that the regulation of air falls under the jurisdiction of another program. We ask EQB to provide its authority and to ensure that the provisions of this section do not conflict with or duplicate statutes or existing regulations.

**22. Section 78.59c. Centralized impoundments.— Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Reasonableness of requirements; Implementation procedures and timetables for compliance.**

The new language of this section provides requirements for centralized impoundments and generated significant interest from the regulated community. Commentators note that certain provisions, such as Clause (e)(3)(viii)(B) which allows operators to direct leak collection from failed



impoundment systems back into the same failed system, are improper or inadequate. Other commentators express concern that certain requirements, such as Subparagraph (e)(2)(vi) which requires an authorized representative of a liner manufacturer to supervise the installation of the liner, are unreasonable or excessive. We ask EQB to explain in the Preamble and RAF of the final-form regulation how the requirements in this section reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

A commentator questions why EQB does not require security measures for centralized impoundments as EQB requires security for temporary storage in Section 78.56(a)(5). We note that EQB requires security for freshwater impoundments in Section 78.59b(d). We ask EQB to explain in the Preamble and RAF of the final-form regulation how this provision adequately protects public health and natural resources without a provision for security. If a security provision is added in the final-form regulation, we ask EQB to explain in the Preamble and RAF of the final-form regulation how the security requirements in this section reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

**23. Section 78.62. Disposal of residual waste-pits.—Economic or fiscal impacts; Clarity and lack of ambiguity; Need for the regulation; Reasonableness of requirements.**

Paragraph (a)(1) has been amended to prohibit solid waste generated by hydraulic fracturing of unconventional wells and solid waste generated by processing of fluids to be disposed of on the well site. What is the need for this prohibition? We raise a similar concern with § 78.63(a)(1), relating to disposal of residual waste via land application. We ask EQB to explain in the Preamble and RAF of the final-form regulation the reasonableness of the requirements in these subsections.

In Paragraph (a)(9), who qualifies as an “other similarly trained person”? We ask EQB to clarify what is meant by this term or delete it.

**24. Section 78.64a. Containment systems and practices at unconventional well sites.—Intent of the General Assembly; Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Clarity and lack of ambiguity; Need for the regulation; Reasonableness of requirements; Implementation procedures.**

*Subsection (c)*

Section 3218.2(c) of Act 13 lists six specific substances that must be stored in containment systems. This subsection broadens the scope of that statutory list to include “all regulated substances, including solid wastes and other regulated substances in equipment or vehicles.” How is this expansion consistent with the intent of the General Assembly and Act 13? What is the need for this requirement? We ask EQB to explain in the Preamble and RAF of the final-form regulation how the list in the final-form regulation reasonably and adequately balances protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

*Subsection (f)*

We have three concerns. First, Section 3218.2(d) of Act 13 does not require secondary containment systems.

However, Subsection (f) does require secondary containment when storing additives, chemicals, oils or fuels. Why does EQB believe this provision is consistent with the intent of the General Assembly and Act 13?

Second, Subsection (e) establishes the standards for containment systems. Do secondary containment systems referenced in Subsection (f) have to meet the same standards as containment systems? This should be clarified in the final-form regulation.

Third, as noted by a commentator, the last sentence of this subsection is vague. EQB should clarify the intent of this sentence in the final-form regulation.

*Subsection (j)*

Stormwater that comes into contact with regulated substances stored within the secondary containment area must be managed as residual waste under this subsection. If the stormwater is not discharged, a commentator believes it should not be classified as residual waste. What is EQB’s rationale for classifying this type of stormwater as residual waste?

*Subsection (k)*

Under this subsection, inspection reports and maintenance records must be available at the well site for review by the Department. A commentator has noted that it would be difficult to maintain the records at the well site and has suggested that the records be available upon request by the Department. We agree with this suggestion and ask EQB to include language in the final-form regulation that specifies how long and where the reports and records must be kept.

**25. Section 78.65. Site restoration.—Intent of the General Assembly; Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Reasonableness of requirements; Implementation procedures.**

Amendments to this section address well site restoration requirements. The amendments have generated significant interest from the regulated community, especially new language found under Subsection (d). Some commentators believe that the language conflicts with Section 3216 of Act 13 and would impose significant costs to the oil and gas industry without a corresponding benefit. Other commentators have suggested additional language that is more protective of the environment. We ask EQB to explain why it believes the proposed language is properly aligned with Act 13. We also ask EQB to explain in the Preamble and RAF of the final-form regulation how the requirements in this section reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

**26. Section 78.66. Reporting and remediating releases.—Intent of the General Assembly; Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth’s natural resources; Need for the regulation; Reasonableness of requirements; Implementation procedures and timetables for compliance.**

This section uses the term “regulated substance” and incorporates concepts of Act 2 for the remediation of releases. Similar to our comment on the definition of “regulated substance,” we ask EQB to explain why it is appropriate to apply Act 2 standards to active oil and gas operations.



*Subsection (b)*

This subsection pertains to the reporting of releases. It requires additional notification requirements that are above and beyond what is required under § 91.33, relating to incidents causing or threatening pollution. What is the need for these additional requirements?

A commentator has suggested that Paragraph (b)(4) be amended to allow treatment of released material, with DEP approval, as a temporary solution to spills or releases. We ask EQB to consider this option if it does not pose a threat to the natural resources of the Commonwealth.

*Subsection (c)*

This subsection addresses the remediation of releases. Commentators note that the lack of a statewide health standard for chloride would make this provision costly and difficult to implement. Has EQB considered alternative methods of remediation for spills involving chloride?

In addition, a commentator has described the alternative remediation process provided under paragraph (c)(3) as more onerous than aspects of Act 2 cleanups because of restrictive timetables for compliance. We ask EQB to reconsider the timetables for compliance. We ask EQB to explain in the Preamble and RAF of the final-form regulation how the compliance requirements in this subsection reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

**27. Section 78.68. Oil and gas gathering lines. Section 78.68a. Horizontal directional drilling for oil and gas pipelines. Section 78.68b. Temporary pipelines for oil and gas operations.—Statutory authority; Intent of the General Assembly; Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth's natural resources; Need for the regulation; Reasonableness of requirements.**

Commentators question EQB's statutory authority for these three sections and also question if these provisions are consistent with the intent of the General Assembly and Act 13. The commentators assert that the subject matter addressed by these sections is extensively covered by both federal and state law, and consequently these sections are not needed. In the Preamble to the final-form regulation, we ask EQB to explain its statutory authority for these sections and how they are consistent with the intent of the General Assembly and Act 13. We also ask for an explanation of why these sections are needed, in light of other federal and state laws that cover these matters.

Similar to our previous comments, we note that these sections have generated significant interest from the regulated community. Some commentators believe that the language would impose significant costs to the oil and gas industry without a corresponding benefit. Other commentators have suggested additional language that is more protective of the environment. We ask EQB to explain in the Preamble and RAF of the final-form regulation how the requirements in this section reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry.

**28. Section 78.69. Water management plans—Intent of the General Assembly; Clarity and lack of ambiguity; Reasonableness of requirements; Implementation procedures and timetables for compliance.**

*Subsection (b)*

Section 78.69 provides new requirements related to water management plans (WMPs). Subsection (b) addresses implementation requirements related to WMPs for unconventional operators. Commentators assert that this section is vague, and should include specific citations to the Susquehanna River Basin Commission regulation 18 CFR § 806.30. Commentators also note that water withdrawals should be in accordance with Act 220 and 25 Pa. Code Chapter 110, and that the provision fails to recognize the Ohio River Basin. We agree that EQB should clarify the implementation requirements of this provision.

*Subsections (d), (f), (g), (h) and (i)*

Based on comments received, we believe that the implementation procedures for these subsections related to approval, renewal, suspension and revocation, termination and denial of WMPs lack clear implementation procedures for the regulated community. What are the timeframes for the Department to act on these decisions? What criteria are these decisions based upon? Is there a process for amending a WMP? Does the proposed language related to denying a WMP align with the intent of the General Assembly and Act 13? How and when will the Department notify an applicant of an approval, suspension, termination or denial? Is there a process to appeal a suspension or revocation? What are the criteria and requirements for monitoring and reporting? EQB should revise these subsections to provide clear and reasonable implementation procedures and compliance requirements.

**29. Section 78.70. Road-spreading of brine for dust control and road stabilization. Section 78.70a. Pre-wetting, anti-icing and de-icing.—Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth's natural resources; Reasonableness of requirements; Clarity and lack of ambiguity; Implementation procedures.**

These two sections propose new language related to the use of brine from oil and gas wells. It is unclear as to why EQB proposes to place requirements related to road-spreading of brine under regulations addressing performance standards at oil and gas well sites. Why is it reasonable to include these sections within Chapter 78?

Commentators note that beneficial use of brine is subject to regulations under SWMA. Other commentators state that PennDOT has allowed brine application on unpaved roads for years. We note that these sections generated questions and concerns from local governments, who believe that these requirements are excessive. We agree that certain provisions, such as Paragraph (c)(7) under each section which requires an applicant to provide the name of each well and associated geologic formation from which the brine was produced, seem unreasonable, particularly for local governments. EQB should ensure that these proposed regulations align with existing applicable statutes. We ask EQB to explain in the Preamble and RAF of the final-form regulation how the provisions related to the use of brine in Sections 78.70 and 78.70a reasonably and adequately balance protection of the public health and natural resources against the fiscal impact on the oil and gas industry and others who must comply.

**30. Section 78.73. General provision for well construction and operation.—Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth's natural resources; Clarity and lack of ambiguity; Need for the regulation; Reasonableness of requirements; Implementation procedures.**

Subsections (c) and (d) establish new requirements related to the monitoring of orphaned and abandoned wells during the hydraulic fracturing activities. We have four concerns. First, the regulation fails to specify if these new provisions apply to conventional well operators, unconventional well operators, or both. This should be clarified in the final-form regulation.

Second, Subsection (c) requires operators to visually monitor orphaned and abandoned wells that "likely" penetrate a formation intended for stimulation. The term "likely" is vague and renders the provision open to interpretation by different operators. We recommend that a clearer standard be included in the final-form regulation.

Third, these subsections assume that the land owner will allow operators access to the land to visually monitor those wells. What is an operator's obligation if access is denied by the landowner? This should be explained in the Preamble and final-form regulation.

Finally, under Subsection (d), an operator that alters an orphaned or abandoned well by hydraulic fracturing must plug that well. Section 3203 of Act 13 defines the term "alteration." Is it EQB's intent to use that statutory definition to administer this provision? We recommend that this term be further clarified in the final-form regulation.

**31. Section 78.122. Well record and completion report.—Statutory authority; Intent of the General Assembly; Economic or fiscal impacts; Protection of the public health, safety and welfare and the effect on this Commonwealth's natural resources; Need for the regulation; Reasonableness of requirements.**

According to the Preamble, this section addresses Act 13 requirements, including new well report and stimulation record requirements. Commentators point out several provisions of this section that are beyond the scope of Act 13. Other commentators request that this provision be expanded to require more information that would be protective of the environment. We ask EQB to provide a more specific citation to the section or sections of Act 13 that this provision is implementing.

JOHN F. MIZNER, Esq.,  
*Chairperson*

[Pa.B. Doc. No. 14-900. Filed for public inspection April 25, 2014, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Insurance Coverages or Risks Eligible for Export by Insurance Commissioner

Under section 1604(2)(ii) of The Insurance Company Law of 1921 (40 P. S. § 991.1604(2)(ii)), the Insurance Commissioner declares the following insurance coverages to be generally unavailable in the authorized market at the present, and thus exportable, and hereby adopts the

following export list. Accordingly, for those insurance coverages which are included on the export list, a diligent search among insurers admitted to do business in this Commonwealth is not required before placement of the coverages in the surplus lines market.

#### Export List

##### Amusements

- Amusement Parks and their Devices
- Animal Rides
- Recreational and Sporting Events
- Special Short Term Events
- Theatrical Presentations

##### Aviation

- Fixed Base Operations
- Bridge and Tunnel Contractors (liability only)
- Chemical Spray and/or Drift
- Crane and Rigging Contractors (liability and physical damage only)
- Crop Dusters (aircraft liability and aircraft hull coverage only)

- Day Care Centers, including Sexual Abuse Coverage

- Demolition Contractors Liability

- Firework Sales/Manufacturing

- Flood Insurance

- Fuel and Explosive Haulers (excess auto liability and auto physical damage only)

- Guides and Outfitters (liability only)

- Hazardous Waste Haulers (excess auto liability and auto physical damage only)

- Hazardous Waste Storage and Disposal (liability only)

- Hunting Clubs

- Kidnapping, Ransom and Extortion Insurance

- Liquor Liability (monoline)

- Medical Malpractice Liability with or without related General Liability Coverages

- Miscellaneous Errors and Omissions or Professional Liability except architects and engineers, medical malpractice, lawyers, personnel agencies, travel agents, real estate brokers and insurance agents and brokers

- Nightclubs

- Nursing Home Liability with or without other Affiliated Elder Care Services

- Paint and Coating Manufacturers—Liability

- Pest Control (Exterminators) Liability

- Pollution Liability and/or Environmental Impairment Coverage

- Products Liability (monoline) for the Manufacturing of:

- Aircraft and Component Parts
- Automotive and Component Parts
- Farm and Industrial Equipment
- Firearms

- Medical Equipment

- Petrochemicals

- Pharmaceuticals

- Products Recall (monoline) for the Manufacturing of:

- Aircraft and Component Parts
- Automotive and Component Parts
- Farm and Industrial Equipment
- Firearms

- Medical Equipment

- Petrochemicals

- Pharmaceuticals

- Railroad, including Consultants, Contractors and Suppliers

- Real-Estate Environmental Impairment Coverage

- Security/Detective/Patrol Agencies

- Tattoo Parlors

Taxicab Liability  
Title Insurance Agents Errors and Omissions  
Vacant Properties

This list becomes effective on the date of its publication in the *Pennsylvania Bulletin* and supersedes the list published at 43 Pa.B. 2404 (April 27, 2013) and shall remain in effect until superseded by a subsequent list as published in the *Pennsylvania Bulletin*.

Questions regarding the Export List may be directed to Cressinda E. Bybee, Office of Corporate and Financial Regulation, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 783-2144, fax (717) 787-8557, cbybee@pa.gov.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 14-901. Filed for public inspection April 25, 2014, 9:00 a.m.]

### The State Life Insurance Company; Proposed Rate Increase for Several LTC Forms

The State Life Insurance Company is requesting approval to increase the premium 17% on 266 policyholders with the following individual LTC forms: S-6000-P-PA, S-6001-P-PA, S-6002-P-PA and S-6003-P-PA.

Unless formal administrative action is taken prior to July 10, 2014, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). 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 and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 14-902. Filed for public inspection April 25, 2014, 9:00 a.m.]

## MILK MARKETING BOARD

### Hearing and Presubmission Schedule; All Milk Marketing Areas; Small Delivery Cost

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on June 11, 2014, at 9:30 a.m. in Room 309, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the small delivery cost and incorporation of the small delivery cost into the minimum wholesale price build up.

The staff of the Board is deemed to be a party to this hearing and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 3 p.m. on May 2, 2014, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 3 p.m. on May 2, 2014, notification of their desire to be included as a party. Parties shall indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to [deberly@state.pa.us](mailto:deberly@state.pa.us).

The parties shall observe the following requirements for advance filing of witness information and exhibits. The Board may exclude witnesses or exhibits of a party that fails to comply with these requirements. In addition, the parties shall have available in the hearing room at least 20 additional copies made available for the use of nonparties attending the hearing. Parties and witnesses attending the hearing shall provide their own copies of presubmitted testimony and exhibits.

1. By 3 p.m. on May 9, 2014, the petitioner shall file with the Board, in person or by mail, one original and five copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the petitioner, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a written report or written testimony explaining the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 3 p.m. on May 23, 2014, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 3 p.m. on May 30, 2014, parties shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 12 p.m. on May 27, 2014.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

TIM MOYER,  
*Secretary*

[Pa.B. Doc. No. 14-903. Filed for public inspection April 25, 2014, 9:00 a.m.]



# PENNSYLVANIA PUBLIC UTILITY COMMISSION

## Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by May 12, 2014. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

### Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

**A-2014-2409586. Saucon Valley Car Service, LLC, t/a Saucon Valley Car Service** (3689 Fire Lane, Bethlehem, PA 18036) 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 Lehigh and Northampton Counties.

**A-2014-2411444. Lakisha Murphy** (1432 Robbins Street, Philadelphia, PA 19149) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service from points in the City and County of Philadelphia to all county, State and Federal correctional facilities located in Pennsylvania, and return.

**A-2014-2416127. Rasier-PA, LLC** (182 Howard Street #8, San Francisco, CA 94105)—a limited liability company of the State of Delaware—for the right to begin to transport, by motor vehicle, persons in the experimental service of shared-ride network for passenger trips between points in Allegheny County. (*Attorney:* Karen O Moury, 409 North Second Street, Suite 500, Harrisburg, PA 17101-1357.)

### Applications 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 each application.*

**A-2014-2409616. Saucon Valley Car Service, LLC, t/a Saucon Valley Car Service** (3689 Fire Lane, Bethlehem, PA 18036) for the additional right to begin to transport as a common carrier, by motor vehicle, persons in airport transfer service from points in Lehigh County to the Lehigh Valley International Airport.

**A-2014-2409631. Saucon Valley Car Service, LLC, t/a Saucon Valley Car Service** (3689 Fire Lane, Bethlehem, PA 18036) for the additional right to begin to transport as a common carrier, by motor vehicle, persons in limousine service from points in the Counties of Lehigh and Northampton to points in Pennsylvania and return.

Application of the following for approval to *begin operating as contract carriers for transportation of persons as described under the application.*

**A-2014-2408145. Corrected Corporate Enterprise Solutions, LLC** (2412 North Douglas Street, Philadelphia, PA 19132) for the right to begin to transport, as a contract carrier, by motor vehicle, persons for Broad Wellness Chiropractic Center between points in the County of Philadelphia.

### 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-2014-2405387. Laurin Fegley** (1524 Linden Street, Allentown, Lehigh County, PA 18102) for the discontinuance of service and cancellation of his certificate, as a common carrier, by motor vehicle, at A-00121178, authorizing the transportation of persons in limousine service, from points in the Counties of Lehigh, Bucks, Berks, Montgomery, Monroe, Carbon and Northampton, to points in Pennsylvania, and return.

**A-2014-2411389. Q Limousine, LLC** (432 Spruce Street, West Reading, Berks County, PA 19611) for the discontinuance of service and cancellation of his certificate, as a common carrier, by motor vehicle, at A-00123021, authorizing the transportation of persons in limousine service, between points in Berks County, to points in Pennsylvania, and return, excluding service under the jurisdiction of the Philadelphia Parking Authority.

**A-2014-2411394. Robert E. Rankin, t/a Robert E. Rankin Transportation Services** (9779 State Route 210 North, Smicksburg, Indiana County, PA 16256) for the discontinuance of service and cancellation of its certificate, as a common carrier, by motor vehicle, authorizing the transportation of persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Counties of Jefferson, Armstrong and Indiana, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-904. Filed for public inspection April 25, 2014, 9:00 a.m.]

## Telecommunications

**A-2014-2415724. Bentleyville Telephone Company, Sprint Spectrum, LP, Nextel Communications of the Mid-Atlantic, Inc., Nextel of New York, Inc., Nextel West Corp and NPCR, Inc. (Nextel).** Joint petition of Bentleyville Telephone Company, Sprint Spectrum, LP, Nextel Communications of the Mid-Atlantic, Inc., Nextel of New York, Inc., Nextel West Corp and NPCR, Inc. (Nextel) for approval of amendment No. 1 to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Bentleyville Telephone Company, Sprint Spectrum, LP, Nextel Communications of the Mid-Atlantic, Inc., Nextel of New York, Inc., Nextel West Corp and NPCR, Inc.



(Nextel) filed on April 10, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 1 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. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address. Copies of Bentleyville Telephone Company, Sprint Spectrum, LP, Nextel Communications of the Mid-Atlantic, Inc., Nextel of New York, Inc., Nextel West Corp and NPCR, Inc. (Nextel) 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. 14-905. Filed for public inspection April 25, 2014, 9:00 a.m.]

### Transfer of Control

**A-2014-2416501 and A-2014-2416502. Time Warner Cable, Inc., Time Warner Cable Information Services (Pennsylvania), LLC, Time Warner Cable Business, LLC and Comcast Corporation.** Joint application of Time Warner Cable, Inc., Time Warner Cable Information Services (Pennsylvania), LLC, Time Warner Cable Business, LLC and Comcast Corporation for approval of the transfer of control of Time Warner Cable Information Services (Pennsylvania), LLC and Time Warner Cable Business, LLC to Comcast Corporation.

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 May 12, 2014. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address.

## STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

### Documentary Preparation Fee

In accordance with section 27.1 of the Board of Vehicles Act (act) (63 P.S. § 818.27a), the State Board of Vehicle Manufacturers, Dealers and Salespersons (Board) provides notice that a dealer may not charge the purchaser of a vehicle a documentary preparation fee under section 27.1(c) and (d) of the act that exceeds the limits set forth as follows. Persons may review this table at the Board's web site at [http://www.dos.state.pa.us/portal/server.pt/community/state\\_board\\_of\\_vehicle\\_manufacturers%2C\\_dealers\\_and\\_salespersons/12526](http://www.dos.state.pa.us/portal/server.pt/community/state_board_of_vehicle_manufacturers%2C_dealers_and_salespersons/12526).

Type	Citation	Calendar Year 2012	Calendar Year 2013	Calendar Year 2014
Electronic	63 P.S. § 818.27a(c)(1)	\$108	\$110	\$112

*Applicants:* Time Warner Cable Information Services (Pennsylvania), LLC, Time Warner Cable Business, LLC

*Through and By Counsel:* Michelle M. Skjoldal, Esquire, Pepper Hamilton, LLP, 100 Market Street, Suite 200, P. O. Box 1181, Harrisburg, PA 17108-1181

Deanne M. O'Dell, Esquire, Eckert Seamans Cherin & Mellott, LLC, 213 Market Street, 8th Floor, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-906. Filed for public inspection April 25, 2014, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant at Docket A-14-02-03. The company has applied to transfer the rights held by Pars Transport, Inc. (CPC No. 1000057-01, Medallion P-0513) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Paramjit Trans, Inc.**, 2301 Church Street, Philadelphia, PA 19124 registered with the Commonwealth on October 7, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by May 12, 2014. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 14-907. Filed for public inspection April 25, 2014, 9:00 a.m.]

<i>Type</i>	<i>Citation</i>	<i>Calendar Year 2012</i>	<i>Calendar Year 2013</i>	<i>Calendar Year 2014</i>
Nonelectronic	63 P. S. § 818.27a(c)(2)	\$129	\$131	\$133

FRANK M. SNYDER, II,  
*Chairperson*

[Pa.B. Doc. No. 14-908. Filed for public inspection April 25, 2014, 9:00 a.m.]

## STATE CONSERVATION COMMISSION

### Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg,

PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

### Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/ Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended, or Existing</i>	<i>Action Taken</i>
Dale Weaver 4370 Heister Valley Road Richfield, PA 17086	Snyder County/ West Perry Township	195.73	Broilers	New	Approved
Keister Family Farms, Inc. Nolan and Todd Keister 105 Keister Farm Lane Middleburg, PA 17842	Snyder County/ Franklin Township	431.51	Turkeys	New	Approved
Gerald High 150 Plaining Mill Road Richfield, PA 17086	Snyder County/ West Perry Township	80	Layers	New	Approved
Lloyd Sauder 2934 Buckwheat Valley Road Mt. Pleasant Mills, PA 17853	Snyder County/ West Perry Township	98.45	Broilers	New	Approved
Lester Martin 2235 Red Bank Road Mifflinburg, PA 17844	Union County/ West Buffalo Township	0	Broiler	New	Approved
Carrie Miller 4401 East Back Mountain Road Belleville, PA 17004	Mifflin County/ Union Township	115.93	Layer	New	Approved
Glenn Martin 300 Weidmansville Road Ephrata, PA 17522	Lancaster County/ Clay Township	83.72	Broilers	New	Approved

GEORGE D. GREIG,  
*Chairperson*

[Pa.B. Doc. No. 14-909. Filed for public inspection April 25, 2014, 9:00 a.m.]

# STATE EMPLOYEES' RETIREMENT BOARD

## Hearing Scheduled

The following hearing has been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of claimant's request concerning the indicated account.

The hearing will be held before a hearing officer at the State Employees' Retirement System, 30 North Third Street, Fifth Floor, Harrisburg, PA 17101:

May 7, 2014            Michael T. Toole            10 a.m.  
Pension Forfeiture

Parties in each respective case may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 4 Pa. Code § 250.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

DAVID E. DURBIN,  
*Secretary*

[Pa.B. Doc. No. 14-910. Filed for public inspection April 25, 2014, 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, 2014, through January 31, 2014.

For further information contact Richard A. Cairo, General Counsel, (717) 238-0423, Ext. 1306, fax (717) 238-2436, rcairo@srbcc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

### *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(f) (relating to standards for consumptive uses of water) for the time period specified previously:

### *Approvals By Rule Issued Under 18 CFR 806.22(f):*

1. SWEPI, LP, Pad ID: Hickock 114, ABR-201401001, Canton Township, Bradford County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: January 2, 2014.

2. Cabot Oil & Gas Corporation, Pad ID: Heitsman P1, ABR-20090537.R1, Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 3.575 mgd; Approval Date: January 2, 2014.

3. Cabot Oil & Gas Corporation, Pad ID: Ratzel P1, ABR-20090539.R1, Dimock Township, Susquehanna

County, PA; Consumptive Use of Up to 3.575 mgd; Approval Date: January 2, 2014.

4. Cabot Oil & Gas Corporation, Pad ID: Gesford P1, ABR-20090547.R1, Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 3.575 mgd; Approval Date: January 2, 2014.

5. Cabot Oil & Gas Corporation, Pad ID: Rozanski P1, ABR-20090553.R1, Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 3.575 mgd; Approval Date: January 2, 2014.

6. Southwestern Energy Production Company, Pad ID: WY-01 Robinson Albert Tr Pad, ABR-201401002, Tunkhannock Township, Wyoming County, PA; Consumptive Use of Up to 4.999 mgd; Approval Date: January 3, 2014.

7. SWEPI, LP, Pad ID: Brumwell 657 revised, ABR-201401003, Richmond Township, Tioga County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: January 3, 2014.

8. WPX Energy Appalachia, LLC, Pad ID: Webster—1, ABR-20090401.R1, Franklin Township, Susquehanna County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: January 6, 2014.

9. Anadarko E&P Onshore, LLC, Pad ID: COP Tract 653 (1001H), ABR-20090414.R1, Beech Creek Township, Clinton County, PA; Consumptive Use of Up to 5.000 mgd; Approval Date: January 7, 2014.

10. Anadarko E&P Onshore, LLC, Pad ID: COP Tract 653 (1002H), ABR-20090415.R1, Beech Creek Township, Clinton County, PA; Consumptive Use of Up to 5.000 mgd; Approval Date: January 7, 2014.

11. Anadarko E&P Onshore, LLC, Pad ID: Penn State Forest Tr 289 #1, ABR-20090409.R1, Mchenry Township, Lycoming County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: January 8, 2014.

12. WPX Energy Appalachia, LLC, Pad ID: Powers Pad Site, ABR-20090511.R1, Forest Lake Township, Susquehanna County, PA; Consumptive Use of Up to 3.000 mgd; Approval Date: January 14, 2014.

13. WPX Energy Appalachia, LLC, Pad ID: Ivey Pad Site, ABR-20090608.R1, Forest Lake Township, Susquehanna County, PA; Consumptive Use of Up to 3.000 mgd; Approval Date: January 14, 2014.

14. Anadarko E&P Onshore, LLC, Pad ID: C.O.P. Tract 231 (1000), ABR-20090406.R1, Boggs Township, Centre County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: January 21, 2014.

15. Cabot Oil & Gas Corporation, Pad ID: SquierR P1, ABR-201401004, Brooklyn and New Milford Townships, Susquehanna County, PA; Consumptive Use of Up to 4.250 mgd; Approval Date: January 24, 2014.

16. Southwestern Energy Production Company, Pad ID: WY 03 DK LUMBER PAD, ABR-201401005, Tunkhannock Township, Wyoming County, PA; Consumptive Use of Up to 4.999 mgd; Approval Date: January 24, 2014.

17. Chief Oil & Gas, LLC, Pad ID: Rogers Drilling Pad, ABR-201401006, Lenox Township, Susquehanna County, PA; Consumptive Use of Up to 2.500 mgd; Approval Date: January 24, 2014.

18. Southwestern Energy Production Company, Pad ID: NR-15-HUGHES-PAD, ABR-201401007, Great Bend Township, Susquehanna County, PA; Consumptive Use of Up to 4.999 mgd; Approval Date: January 29, 2014.

19. Chesapeake Appalachia, LLC, Pad ID: Dingo, ABR-201401008, Cherry Township, Sullivan County, PA; Consumptive Use of Up to 7.50 mgd; Approval Date: January 29, 2014.

20. Southwestern Energy Production Company, Pad ID: WY 04 DIMMING PAD, ABR-201401009, Forkston Township, Wyoming County, PA; Consumptive Use of Up to 4.999 mgd; Approval Date: January 29, 2014.

21. Southwestern Energy Production Company, Pad ID: NR-18-OAK RIDGE-PAD, ABR-201401010, Great Bend Township, Susquehanna County, PA; Consumptive Use of Up to 4.999 mgd; Approval Date: January 29, 2014.

22. Talisman Energy USA, Pad ID: Klein R, ABR-20090810.R1, Armenia Township, Bradford County, PA; Consumptive Use of Up to 3.000 mgd; Approval Date: January 29, 2014.

23. Talisman Energy USA, Pad ID: DCNR 587 Pad #2, ABR-20090811.R1, Ward Township, Tioga County, PA; Consumptive Use of Up to 3.000 mgd; Approval Date: January 29, 2014.

24. Talisman Energy USA, Pad ID: DCNR 587 Pad #4, ABR-20090812.R1, Ward Township, Tioga County, PA; Consumptive Use of Up to 3.000 mgd; Approval Date: January 29, 2014.

*Authority:* Pub. L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808.

*Dated:* April 9, 2014.

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 14-911. Filed for public inspection April 25, 2014, 9:00 a.m.]