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# PENNSYLVANIA BULLETIN

Volume 46

Number 19

Saturday, May 7, 2016 • Harrisburg, PA

Pages 2261—2396

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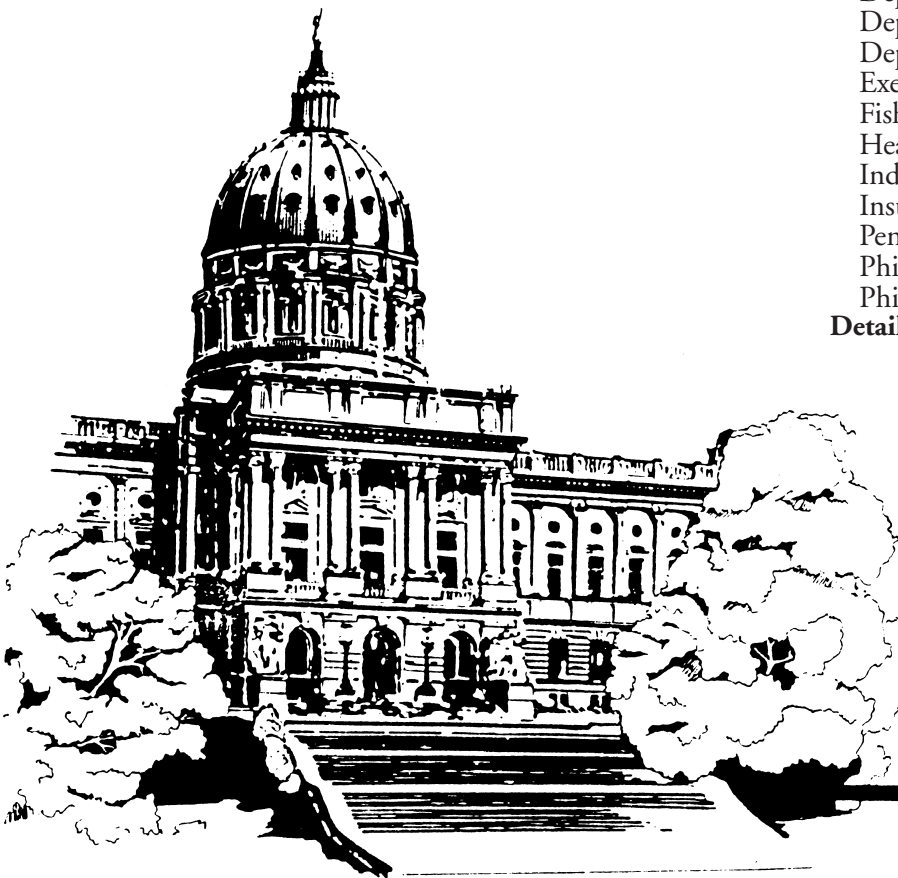
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**Latest Pennsylvania Code Reporter  
(Master Transmittal Sheet):**

**No. 498, May 2016**

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# READER'S GUIDE TO THE *PENNSYLVANIA BULLETIN* AND THE *PENNSYLVANIA CODE*

## *Pennsylvania Bulletin*

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

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

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

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Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances when the agency may omit the proposal step; it still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania Bulletin* before it can take effect. If the agency

wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, it must repropose.

### **Citation to the *Pennsylvania Bulletin***

Cite material in the *Pennsylvania Bulletin* by volume number, a page number and date. Example: Volume 1, *Pennsylvania Bulletin*, page 801, January 9, 1971 (short form: 1 Pa.B. 801 (January 9, 1971)).

### ***Pennsylvania Code***

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa. Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

### **How to Find Documents**

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at [www.pacode.com](http://www.pacode.com).

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

A chronological table of the history of *Pennsylvania Code* sections may be found at [www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde\\_index.cfm](http://www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm).

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

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

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

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

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## List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2016.

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**234 Pa. Code (Rules of Criminal Procedure)**  
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# THE GOVERNOR

## Title 4—ADMINISTRATION

### PART I. GOVERNOR'S OFFICE

[ 4 PA. CODE CH. 7a ]

[ EXECUTIVE ORDER NO. 2016-06 ]

### Enterprise Information Technology Governance

April 18, 2016

*Whereas*, Commonwealth agencies under the Governor's jurisdiction (the "Enterprise") invest significant financial resources in obtaining, creating, securing, and supporting the Commonwealth's information technology ("IT") infrastructure and information systems; and

*Whereas*, it is essential that the Commonwealth utilize a central IT organization to govern, evaluate, coordinate and improve Enterprise and agency IT planning, research, security, policy, IT procurement, governance, project prioritization, investment, and effectiveness; and

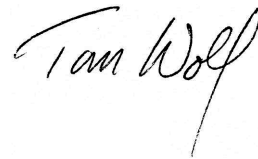
*Whereas*, The Administrative Code of 1929 requires administrative departments and the several independent and departmental administrative boards and commissions to coordinate their work and activities with other departments, boards, and commissions; and

*Whereas*, IT investments and development efforts should be prioritized and coordinated across Enterprise agencies to maximize efficiency and cost effectiveness, by enhancing information sharing and system compatibility through standardization, reducing expenditures for research and development, and enabling volume hardware, software and service purchases; and

*Whereas*, on July 1, 2011, the Department of General Services formally delegated IT procurement responsibilities and duties to the Governor's Office of Administration ("OA") in accordance with Section 321(1) of the Commonwealth Procurement Code (62 Pa.C.S. § 321(1)); and

*Whereas*, OA has confirmed that an integrated IT strategy will improve organizational and operational efficiency, streamline data collection and data sharing, and enhance the security posture of the Commonwealth.

*Now, Therefore*, I, Tom Wolf, 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 do hereby establish an Enterprise IT governance structure within OA, and order and direct as follows.



Governor

**Fiscal Note:** GOV-16-06. No fiscal impact; (8) recommends adoption.

#### Annex A

#### TITLE 4. ADMINISTRATION

#### PART I. GOVERNOR'S OFFICE

#### CHAPTER 7a. ADDITIONAL MISCELLANEOUS PROVISIONS

#### Subchapter F. (Reserved)

§§ 7a.71—7a.75. (Reserved).

**Subchapter M. ENTERPRISE INFORMATION TECHNOLOGY  
GOVERNANCE**

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7a.142.	Responsibilities.
7a.143.	Agency Chief Information Officer reporting and performance.
7a.144.	Implementation.
7a.145.	Effective date.
7a.146.	Termination date.
7a.147.	Rescission.

**§ 7a.141. Powers and duties.**

(a) The Governor's Office of Administration, Office for Information Technology (OA/OIT) led by the Commonwealth Chief Information Officer has overall responsibility for the management and operation of information technology (IT) services for executive agencies under the Governor's jurisdiction, including, but not limited to:

- (1) Developing and recommending to the Secretary of Administration priorities and strategic plans.
- (2) Consolidating infrastructure and support services.
- (3) Directing IT investments, procurement and policy.
- (4) Working to ensure that agencies comply with direction from OA/OIT regarding the provisions in this subsection.

(b) OA/OIT shall make recommendations to the Secretary of Administration regarding major changes to staffing and Commonwealth agencies under the Governor's jurisdiction (Enterprise) IT operational matters, and otherwise has the authority to make Enterprise decisions regarding restructuring and operational matters regarding consolidation, delivery of shared services, monitoring of project performance and other responsibilities within the scope of this subchapter.

**§ 7a.142. Responsibilities.**

The Governor's Office of Administration, Office for Information Technology (OA/OIT) shall be responsible for the following:

- (1) *Governance and strategic planning.* OA/OIT shall:
  - (i) Develop annual information technology (IT) strategic plans for Commonwealth agencies under the Governor's jurisdiction (Enterprise) that include IT priorities, coordination and monitoring of resource use and expenditures, performance review measures, and procurement and other governance and planning measures.
  - (ii) Review and approve individual agency IT strategic plans.
  - (iii) Consult with the Governor's Office of the Budget on budgetary matters regarding IT planning and procurement.
  - (iv) Create an advisory structure, which may include agency Chief Information Officers, to advise OA/OIT regarding overall technology governance.
- (2) *Portfolio and project management, business process review.* OA/OIT shall:
  - (i) Establish and maintain an IT portfolio management process for overall monitoring of IT program objectives, alignment with Enterprise IT priorities, budgets and expenditures.
  - (ii) Identify common IT business functions within agencies, make recommendations for consolidation, integration and investment, and facilitate the use of common technology, as appropriate.
  - (iii) Expand Enterprise and agency use of project management methodologies and principles on IT projects, including measures to review project delivery and quality.
  - (iv) Ensure agency compliance with required business process reviews for agency or Enterprise IT projects.

(3) *IT procurement and contract management.* OA/OIT shall:

- (i) Maintain a central procurement organization within OA/OIT.
- (ii) Procure or supervise the procurement of all IT hardware, software and services for the Enterprise and the agencies.
- (iii) Oversee Enterprise IT contract issues, monitoring and compliance.
- (iv) Serve as a liaison between agencies and contracted IT vendors.
- (v) Align the appropriate technology and procurement methods with the OA/OIT service strategy.

(4) *IT enterprise architecture, standards and policy.* OA/OIT shall:

- (i) Establish an Enterprise IT architecture framework that governs IT investments. The IT architecture framework should include:
  - (A) The development of standards, policies, processes and strategic technology roadmaps.
  - (B) The performance of technical reviews and capability assessments of services, technologies and agency systems.
  - (C) The evaluation of requests for IT policy exceptions.
- (ii) Develop and implement Enterprise-wide efforts to standardize data elements and determine data ownership assignments.
- (iii) Develop and maintain a comprehensive Enterprise IT inventory.
- (iv) Monitor agencies' compliance with IT policy and standards through an architectural review process.

(5) *IT Security Management.* OA/OIT shall:

- (i) Maintain and strengthen the Commonwealth's cyber security posture through security governance.
- (ii) Develop Enterprise security solutions, services and programs to protect data and infrastructure.
- (iii) Identify and remediate security risks, and maintain citizen trust in securing their personal information.
- (iv) Implement Enterprise programs, processes and solutions to maintain cyber security situational awareness, and effectively respond to cyber security attacks and IT security incidents.
- (v) Foster an Enterprise culture of situational and risk awareness.
- (vi) Conduct evaluations and compliance audits of Enterprise and agency security infrastructure.

(6) *IT consolidation and shared services.* OA/OIT shall:

- (i) Recommend and conduct the consolidation of agency IT services including infrastructure, personnel, investments, operations and support services.
- (ii) Establish and facilitate a process for the identification, evaluation and optimization of IT shared services.
- (iii) Establish, maintain and communicate service level agreements for shared services.

(7) *Telecommunications governance.* OA/OIT shall:

- (i) Establish a process for the development and implementation of Enterprise telecommunications policy, services and infrastructure, and for reviewing and authorizing agency requests for enhanced services.
- (ii) Identify opportunities for convergence and for leveraging existing assets to reduce or eliminate duplicative telecommunication networks.

(8) *IT service management.* OA/OIT shall:

- (i) Establish and maintain an IT service management process library within OA/OIT to govern the services provided to agencies.

(ii) Establish a formal governance body to evaluate the introduction of new IT services as well as retiring of existing IT services.

(iii) Establish metrics to monitor the health of the services OA/OIT provides to customer agencies and make appropriate corrections as necessary.

**§ 7a.143. Agency Chief Information Officer reporting and performance.**

(a) Each executive agency Chief Information Officer (CIO) shall have a direct reporting relationship to the Commonwealth Chief Information Officer (Commonwealth CIO).

(b) The Commonwealth CIO is responsible for final approval of all agency information technology senior management appointments.

(c) The performance reviews of all agency CIOs shall be conducted by the Commonwealth CIO in consultation with the head of each CIO's agency. The Commonwealth CIO will establish a framework that identifies performance objectives for agency CIOs that includes metrics which measure alignment with the Governor's Office of Administration, Office for Information Technology policies, priorities, service management processes, investments and agency service portfolio health.

**§ 7a.144. Implementation.**

All Commonwealth agencies under the Governor's jurisdiction shall take all steps necessary to implement this subchapter. Independent agencies are also strongly encouraged to implement this subchapter.

**§ 7a.145. Effective date.**

This subchapter takes effect immediately.

**§ 7a.146. Termination date.**

This subchapter remains in effect unless revised or rescinded by the Governor.

**§ 7a.147. Rescission.**

Effective immediately, Executive Order 2011-05, Enterprise Information Technology Governance, is rescinded.

[Pa.B. Doc. No. 16-777. Filed for public inspection May 6, 2016, 9:00 a.m.]

**PART I. GOVERNOR'S OFFICE**

**[ 4 PA. CODE CH. 7a ]**

**[ EXECUTIVE ORDER NO. 2016-07 ]**

**Open Data, Data Development and Data Governance**

April 18, 2016

*Whereas*, Commonwealth agencies under the Governor's jurisdiction (the "Enterprise") obtain, create, and store significant amounts of data; and

*Whereas*, these public stores of data have many potential public and private uses, including use as "open data" (i.e. publicly available data structured in a way that enables the data to be fully available and usable by end users); and

*Whereas*, data development and investment efforts should be prioritized and coordinated across the Enterprise to maximize efficiency and cost effectiveness, enhance information sharing and technology compatibility through standardization, and reduce expenditures for research and development; and

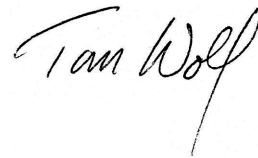
*Whereas*, private enterprises obtaining, creating and storing data have similar needs for efficiency and standardization, and can both benefit from and assist in these efforts; and

*Whereas*, it is essential that the Commonwealth utilize a central organization to govern, evaluate, coordinate, and improve Enterprise data development, open data planning and cooperation, research, project prioritization, investment, and effectiveness; and

*Whereas*, The Administrative Code of 1929 (Act 1929-175, P.L. 177, as amended), at Sections 501 and 502 (71 P.S. §§ 181, 182), requires administrative departments and several independent and departmental administrative boards to coordinate their work and activities with other departments, boards, and commissions; and

*Whereas*, the confidentiality, security and privacy requirements associated with Commonwealth data and facilities must remain a priority in all open data, data governance and data development efforts;

*Now, Therefore*, I, Tom Wolf, 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, do hereby order and direct the Governor's Office of Administration (OA) as follows:



Governor

**Fiscal Note:** GOV-16-07. No fiscal impact; (8) recommends adoption.

#### Annex A

### TITLE 4. ADMINISTRATION

#### PART I. GOVERNOR'S OFFICE

#### CHAPTER 7a. ADDITIONAL MISCELLANEOUS PROVISIONS

#### Subchapter N. OPEN DATA, DATA DEVELOPMENT AND DATA GOVERNANCE

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7a.151.	Powers and duties.
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7a.153.	Executive agencies.
7a.154.	Independent agencies, State-affiliated entities and State-related entities.
7a.155.	Effective date.
7a.156.	Termination date.

#### § 7a.151. Powers and duties.

(a) The Governor's Office of Administration (OA) shall develop data priorities, strategic plans, direct data investments, procurements and policy for Commonwealth agencies under the Governor's jurisdiction (Enterprise). The Enterprise shall comply with direction from OA regarding the matters which are the subject of this subchapter. OA shall make decisions on behalf of the Enterprise regarding operational matters regarding open data, data governance, data development, data analytics, data sharing and other responsibilities within the scope of this subchapter.

(b) OA shall develop and facilitate the approach of the Enterprise to engagement with private and other public stakeholders on the matters which are the subject of this subchapter.

#### § 7a.152. Responsibilities.

The Governor's Office of Administration (OA) shall be responsible for the following:

(1) Facilitating and chairing an advisory committee (which should include, among others, agency Chief Information Officers, Information Secu-

rity Officers and attorneys with expertise in data privacy requirements) to advise OA, Office for Information Technology regarding overall data governance.

(2) Establishing information technology data management and development policies frameworks for Commonwealth agencies under the Governor's jurisdiction (Enterprise) that include policies, processes and standards that adhere to commonly-accepted principles for, among other things, data governance and data development, and the quality, sourcing, use, accessibility, content, ownership and licensing of open data.

(3) Creating and maintaining a comprehensive Enterprise Open Data Portal for Enterprise and public accessibility.

(4) Providing guidance to the Enterprise regarding the procurement of supplies and services related to the subject matter of this subchapter.

(5) Facilitating communication with the public both by publishing Enterprise open data plans and policies, and by soliciting or allowing, or both, for public input on the subject matter of this subchapter.

(6) Ensuring the internal examination of Commonwealth data sets for business, confidentiality, privacy and security issues, and the reasonable mitigation of those issues, prior to the data's release for open data purposes.

(7) Developing and facilitating the approach of the Enterprise to engagement with private and other public stakeholders, including, but not limited to, arranging for and expediting data-sharing agreements, and encouraging and facilitating cooperation and substantive and administrative efficiencies.

(8) Developing and facilitating the approach of the Enterprise to data sharing and data analytics, both internal and external to the Enterprise.

**§ 7a.153. Executive agencies.**

Agencies under the Governor's jurisdiction shall provide assistance to and cooperate with the Governor's Office of Administration (OA) as requested by OA in the pursuit of the matters which are the subject of this subchapter.

**§ 7a.154. Independent agencies, State-affiliated entities and State-related entities.**

Independent agencies, State-affiliated entities and State-related agencies are strongly encouraged to implement this subchapter.

**§ 7a.155. Effective date.**

This subchapter takes effect immediately.

**§ 7a.156. Termination date.**

This subchapter remains in effect unless revised or rescinded by the Governor.

[Pa.B. Doc. No. 16-778. Filed for public inspection May 6, 2016, 9:00 a.m.]

# THE COURTS

## Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

### PART V. PROFESSIONAL ETHICS AND CONDUCT [ 204 PA. CODE CH. 81 ]

#### Proposed Amendments to the Rules of Professional Conduct Relating to Scope of Representation and Allocation of Authority between Client and Lawyer

Notice is hereby given that The Disciplinary Board of the Supreme Court of Pennsylvania is considering recommending to the Pennsylvania Supreme Court that it adopt amendments to Pennsylvania Rule of Professional Conduct (PA RPC) 1.2 relating to scope of representation and allocation of authority between client and lawyer that were approved by the Pennsylvania Bar Association (PBA) in November 2015, and amend PA RPC 1.2, as set forth in Annex A.

The proposed changes to PA RPC 1.2 include the addition of language to paragraph (d) and the creation of new paragraph (e).

The genesis and development of the proposed amendments arose out of numerous inquiries received by the PBA's Legal Ethics and Professional Responsibility Committee and the Philadelphia Bar Association's Professional Guidance Committee from Pennsylvania lawyers asking whether it was ethically permissible to provide legal advice and assistance to clients engaged in the marijuana industry. The impetus behind the inquiries was the changing marijuana laws in the United States precipitating a growing need for legal assistance in this area. To date, over twenty states and the District of Columbia have enacted laws relating to marijuana. Pennsylvania enacted the Medical Marijuana Act on April 17, 2016.

Notwithstanding the trend toward some form of legalization of marijuana in this and other states, marijuana remains illegal under federal law. The Controlled Substances Act, 21 U.S.C. § 811 et. seq. provides that marijuana is a "Schedule I" drug thereby making it unlawful to "manufacture, distribute, dispense, or possess a controlled substance." The conflict between federal law and state legislation legalizing the use of marijuana creates an ethical dilemma for Pennsylvania lawyers because current PA RPC 1.2(d) states that "A lawyer shall not counsel a client to engage, or assist a client, in conduct that the lawyer knows is criminal or fraudulent..." Pursuant to the current Rule, a Pennsylvania lawyer arguably is prohibited from assisting a client in various activities such as drafting or negotiating contracts that may relate, directly or indirectly, to the purchase, distribution or sale of marijuana even though such activities may be legal under state law.

An analysis of the Rules of Professional Conduct in other jurisdictions that have enacted laws relating to the legal use of marijuana demonstrates that these jurisdictions have varying ways of addressing this issue.<sup>1</sup> In Colorado and Washington, where medicinal and recre-

ational use of marijuana is legal, a new Comment was added to Rule 1.2 to permit lawyers to advise and assist clients about marijuana issues without fear of discipline. Jurisdictions such as Arizona, Connecticut and Hawaii have amended Rule 1.2 to permit lawyers to ethically counsel or assist clients in matters that are permissible under their respective state laws. It is apparent that once a jurisdiction makes the policy decision to authorize some form of marijuana-related activity, those who choose to engage in such activity are better served if the legal profession is able to advise clients engaged in such activities without fear of professional discipline.

The purpose of the proposed amendments to PA RPC 1.2 is to reconcile the ethical concerns raised by inconsistent state and federal laws. The proposed amendments will provide guidance to Pennsylvania lawyers and remove uncertainty surrounding the duties of practitioners representing clients having some business relationship with the marijuana industry.

New language added to paragraph 1.2(d) provides for an exception found in new paragraph (e). Proposed new paragraph (e) permits a lawyer to counsel or assist a client regarding conduct expressly permitted by the law of the state where it takes place or has its predominant effect, provided that the lawyer counsels the client about the legal consequences, under other applicable law, of the client's proposed course of conduct.

Interested persons are invited to submit written comments by mail or facsimile regarding the proposed amendments to the Office of the Secretary, The Disciplinary Board of the Supreme Court of Pennsylvania, 601 Commonwealth Avenue, Suite 5600, PO Box 62625, Harrisburg, PA 17106-2625, Facsimile number (717-231-3382), Email address [Dboard.comments@pacourts.us](mailto:Dboard.comments@pacourts.us) on or before June 3, 2016.

*By the Disciplinary Board of the  
Supreme Court of Pennsylvania*

ELAINE M. BIXLER,  
*Secretary*

#### Annex A

### TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

#### PART V. PROFESSIONAL ETHICS AND CONDUCT

##### Subpart A. PROFESSIONAL RESPONSIBILITY

#### CHAPTER 81. RULES OF PROFESSIONAL CONDUCT

##### Subchapter A. RULES OF PROFESSIONAL CONDUCT

#### § 81.4. Rules of Professional Conduct.

The following are the Rules of Professional Conduct:

#### CLIENT-LAWYER RELATIONSHIP

#### Rule 1.2. Scope of Representation and Allocation of Authority Between Client and Lawyer.

\* \* \* \* \*

(d) A lawyer shall not counsel a client to engage, or assist a client, in conduct that the lawyer knows is criminal or fraudulent, **except as stated in paragraph (e)**, but a lawyer may discuss the legal consequences of any proposed course of conduct with a client and may

<sup>1</sup> [http://www.americanbar.org/groups/professional\\_responsibility/policy/charts.html](http://www.americanbar.org/groups/professional_responsibility/policy/charts.html)

counsel or assist a client to make a good faith effort to determine the validity, scope, meaning or application of the law.

(e) A lawyer may counsel or assist a client regarding conduct expressly permitted by the law of the state where it takes place or has its predominant effect, provided that the lawyer counsels the client about the legal consequences, under other applicable law, of the client's proposed course of conduct.

**Comment:**

\* \* \* \* \*

[Pa.B. Doc. No. 16-779. Filed for public inspection May 6, 2016, 9:00 a.m.]

## Title 231—RULES OF CIVIL PROCEDURE

### PART I. GENERAL

#### [ 231 PA. CODE CH. 1910 ]

#### Proposed Amendments of Pa.R.C.P. Nos. 1910.16-1, 1910.16-2, 1910.16-3, 1910.16-3.1, 1910.16-4, 1910.16-6 and 1910.16-7

The Domestic Relations Procedural Rules Committee (Committee) is planning to propose to the Supreme Court of Pennsylvania amendments of Pa.R.C.P. Nos. 1910.16-1, 1910.16-2, 1910.16-3, 1910.16-3.1, 1910.16-4, 1910.16-6, and 1910.16-7, for the reasons set forth in the accompanying publication report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

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

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

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

Bruce J. Ferguson, Counsel  
Domestic Relations Procedural Rules Committee  
Supreme Court of Pennsylvania  
Pennsylvania Judicial Center  
PO Box 62635  
Harrisburg, PA 17106-2635  
Fax: 717-231-9531  
domesticrules@pacourts.us

All communications in reference to the proposal should be received by August 12, 2016. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

*By the Domestic Relations  
Procedural Rules Committee*

DAVID J. SLESNICK, Esq.,  
*Chair*

### Annex A

## TITLE 231. RULES OF CIVIL PROCEDURE

### PART I. GENERAL

#### CHAPTER 1910. ACTIONS FOR SUPPORT

##### Rule 1910.16-1. Amount of Support. Support Guidelines.

(a) *Applicability of the Support Guidelines.*

(1) Except as [ **set forth** ] **provided** in subdivision (2) [ **below** ], the support guidelines set forth the amount of support which a spouse or parent should pay on the basis of both parties' net monthly incomes as defined in [ **Rule** ] Pa.R.C.P. No. 1910.16-2 and the number of persons being supported.

(2) In actions in which the plaintiff is a public body or private agency pursuant to [ **Rule** ] Pa.R.C.P. No. 1910.3, the amount of the order shall be calculated under the guidelines based upon each obligor's net monthly income as defined in [ **Rule** ] Pa.R.C.P. No. 1910.16-2, with the public or private entity's income as zero. In such cases, each parent shall be treated as a separate obligor and a parent's obligation will be based upon his or her own monthly net income without regard to the income of the other parent.

(i) The amount of basic child support owed to other children not in placement shall be deducted from each parent's net income before calculating support for the child or children in placement, including the amount of direct support the guidelines assume will be provided by the custodial parent.

*Example 1.* Mother and Father have three children and do not live in the same household. Mother has primary custody of two children and net income of \$2,000 per month. Father's net monthly income is \$3,000. The parties' third child is in foster care placement. Pursuant to the schedule at [ **Rule** ] Pa.R.C.P. No. 1910.16-3, the basic child support amount for the two children with Mother is [ **\$1,369** ] **\$1,415**. As Father's income is 60% of the parties' combined monthly net income, his basic support obligation to Mother is [ **\$821** ] **\$849** per month. The guidelines assume that Mother will provide [ **\$548** ] **\$566** per month in direct expenditures to the two children in her home. The agency/obligee brings an action against each parent for the support of the child in placement. Father/obligor's income will be [ **\$2,179** ] **\$2,151** for purposes of this calculation (\$3,000 [ **net less \$821** ] **less \$849** in support for the children with Mother). Because the agency/obligee's income is zero, Father's support for the child in placement will be 100% of the schedule amount of basic support for one child at the [ **\$2,179** ] **\$2,151** income level, or [ **\$520** ] **\$509** per month. Mother/obligor's income will be [ **\$1,452** ] **\$1,434** for purposes of this calculation (\$2,000 [ **net less \$548** ] **less \$566** in direct support to the children in her custody). Her support obligation will be 100% of the schedule amount for one child at that income level, or \$348 per month.

*Example 2.* Mother and Father have two children in placement. Father owes child support of \$500 per month for two children of a former marriage. At the same income levels as above, Father's income for determining his obligation to the children in placement would be \$2,500 (\$3,000 less \$500 support for two children of prior marriage). His obligation to the agency would be [ **\$848** ] **\$849** per month (100% of the schedule amount for two



children at the \$2,500 per month income level). Mother's income would not be diminished as she owes no other child support. She would owe [ \$685 ] \$686 for the children in placement (100% of the schedule amount for two children at the \$2,000 income level).

(ii) If the parents reside in the same household, their respective obligations to the children who remain in the household and are not in placement shall be calculated according to the guidelines, with the parent having the higher income as the obligor, and that amount shall be deducted from the parents' net monthly incomes for purposes of calculating support for the child(ren) in placement.

Example 3. Mother and Father have four children, two of whom are in placement. Mother's net monthly income is \$4,000 and Father's is \$3,000. The basic support amount for the two children in the home is [ \$1,628 ] \$1,660, according to the schedule at [ Rule ] Pa.R.C.P. No. 1910.16-3. As Mother's income is 57% of the parties' combined net monthly incomes, her share would be [ \$928 ] \$946, and Father's 43% share would be [ \$700 ] \$714. Mother's income for purposes of calculating support for the two children in placement would be [ \$3,072 ] \$3,054 (\$4,000 less [ \$928 ] \$946). She would pay 100% of the basic child support at that income level, or \$1,032, for the children in placement. Father's income would be [ \$2,300 ] \$2,286 (\$3,000 less [ \$700 ] \$714) and his obligation to the children in placement would be [ \$782 ] \$784.

\* \* \* \* \*

**Rule 1910.16-2. Support Guidelines. Calculation of Net Income.**

Generally, the amount of support to be awarded is based upon the parties' monthly net income.

\* \* \* \* \*

(b) *Treatment of Public Assistance, SSI Benefits, Social Security Payments to a Child Due to a Parent's Death, Disability or Retirement and Foster Care Payments.*

\* \* \* \* \*

(3) *Foster Care Payments.* If either party to a support action is a foster parent and/or is receiving payments from a public or private agency for the care of a child who is not his or her biological or adoptive child, those payments shall not be included in the income of the foster parent or other caretaker for purposes of calculating child support for the foster parent's or other caretaker's biological or adoptive child.

Example 1. The obligor has net monthly income of \$2,000. The obligee's net monthly income is \$1,500 and the obligee, as primary custodial parent of the parties' two children, receives \$700 per month in Social Security derivative benefits on behalf of the children as a result of the obligor's disability. Add the children's benefit to the obligee's income, which now is \$2,200 per month. At the parties' combined net monthly income of \$4,200, the amount of basic child support for two children is [ \$1,272 ] \$1,301. As the obligor's income is 48% of the parties' combined monthly net income, the obligor's preliminary share of the basic support obligation is [ \$611 ] \$624. However, because the obligor's disability created the children's Social Security derivative benefits that the obligee is receiving, the obligor's obligation is reduced by the amount of the benefit, \$700. As the support amount cannot be less than zero, the obligor's support obligation is \$0 per month. If it were the obligee's disability that

created the benefit, the obligor's support obligation would remain [ \$611 ] \$624. If the obligor were receiving the children's benefit as a result of the obligor's retirement or disability, the obligor's income would include the amount of the benefit and total \$2,700, or 64% of the parties' combined net monthly income. The obligor's share of the basic support obligation would then be [ \$814 ] \$833 and would not be reduced by the amount of the children's benefit because the obligor, not the obligee, is receiving the benefit. Therefore, the obligor's support obligation is less if the obligee is receiving the benefit created by the obligor.

Example 2. Two children live with Grandmother who receives \$800 per month in Social Security death benefits for the children as a result of their father's death. Grandmother also receives \$500 per month from a trust established by Father for the benefit of the children. Grandmother is employed and earns \$2,000 net per month. Grandmother seeks support from the children's mother, who earns \$1,500 net per month. For purposes of calculating Mother's support obligation, Grandmother's income will be \$1300, the amount she receives on behalf of the children in Social Security derivative benefits and the income from the trust. (If Mother were receiving the benefit on behalf of the children it would be added to her income such that Mother's income would be \$2,300 and Grandmother's income would be \$500.) Therefore, the obligee's and Grandmother's combined net monthly incomes total \$2,800. The basic support amount at the \$2,800 income level for two children is [ \$948 ] \$949. Subtracting from that amount the \$800 in Social Security derivative benefits Grandmother receives for the children, results in a basic support amount of [ \$148 ] \$149. As Mother's income of \$1,500 is 54% of the parties' combined income of \$2,800, her support obligation to Grandmother is \$80 per month. If Grandmother [ were ] was not receiving the children's derivative benefits or income from the trust, her income for purposes of calculating Mother's child support obligation would be zero, and Mother would pay 100% of the basic support amount because Grandmother has no [ support obligation to ] duty to support the children.

\* \* \* \* \*

(e) *Net Income Affecting Application of the Support Guidelines.*

(1) *Low Income Cases.*

(A) [ When ] If the obligor's monthly net income and corresponding number of children fall into the shaded area of the schedule set forth in [ Rule ] Pa.R.C.P. No. 1910.16-3, the basic child support obligation shall [ first ] be calculated initially by using the obligor's income only. For example, [ where ] if the obligor has monthly net income of \$1,100, the presumptive amount of support for three children is [ \$156 ] \$110 per month. This amount is determined directly from the schedule in [ Rule ] Pa.R.C.P. No. 1910.16-3. Next, calculate the obligor's child support obligation [ as in any other case, using both parties' ] by using the parties' combined monthly net incomes and the formula in Pa.R.C.P. No. 1910.16-4. The lower of the two [ calculations ] calculated amounts shall be the obligor's basic child support obligation.

Example: The parties have two children. The obligor has net monthly income of \$1,500, which falls into the shaded area of the schedule for two children. Using only

the obligor's **net** income, the amount of support for two children would be [ \$518 ] \$472. Next, calculate support using [ **both parties'** ] **the parties' combined** incomes. The obligee has net monthly income of \$2,500 so the combined net monthly income of the parties is \$4,000. The basic [ **shild** ] **child** support amount at that income level for two children is [ \$1,240 ] \$1,269. As the obligor's income is 38% of the combined net monthly income of the parties, the obligor's share of the basic support amount is [ \$471 ] \$482. As the amount of support the obligor would pay using the obligor's income alone is [ **more** ] **less** than the amount calculated using both parties' incomes, the lower amount would be awarded[ . **Thus,** ] **and** the obligor's basic child support obligation is [ \$471 ] \$472.

(B) In computing a basic spousal support or alimony *pendente lite* obligation, the presumptive amount of support shall not reduce the obligor's net income below the Self-Support Reserve of [ \$931 ] \$981 per month. For example, if the obligor earns \$1,000 per month and the obligee earns \$300 per month, the formula in Part IV of [ **Rule** ] **Pa.R.C.P. No.** 1910.16-4 would result in a

support obligation of \$280 per month. Since this amount leaves the obligor with only \$720 per month, it must be adjusted so that the obligor retains at least [ \$931 ] \$981 per month. The presumptive minimum amount of spousal support, therefore, is [ \$69 ] \$19 per month in this case.

(C) When the obligor's monthly net income is [ \$931 ] \$981 or less, the court may award support only after consideration of the parties' actual financial resources and living expenses.

\* \* \* \* \*

**Rule 1910.16-3. Support Guidelines. Basic Child Support Schedule.**

The following schedule [ **sets forth** ] **represents** the amounts spent on children [ **in** ] **of** intact families by combined **net** income and number of children. Combined **net** income is on the vertical axis of the schedule and number of children is on the horizontal axis of the schedule. This schedule is used to find the basic child support obligation. Unless otherwise provided in these rules, the obligor's share of the basic support obligation shall be computed using the formula set forth in Part I of [ **Rule** ] **Pa.R.C.P. No.** 1910.16-4.

<i>[Monthly Basic Child Support Schedule]</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
950	17	17	18	18	18	18
1000	62	63	64	64	65	66
1050	107	108	110	111	112	113
1100	152	154	156	157	159	161
1150	197	199	202	204	206	208
1200	242	245	248	250	253	256
1250	287	290	294	297	300	303
1300	313	336	340	343	347	351
1350	324	381	386	390	394	398
1400	336	427	432	436	441	446
1450	348	472	478	483	488	493
1500	360	518	524	529	535	541
1550	371	537	570	576	582	588
1600	383	554	616	622	629	636
1650	395	571	662	669	676	683
1700	406	587	690	715	723	731
1750	418	604	708	762	770	778
1800	429	620	727	808	817	826
1850	440	636	746	833	864	873
1900	452	652	765	854	911	921
1950	463	669	784	875	958	968
2000	474	685	803	897	986	1016
2050	486	701	821	918	1009	1063
2100	497	717	840	939	1032	1111
2150	509	733	859	960	1056	1147

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
2200	520	750	878	981	1079	1173
2250	531	766	897	1002	1102	1198
2300	543	782	916	1023	1125	1223
2350	554	798	934	1044	1148	1248
2400	565	815	953	1065	1171	1273
2450	577	831	973	1086	1195	1299
2500	588	848	992	1108	1219	1325
2550	600	865	1012	1130	1243	1352
2600	612	881	1032	1152	1268	1378
2650	623	898	1051	1174	1292	1404
2700	635	915	1071	1196	1316	1430
2750	646	931	1091	1218	1340	1457
2800	658	948	1110	1240	1364	1483
2850	669	965	1130	1262	1388	1509
2900	681	981	1150	1284	1412	1535
2950	692	998	1169	1306	1437	1562
3000	704	1015	1189	1328	1461	1588
3050	716	1032	1209	1350	1485	1614
3100	727	1048	1228	1372	1509	1640
3150	738	1065	1247	1393	1532	1666
3200	747	1077	1261	1408	1549	1684
3250	756	1089	1274	1423	1565	1701
3300	765	1101	1287	1438	1582	1719
3350	774	1113	1300	1453	1598	1737
3400	783	1125	1314	1468	1614	1755
3450	792	1137	1327	1482	1631	1772
3500	801	1149	1340	1497	1647	1790
3550	809	1161	1354	1512	1663	1808
3600	818	1173	1367	1527	1680	1826
3650	826	1184	1379	1540	1694	1841
3700	831	1192	1388	1551	1706	1854
3750	836	1200	1398	1562	1718	1867
3800	842	1208	1408	1572	1729	1880
3850	847	1216	1417	1583	1741	1893
3900	853	1224	1427	1594	1753	1906
3950	858	1232	1436	1604	1765	1918
4000	863	1240	1446	1615	1777	1931
4050	869	1248	1456	1626	1788	1944
4100	874	1256	1465	1637	1800	1957
4150	880	1264	1474	1647	1812	1969
4200	886	1272	1483	1657	1823	1981
4250	892	1280	1492	1667	1834	1993
4300	898	1288	1502	1677	1845	2005
4350	903	1296	1511	1687	1856	2018
4400	909	1304	1520	1697	1867	2030

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
4450	915	1312	1529	1708	1878	2042
4500	921	1320	1538	1718	1889	2054
4550	927	1328	1547	1728	1901	2066
4600	933	1336	1555	1737	1911	2078
4650	936	1340	1559	1742	1916	2083
4700	939	1344	1563	1746	1921	2088
4750	943	1348	1567	1750	1925	2093
4800	946	1352	1571	1754	1930	2098
4850	949	1356	1575	1759	1935	2103
4900	953	1360	1578	1763	1939	2108
4950	956	1364	1582	1767	1944	2113
5000	960	1369	1586	1772	1949	2118
5050	963	1373	1590	1776	1953	2123
5100	967	1378	1595	1781	1960	2130
5150	971	1384	1602	1789	1968	2139
5200	976	1390	1608	1797	1976	2148
5250	980	1396	1615	1804	1985	2157
5300	984	1402	1622	1812	1993	2167
5350	989	1408	1629	1820	2002	2176
5400	993	1414	1636	1827	2010	2185
5450	997	1420	1643	1835	2018	2194
5500	1002	1426	1650	1843	2027	2203
5550	1006	1432	1656	1850	2035	2212
5600	1011	1438	1663	1858	2044	2222
5650	1015	1444	1670	1866	2052	2231
5700	1019	1450	1677	1873	2061	2240
5750	1024	1456	1684	1881	2069	2249
5800	1028	1462	1691	1889	2077	2258
5850	1033	1469	1698	1897	2087	2268
5900	1038	1476	1706	1906	2096	2278
5950	1043	1483	1714	1914	2105	2289
6000	1048	1490	1721	1923	2115	2299
6050	1053	1497	1729	1931	2124	2309
6100	1058	1504	1736	1940	2134	2319
6150	1063	1511	1744	1948	2143	2329
6200	1069	1517	1752	1957	2152	2340
6250	1074	1524	1759	1965	2162	2350
6300	1079	1531	1767	1974	2171	2360
6350	1084	1538	1775	1982	2181	2370
6400	1089	1545	1782	1991	2190	2380
6450	1094	1552	1790	1999	2199	2391
6500	1099	1559	1798	2008	2209	2401
6550	1104	1566	1805	2017	2218	2411
6600	1109	1573	1813	2026	2228	2422
6650	1114	1580	1821	2034	2238	2433

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
6700	1119	1587	1829	2043	2248	2443
6750	1123	1593	1837	2052	2257	2454
6800	1128	1600	1845	2061	2267	2465
6850	1133	1607	1853	2070	2277	2475
6900	1138	1614	1861	2079	2287	2486
6950	1143	1621	1869	2088	2297	2497
7000	1148	1628	1877	2097	2306	2507
7050	1153	1635	1885	2106	2316	2518
7100	1158	1642	1893	2115	2326	2528
7150	1162	1649	1901	2124	2336	2539
7200	1167	1655	1909	2132	2346	2550
7250	1172	1662	1917	2141	2356	2560
7300	1177	1669	1924	2150	2365	2570
7350	1182	1676	1932	2158	2374	2580
7400	1187	1682	1939	2166	2383	2590
7450	1191	1689	1946	2174	2392	2600
7500	1196	1695	1954	2182	2401	2609
7550	1201	1702	1961	2191	2410	2619
7600	1206	1708	1968	2199	2419	2629
7650	1210	1715	1976	2207	2428	2639
7700	1215	1722	1983	2215	2437	2649
7750	1220	1728	1990	2223	2446	2658
7800	1225	1735	1998	2231	2455	2668
7850	1230	1741	2005	2240	2464	2678
7900	1234	1748	2012	2248	2473	2688
7950	1239	1754	2020	2256	2482	2697
8000	1244	1761	2027	2264	2491	2707
8050	1249	1768	2034	2272	2500	2717
8100	1254	1774	2042	2281	2509	2727
8150	1258	1781	2049	2289	2518	2737
8200	1263	1787	2056	2297	2527	2746
8250	1268	1794	2064	2306	2536	2757
8300	1273	1801	2072	2315	2546	2768
8350	1278	1808	2081	2324	2556	2779
8400	1283	1815	2089	2333	2567	2790
8450	1287	1822	2097	2343	2577	2801
8500	1292	1829	2105	2352	2587	2812
8550	1297	1836	2114	2361	2597	2823
8600	1302	1843	2122	2370	2607	2834
8650	1307	1850	2130	2379	2617	2845
8700	1312	1857	2138	2389	2628	2856
8750	1317	1864	2147	2398	2638	2867
8800	1321	1871	2155	2407	2648	2878
8850	1326	1878	2163	2416	2658	2889
8900	1331	1885	2172	2426	2668	2900

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
8950	1336	1892	2180	2435	2678	2911
9000	1341	1899	2188	2444	2688	2922
9050	1346	1906	2196	2453	2699	2933
9100	1350	1913	2205	2463	2709	2944
9150	1355	1920	2213	2472	2719	2956
9200	1360	1927	2220	2480	2728	2966
9250	1362	1930	2224	2485	2733	2971
9300	1365	1934	2228	2489	2738	2976
9350	1367	1937	2232	2493	2742	2981
9400	1370	1940	2236	2497	2747	2986
9450	1372	1944	2239	2501	2752	2991
9500	1375	1947	2243	2506	2756	2996
9550	1377	1951	2247	2510	2761	3001
9600	1380	1954	2251	2514	2766	3006
9650	1382	1958	2255	2518	2770	3011
9700	1385	1961	2258	2523	2775	3016
9750	1387	1964	2262	2527	2780	3021
9800	1389	1968	2266	2531	2784	3027
9850	1392	1971	2270	2535	2789	3032
9900	1394	1975	2274	2540	2794	3037
9950	1397	1978	2277	2544	2798	3042
10000	1399	1981	2281	2548	2803	3047
10050	1402	1985	2285	2552	2808	3052
10100	1404	1988	2289	2557	2812	3057
10150	1407	1992	2293	2561	2817	3062
10200	1410	1997	2298	2567	2824	3070
10250	1415	2002	2304	2574	2831	3078
10300	1419	2008	2310	2581	2839	3086
10350	1423	2013	2316	2587	2846	3094
10400	1427	2019	2323	2594	2854	3102
10450	1431	2024	2329	2601	2861	3110
10500	1435	2030	2335	2608	2869	3118
10550	1439	2035	2341	2615	2876	3126
10600	1443	2041	2347	2621	2884	3134
10650	1447	2046	2353	2628	2891	3143
10700	1451	2052	2359	2635	2898	3151
10750	1456	2057	2365	2642	2906	3159
10800	1460	2063	2371	2649	2913	3167
10850	1464	2068	2377	2655	2921	3175
10900	1468	2074	2383	2662	2928	3183
10950	1472	2079	2389	2669	2936	3191
11000	1476	2085	2395	2676	2943	3199
11050	1480	2090	2402	2683	2951	3207
11100	1484	2096	2408	2689	2958	3216
11150	1488	2101	2414	2696	2966	3224

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
11200	1492	2107	2420	2703	2973	3232
11250	1496	2112	2426	2710	2981	3240
11300	1501	2118	2432	2716	2988	3248
11350	1505	2123	2438	2723	2996	3256
11400	1509	2130	2445	2731	3004	3265
11450	1514	2136	2452	2739	3013	3275
11500	1518	2142	2460	2747	3022	3285
11550	1523	2149	2467	2756	3031	3295
11600	1527	2155	2474	2764	3040	3305
11650	1532	2162	2482	2772	3049	3315
11700	1536	2168	2489	2780	3058	3324
11750	1541	2174	2496	2788	3067	3334
11800	1545	2181	2504	2797	3076	3344
11850	1550	2187	2511	2805	3085	3354
11900	1554	2194	2519	2813	3094	3364
11950	1559	2200	2526	2821	3104	3374
12000	1563	2206	2533	2830	3113	3383
12050	1568	2213	2541	2838	3122	3393
12100	1572	2219	2548	2846	3131	3403
12150	1577	2226	2555	2854	3140	3413
12200	1581	2232	2563	2863	3149	3423
12250	1586	2238	2570	2871	3158	3433
12300	1591	2245	2577	2879	3167	3442
12350	1595	2251	2585	2887	3176	3452
12400	1600	2258	2592	2895	3185	3462
12450	1604	2264	2600	2904	3194	3472
12500	1609	2271	2607	2912	3203	3482
12550	1613	2277	2614	2920	3212	3492
12600	1618	2283	2622	2928	3221	3501
12650	1622	2290	2629	2937	3230	3511
12700	1627	2296	2636	2945	3239	3521
12750	1631	2303	2644	2953	3248	3531
12800	1636	2309	2651	2961	3257	3541
12850	1640	2315	2658	2969	3266	3551
12900	1645	2322	2666	2978	3275	3560
12950	1649	2328	2673	2986	3285	3570
13000	1654	2335	2681	2994	3294	3580
13050	1658	2341	2688	3002	3303	3590
13100	1663	2347	2695	3011	3312	3600
13150	1668	2354	2703	3019	3321	3610
13200	1672	2360	2710	3027	3330	3619
13250	1677	2367	2717	3035	3339	3629
13300	1681	2373	2725	3044	3348	3639
13350	1685	2378	2730	3050	3355	3646
13400	1688	2383	2735	3055	3361	3653

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
13450	1691	2387	2741	3061	3367	3660
13500	1695	2392	2746	3067	3374	3667
13550	1698	2397	2751	3073	3380	3674
13600	1702	2401	2756	3079	3386	3681
13650	1705	2406	2761	3084	3393	3688
13700	1708	2411	2767	3090	3399	3695
13750	1712	2415	2772	3096	3406	3702
13800	1715	2420	2777	3102	3412	3709
13850	1718	2424	2782	3108	3418	3716
13900	1722	2429	2787	3113	3425	3723
13950	1725	2434	2793	3119	3431	3730
14000	1729	2438	2798	3125	3438	3737
14050	1732	2443	2803	3131	3444	3744
14100	1735	2448	2808	3137	3450	3751
14150	1739	2452	2813	3143	3457	3758
14200	1742	2457	2819	3148	3463	3764
14250	1746	2462	2824	3154	3470	3771
14300	1749	2466	2829	3160	3476	3778
14350	1752	2471	2834	3166	3482	3785
14400	1756	2476	2839	3172	3489	3792
14450	1759	2480	2845	3177	3495	3799
14500	1763	2485	2850	3183	3502	3806
14550	1766	2490	2855	3189	3508	3813
14600	1769	2494	2860	3195	3514	3820
14650	1773	2499	2865	3201	3521	3827
14700	1776	2504	2871	3206	3527	3834
14750	1779	2508	2876	3212	3533	3841
14800	1783	2513	2881	3218	3540	3848
14850	1786	2518	2886	3224	3546	3855
14900	1790	2522	2891	3230	3553	3862
14950	1793	2527	2897	3235	3559	3869
15000	1796	2532	2902	3241	3565	3876
15050	1800	2536	2907	3247	3572	3883
15100	1803	2541	2912	3253	3578	3890
15150	1807	2546	2917	3259	3585	3896
15200	1810	2550	2923	3265	3591	3903
15250	1813	2555	2928	3270	3597	3910
15300	1817	2559	2933	3276	3604	3917
15350	1820	2564	2938	3282	3610	3924
15400	1823	2569	2943	3288	3617	3931
15450	1827	2573	2949	3294	3623	3938
15500	1830	2578	2954	3299	3629	3945
15550	1834	2583	2959	3305	3636	3952
15600	1837	2587	2964	3311	3642	3959
15650	1840	2592	2969	3317	3649	3966



<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
15700	1844	2597	2975	3323	3655	3973
15750	1847	2601	2980	3328	3661	3980
15800	1851	2606	2985	3334	3668	3987
15850	1854	2611	2990	3340	3674	3994
15900	1857	2615	2995	3346	3680	4001
15950	1861	2620	3001	3352	3687	4008
16000	1864	2625	3006	3357	3693	4015
16050	1868	2629	3011	3363	3700	4022
16100	1871	2634	3016	3369	3706	4028
16150	1874	2639	3021	3375	3712	4035
16200	1878	2643	3027	3381	3719	4042
16250	1881	2648	3032	3387	3725	4049
16300	1884	2653	3037	3392	3732	4056
16350	1888	2657	3042	3398	3738	4063
16400	1891	2662	3047	3404	3744	4070
16450	1895	2667	3053	3410	3751	4077
16500	1898	2671	3058	3416	3757	4084
16550	1901	2676	3063	3421	3764	4091
16600	1905	2681	3068	3427	3770	4098
16650	1908	2685	3073	3433	3776	4105
16700	1912	2690	3079	3439	3783	4112
16750	1915	2694	3084	3445	3789	4119
16800	1918	2699	3089	3450	3795	4126
16850	1922	2704	3094	3456	3802	4133
16900	1925	2708	3099	3462	3808	4140
16950	1928	2713	3105	3468	3815	4147
17000	1932	2718	3110	3474	3821	4153
17050	1935	2722	3115	3480	3827	4160
17100	1939	2727	3120	3485	3834	4167
17150	1942	2732	3125	3491	3840	4174
17200	1945	2736	3131	3497	3847	4181
17250	1949	2741	3136	3503	3853	4188
17300	1952	2746	3141	3509	3859	4195
17350	1956	2750	3146	3514	3866	4202
17400	1959	2755	3151	3520	3872	4209
17450	1962	2760	3157	3526	3879	4216
17500	1966	2764	3162	3532	3885	4223
17550	1969	2769	3167	3538	3891	4230
17600	1973	2774	3172	3543	3898	4237
17650	1976	2778	3177	3549	3904	4244
17700	1979	2783	3183	3555	3911	4251
17750	1983	2788	3188	3561	3917	4258
17800	1986	2792	3193	3567	3923	4265
17850	1989	2797	3198	3572	3930	4272
17900	1993	2802	3203	3578	3936	4279

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
17950	1996	2806	3209	3584	3942	4285
18000	2000	2811	3214	3590	3949	4292
18050	2003	2816	3219	3596	3955	4299
18100	2006	2820	3224	3602	3962	4306
18150	2010	2825	3229	3607	3968	4313
18200	2013	2829	3235	3613	3974	4320
18250	2017	2834	3240	3619	3981	4327
18300	2020	2839	3245	3625	3987	4334
18350	2023	2843	3250	3631	3994	4341
18400	2027	2848	3255	3636	4000	4348
18450	2030	2853	3261	3642	4006	4355
18500	2033	2857	3266	3648	4013	4362
18550	2037	2862	3271	3654	4019	4369
18600	2040	2867	3276	3660	4026	4376
18650	2044	2871	3281	3665	4032	4383
18700	2047	2876	3287	3671	4038	4390
18750	2050	2881	3292	3677	4045	4397
18800	2054	2885	3297	3683	4051	4404
18850	2057	2890	3302	3689	4058	4411
18900	2061	2895	3307	3694	4064	4417
18950	2064	2899	3313	3700	4070	4424
19000	2067	2904	3318	3706	4077	4431
19050	2071	2909	3323	3712	4083	4438
19100	2074	2913	3328	3718	4089	4445
19150	2078	2918	3333	3724	4096	4452
19200	2081	2923	3339	3729	4102	4459
19250	2084	2927	3344	3735	4109	4466
19300	2088	2932	3349	3741	4115	4473
19350	2091	2937	3354	3747	4121	4480
19400	2094	2941	3360	3753	4128	4487
19450	2098	2946	3365	3758	4134	4494
19500	2101	2951	3370	3764	4141	4501
19550	2105	2955	3375	3770	4147	4508
19600	2108	2960	3380	3776	4153	4515
19650	2111	2964	3386	3782	4160	4522
19700	2115	2969	3391	3787	4166	4529
19750	2118	2974	3396	3793	4173	4536
19800	2122	2978	3401	3799	4179	4543
19850	2125	2983	3406	3805	4185	4549
19900	2128	2988	3412	3811	4192	4556
19950	2132	2992	3417	3816	4198	4563
20000	2135	2997	3422	3822	4205	4570
20050	2138	3002	3427	3828	4211	4577
20100	2142	3006	3432	3834	4217	4584
20150	2145	3011	3438	3840	4224	4591

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
20200	2149	3016	3443	3846	4230	4598
20250	2152	3020	3448	3851	4236	4605
20300	2155	3025	3453	3857	4243	4612
20350	2159	3030	3458	3863	4249	4619
20400	2162	3034	3464	3869	4256	4626
20450	2166	3039	3469	3875	4262	4633
20500	2169	3044	3474	3880	4268	4640
20550	2172	3048	3479	3886	4275	4647
20600	2176	3053	3484	3892	4281	4654
20650	2179	3058	3490	3898	4288	4661
20700	2183	3062	3495	3904	4294	4668
20750	2186	3067	3500	3909	4300	4675
20800	2189	3072	3505	3915	4307	4681
20850	2193	3076	3510	3921	4313	4688
20900	2196	3081	3516	3927	4320	4695
20950	2199	3086	3521	3933	4326	4702
21000	2203	3090	3526	3938	4332	4709
21050	2206	3095	3531	3944	4339	4716
21100	2210	3099	3536	3950	4345	4723
21150	2213	3104	3542	3956	4352	4730
21200	2216	3109	3547	3962	4358	4737
21250	2220	3113	3552	3968	4364	4744
21300	2223	3118	3557	3973	4371	4751
21350	2227	3123	3562	3979	4377	4758
21400	2230	3127	3568	3985	4383	4765
21450	2233	3132	3573	3991	4390	4772
21500	2237	3137	3578	3997	4396	4779
21550	2240	3141	3583	4002	4403	4786
21600	2243	3146	3588	4008	4409	4793
21650	2247	3150	3593	4013	4415	4799
21700	2250	3155	3597	4017	4419	4804
21750	2253	3159	3601	4022	4424	4809
21800	2257	3163	3605	4026	4428	4814
21850	2260	3167	3609	4030	4433	4819
21900	2263	3171	3613	4034	4438	4824
21950	2267	3175	3618	4039	4442	4829
22000	2270	3179	3622	4043	4447	4834
22050	2273	3183	3626	4047	4452	4839
22100	2277	3187	3630	4051	4456	4844
22150	2280	3191	3634	4055	4461	4849
22200	2283	3196	3638	4060	4466	4854
22250	2287	3200	3642	4064	4470	4859
22300	2290	3204	3646	4068	4475	4864
22350	2293	3208	3650	4072	4480	4869
22400	2297	3212	3654	4077	4484	4874

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
22450	2300	3216	3659	4081	4489	4879
22500	2303	3220	3663	4085	4493	4884
22550	2307	3224	3667	4089	4498	4889
22600	2310	3228	3671	4093	4503	4894
22650	2313	3233	3675	4098	4507	4900
22700	2316	3237	3679	4102	4512	4905
22750	2320	3241	3683	4106	4517	4910
22800	2323	3245	3687	4110	4521	4915
22850	2326	3249	3691	4114	4526	4920
22900	2330	3253	3695	4119	4531	4925
22950	2333	3257	3700	4123	4535	4930
23000	2336	3261	3704	4127	4540	4935
23050	2340	3265	3708	4131	4544	4940
23100	2343	3269	3712	4136	4549	4945
23150	2346	3274	3716	4140	4554	4950
23200	2350	3278	3720	4144	4558	4955
23250	2353	3282	3724	4148	4563	4960
23300	2356	3286	3728	4152	4568	4965
23350	2360	3290	3732	4157	4572	4970
23400	2363	3294	3736	4161	4577	4975
23450	2366	3298	3740	4165	4582	4980
23500	2370	3302	3745	4169	4586	4985
23550	2373	3306	3749	4174	4591	4990
23600	2376	3311	3753	4178	4596	4995
23650	2380	3315	3757	4182	4600	5000
23700	2383	3319	3761	4186	4605	5005
23750	2386	3323	3765	4190	4609	5010
23800	2389	3327	3769	4195	4614	5016
23850	2393	3331	3773	4199	4619	5021
23900	2396	3335	3777	4203	4623	5026
23950	2399	3339	3781	4207	4628	5031
24000	2403	3343	3786	4212	4633	5036
24050	2406	3347	3790	4216	4637	5041
24100	2409	3352	3794	4220	4642	5046
24150	2413	3356	3798	4224	4647	5051
24200	2416	3360	3802	4228	4651	5056
24250	2419	3364	3806	4233	4656	5061
24300	2423	3368	3810	4237	4661	5066
24350	2426	3372	3814	4241	4665	5071
24400	2429	3376	3818	4245	4670	5076
24450	2433	3380	3822	4250	4674	5081
24500	2436	3384	3827	4254	4679	5086
24550	2439	3389	3831	4258	4684	5091
24600	2443	3393	3835	4262	4688	5096
24650	2446	3397	3839	4266	4693	5101

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
24700	2449	3401	3843	4271	4698	5106
24750	2452	3405	3847	4275	4702	5111
24800	2456	3409	3851	4279	4707	5116
24850	2459	3413	3855	4283	4712	5121
24900	2462	3417	3859	4287	4716	5127
24950	2466	3421	3863	4292	4721	5132
25000	2469	3425	3867	4296	4726	5137
25050	2472	3430	3872	4300	4730	5142
25100	2476	3434	3876	4304	4735	5147
25150	2479	3438	3880	4309	4739	5152
25200	2482	3442	3884	4313	4744	5157
25250	2486	3446	3888	4317	4749	5162
25300	2489	3450	3892	4321	4753	5167
25350	2492	3454	3896	4325	4758	5172
25400	2496	3458	3900	4330	4763	5177
25450	2499	3462	3904	4334	4767	5182
25500	2502	3467	3908	4338	4772	5187
25550	2506	3471	3913	4342	4777	5192
25600	2509	3475	3917	4347	4781	5197
25650	2512	3479	3921	4351	4786	5202
25700	2515	3483	3925	4355	4790	5207
25750	2519	3487	3929	4359	4795	5212
25800	2522	3491	3933	4363	4800	5217
25850	2525	3495	3937	4368	4804	5222
25900	2529	3499	3941	4372	4809	5227
25950	2532	3503	3945	4376	4814	5232
26000	2535	3508	3949	4380	4818	5238
26050	2539	3512	3954	4385	4823	5243
26100	2542	3516	3958	4389	4828	5248
26150	2545	3520	3962	4393	4832	5253
26200	2549	3524	3966	4397	4837	5258
26250	2552	3528	3970	4401	4842	5263
26300	2555	3532	3974	4406	4846	5268
26350	2559	3536	3978	4410	4851	5273
26400	2562	3540	3982	4414	4855	5278
26450	2565	3545	3986	4418	4860	5283
26500	2569	3549	3990	4423	4865	5288
26550	2572	3553	3994	4427	4869	5293
26600	2575	3557	3999	4431	4874	5298
26650	2579	3561	4003	4435	4879	5303
26700	2582	3565	4007	4439	4883	5308
26750	2585	3569	4011	4444	4888	5313
26800	2588	3573	4015	4448	4893	5318
26850	2592	3577	4019	4452	4897	5323
26900	2595	3581	4023	4456	4902	5328

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
26950	2598	3586	4027	4460	4907	5333
27000	2602	3590	4031	4465	4911	5338
27050	2605	3594	4035	4469	4916	5343
27100	2608	3598	4040	4473	4920	5349
27150	2612	3602	4044	4477	4925	5354
27200	2615	3606	4048	4482	4930	5359
27250	2618	3610	4052	4486	4934	5364
27300	2622	3614	4056	4490	4939	5369
27350	2625	3618	4060	4494	4944	5374
27400	2628	3623	4064	4498	4948	5379
27450	2632	3627	4068	4503	4953	5384
27500	2635	3631	4072	4507	4958	5389
27550	2638	3635	4076	4511	4962	5394
27600	2642	3639	4081	4515	4967	5399
27650	2645	3643	4085	4520	4972	5404
27700	2648	3647	4089	4524	4976	5409
27750	2651	3651	4093	4528	4981	5414
27800	2655	3655	4097	4532	4985	5419
27850	2658	3659	4101	4536	4990	5424
27900	2661	3664	4105	4541	4995	5429
27950	2665	3668	4109	4545	4999	5434
28000	2668	3672	4113	4549	5004	5439
28050	2671	3676	4117	4553	5009	5444
28100	2675	3680	4121	4558	5013	5449
28150	2678	3684	4126	4562	5018	5454
28200	2681	3688	4130	4566	5023	5460
28250	2685	3692	4134	4570	5027	5465
28300	2688	3696	4138	4574	5032	5470
28350	2691	3701	4142	4579	5036	5475
28400	2695	3705	4146	4583	5041	5480
28450	2698	3709	4150	4587	5046	5485
28500	2701	3713	4154	4591	5050	5490
28550	2705	3717	4158	4595	5055	5495
28600	2708	3721	4162	4600	5060	5500
28650	2711	3725	4167	4604	5064	5505
28700	2715	3729	4171	4608	5069	5510
28750	2718	3733	4175	4612	5074	5515
28800	2721	3737	4179	4617	5078	5520
28850	2724	3742	4183	4621	5083	5525
28900	2728	3746	4187	4625	5088	5530
28950	2731	3750	4191	4629	5092	5535
29000	2734	3754	4195	4633	5097	5540
29050	2738	3758	4199	4638	5101	5545
29100	2741	3762	4203	4642	5106	5550
29150	2744	3766	4207	4646	5111	5555

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
29200	2748	3770	4212	4650	5115	5560
29250	2751	3774	4216	4655	5120	5565
29300	2754	3779	4220	4659	5125	5571
29350	2758	3783	4224	4663	5129	5576
29400	2761	3787	4228	4667	5134	5581
29450	2764	3791	4232	4671	5139	5586
29500	2768	3795	4236	4676	5143	5591
29550	2771	3799	4240	4680	5148	5596
29600	2774	3803	4244	4684	5153	5601
29650	2778	3807	4248	4688	5157	5606
29700	2781	3811	4253	4693	5162	5611
29750	2784	3816	4257	4697	5166	5616
29800	2787	3820	4261	4701	5171	5621
29850	2791	3824	4265	4705	5176	5626
29900	2794	3828	4269	4709	5180	5631
29950	2797	3832	4273	4714	5185	5636
30000	2801	3836	4277	4718	5190	5641]

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

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
1000	17	17	18	18	18	18
1050	62	63	64	64	65	66
1100	107	108	110	111	112	113
1150	152	154	156	157	159	161
1200	197	199	202	204	206	208
1250	242	245	248	250	253	256
1300	287	290	294	297	300	303
1350	325	336	340	343	347	351
1400	336	381	386	390	394	398
1450	348	427	432	436	441	446
1500	360	472	478	483	488	493
1550	372	518	524	529	535	541
1600	383	555	570	576	582	588
1650	395	571	616	622	629	636
1700	407	588	662	669	676	683
1750	418	605	708	715	723	731
1800	430	621	730	762	770	778
1850	441	638	748	808	817	826
1900	452	654	767	855	864	873
1950	464	670	786	878	911	921
2000	475	686	805	899	958	968
2050	487	703	824	920	1005	1016
2100	498	719	843	941	1035	1063

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
2150	509	735	861	962	1058	1111
2200	521	751	880	983	1081	1158
2250	532	768	899	1004	1105	1201
2300	543	784	918	1025	1128	1226
2350	555	800	937	1046	1151	1251
2400	566	816	956	1067	1174	1276
2450	578	832	974	1088	1197	1301
2500	589	849	993	1109	1220	1326
2550	600	865	1012	1131	1244	1352
2600	612	882	1032	1153	1268	1378
2650	623	898	1052	1175	1292	1404
2700	635	915	1071	1197	1316	1431
2750	647	932	1091	1218	1340	1457
2800	658	949	1111	1240	1364	1483
2850	670	965	1130	1262	1389	1509
2900	681	982	1150	1284	1413	1536
2950	693	999	1169	1306	1437	1562
3000	704	1015	1189	1328	1461	1588
3050	716	1032	1209	1350	1485	1614
3100	727	1049	1228	1372	1509	1641
3150	739	1065	1248	1394	1534	1667
3200	751	1082	1268	1416	1558	1693
3250	762	1099	1287	1438	1582	1719
3300	774	1115	1307	1460	1606	1745
3350	782	1127	1320	1475	1622	1763
3400	791	1140	1333	1489	1638	1781
3450	800	1152	1347	1504	1655	1799
3500	809	1164	1360	1519	1671	1817
3550	818	1176	1373	1534	1687	1834
3600	827	1188	1387	1549	1704	1852
3650	836	1200	1400	1564	1720	1870
3700	845	1212	1413	1579	1737	1888
3750	853	1224	1427	1594	1753	1905
3800	862	1236	1440	1608	1769	1923
3850	868	1245	1450	1620	1782	1937
3900	873	1253	1460	1630	1793	1949
3950	879	1261	1469	1641	1805	1962
4000	884	1269	1479	1652	1817	1975
4050	890	1277	1488	1662	1829	1988
4100	895	1285	1498	1673	1840	2001
4150	900	1293	1508	1684	1852	2013
4200	906	1301	1517	1695	1864	2026
4250	911	1309	1527	1705	1876	2039
4300	917	1317	1536	1716	1888	2052
4350	922	1325	1545	1726	1899	2064



<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
4400	928	1333	1555	1736	1910	2076
4450	934	1341	1564	1747	1921	2088
4500	940	1349	1573	1757	1932	2100
4550	946	1357	1582	1767	1943	2113
4600	952	1365	1591	1777	1955	2125
4650	957	1373	1600	1787	1966	2137
4700	963	1381	1609	1797	1977	2149
4750	969	1389	1618	1807	1988	2161
4800	975	1397	1627	1817	1999	2173
4850	979	1403	1633	1824	2006	2181
4900	983	1407	1637	1828	2011	2186
4950	986	1411	1641	1833	2016	2191
5000	990	1415	1644	1837	2020	2196
5050	993	1419	1648	1841	2025	2201
5100	996	1423	1652	1845	2030	2206
5150	1000	1427	1656	1850	2034	2211
5200	1003	1431	1660	1854	2039	2217
5250	1007	1436	1663	1858	2044	2222
5300	1010	1440	1667	1862	2049	2227
5350	1014	1445	1672	1868	2055	2234
5400	1018	1451	1679	1876	2063	2243
5450	1022	1457	1686	1883	2072	2252
5500	1027	1463	1693	1891	2080	2261
5550	1031	1469	1700	1899	2089	2270
5600	1036	1475	1707	1906	2097	2279
5650	1040	1481	1714	1914	2105	2289
5700	1044	1487	1720	1922	2114	2298
5750	1049	1493	1727	1929	2122	2307
5800	1053	1499	1734	1937	2131	2316
5850	1057	1505	1741	1945	2139	2325
5900	1062	1511	1748	1952	2148	2334
5950	1066	1517	1755	1960	2156	2343
6000	1071	1523	1761	1968	2164	2353
6050	1075	1529	1768	1975	2173	2362
6100	1079	1536	1775	1983	2181	2371
6150	1085	1542	1783	1992	2191	2381
6200	1090	1549	1791	2000	2200	2392
6250	1095	1556	1798	2009	2210	2402
6300	1100	1563	1806	2017	2219	2412
6350	1105	1570	1814	2026	2228	2422
6400	1110	1577	1821	2034	2238	2432
6450	1115	1584	1829	2043	2247	2443
6500	1120	1591	1836	2051	2256	2453
6550	1125	1598	1844	2060	2266	2463
6600	1130	1605	1852	2068	2275	2473

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
6650	1135	1612	1859	2077	2285	2483
6700	1140	1619	1867	2085	2294	2494
6750	1145	1625	1875	2094	2303	2504
6800	1151	1632	1882	2103	2313	2514
6850	1156	1639	1890	2111	2322	2524
6900	1160	1646	1898	2120	2332	2535
6950	1165	1653	1906	2129	2342	2546
7000	1170	1660	1914	2138	2352	2556
7050	1175	1667	1922	2147	2361	2567
7100	1180	1674	1930	2156	2371	2578
7150	1185	1681	1938	2165	2381	2588
7200	1190	1687	1946	2173	2391	2599
7250	1195	1694	1954	2182	2401	2609
7300	1199	1701	1962	2191	2410	2620
7350	1204	1708	1970	2200	2420	2631
7400	1209	1715	1978	2209	2430	2641
7450	1214	1722	1986	2218	2440	2652
7500	1219	1729	1994	2227	2450	2663
7550	1224	1736	2002	2236	2459	2673
7600	1229	1743	2010	2245	2469	2684
7650	1233	1749	2017	2253	2478	2694
7700	1238	1756	2024	2261	2487	2704
7750	1243	1762	2032	2269	2496	2714
7800	1248	1769	2039	2278	2505	2723
7850	1253	1776	2046	2286	2514	2733
7900	1257	1782	2054	2294	2523	2743
7950	1262	1789	2061	2302	2532	2753
8000	1267	1795	2068	2310	2541	2762
8050	1272	1802	2076	2319	2550	2772
8100	1276	1808	2083	2327	2559	2782
8150	1281	1815	2090	2335	2568	2792
8200	1286	1822	2098	2343	2577	2802
8250	1291	1828	2105	2351	2586	2811
8300	1296	1835	2112	2359	2595	2821
8350	1300	1841	2120	2368	2604	2831
8400	1305	1848	2127	2376	2613	2841
8450	1310	1854	2134	2384	2622	2850
8500	1315	1861	2142	2392	2631	2860
8550	1320	1868	2149	2400	2640	2870
8600	1324	1874	2156	2408	2649	2880
8650	1329	1881	2164	2417	2659	2890
8700	1334	1888	2172	2426	2669	2901
8750	1339	1895	2181	2436	2679	2912
8800	1344	1902	2189	2445	2689	2923
8850	1349	1909	2197	2454	2699	2934

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
8900	1353	1916	2205	2463	2710	2945
8950	1358	1923	2214	2473	2720	2956
9000	1363	1930	2222	2482	2730	2967
9050	1368	1937	2230	2491	2740	2978
9100	1373	1944	2238	2500	2750	2990
9150	1378	1951	2247	2509	2760	3001
9200	1383	1958	2255	2519	2771	3012
9250	1387	1965	2263	2528	2781	3023
9300	1392	1972	2271	2537	2791	3034
9350	1397	1979	2280	2546	2801	3045
9400	1402	1986	2288	2556	2811	3056
9450	1407	1993	2296	2565	2821	3067
9500	1412	2000	2304	2574	2831	3078
9550	1417	2007	2313	2583	2842	3089
9600	1421	2014	2321	2593	2852	3100
9650	1426	2020	2328	2601	2861	3110
9700	1428	2024	2332	2605	2866	3115
9750	1431	2027	2336	2609	2870	3120
9800	1433	2031	2340	2614	2875	3125
9850	1436	2034	2344	2618	2880	3130
9900	1438	2038	2347	2622	2884	3135
9950	1441	2041	2351	2626	2889	3140
10000	1443	2044	2355	2630	2894	3145
10050	1445	2048	2359	2635	2898	3150
10100	1448	2051	2363	2639	2903	3155
10150	1450	2055	2366	2643	2908	3160
10200	1453	2058	2370	2647	2912	3166
10250	1455	2061	2374	2652	2917	3171
10300	1458	2065	2378	2656	2922	3176
10350	1460	2068	2382	2660	2926	3181
10400	1463	2072	2385	2664	2931	3186
10450	1465	2075	2389	2669	2936	3191
10500	1468	2079	2393	2673	2940	3196
10550	1470	2082	2397	2677	2945	3201
10600	1473	2085	2401	2681	2950	3206
10650	1475	2089	2404	2686	2954	3211
10700	1479	2094	2410	2692	2961	3219
10750	1483	2100	2416	2699	2969	3227
10800	1487	2105	2422	2706	2976	3235
10850	1491	2111	2428	2713	2984	3243
10900	1495	2116	2434	2719	2991	3251
10950	1499	2122	2441	2726	2999	3260
11000	1504	2127	2447	2733	3006	3268
11050	1508	2133	2453	2740	3014	3276
11100	1512	2138	2459	2746	3021	3284

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
11150	1516	2144	2465	2753	3029	3292
11200	1520	2149	2471	2760	3036	3300
11250	1524	2155	2477	2767	3043	3308
11300	1528	2160	2483	2774	3051	3316
11350	1532	2166	2489	2780	3058	3324
11400	1536	2171	2495	2787	3066	3333
11450	1540	2177	2501	2794	3073	3341
11500	1545	2182	2507	2801	3081	3349
11550	1549	2188	2513	2808	3088	3357
11600	1553	2193	2520	2814	3096	3365
11650	1557	2199	2526	2821	3103	3373
11700	1561	2204	2532	2828	3111	3381
11750	1565	2210	2538	2835	3118	3389
11800	1569	2215	2544	2841	3126	3398
11850	1573	2221	2550	2848	3133	3406
11900	1577	2226	2556	2855	3141	3414
11950	1582	2232	2563	2863	3149	3423
12000	1586	2239	2570	2871	3158	3433
12050	1591	2245	2577	2879	3167	3442
12100	1595	2251	2585	2887	3176	3452
12150	1600	2258	2592	2895	3185	3462
12200	1604	2264	2600	2904	3194	3472
12250	1609	2271	2607	2912	3203	3482
12300	1613	2277	2614	2920	3212	3492
12350	1618	2283	2622	2928	3221	3501
12400	1622	2290	2629	2937	3230	3511
12450	1627	2296	2636	2945	3239	3521
12500	1631	2303	2644	2953	3248	3531
12550	1636	2309	2651	2961	3257	3541
12600	1640	2316	2658	2969	3266	3551
12650	1645	2322	2666	2978	3275	3560
12700	1649	2328	2673	2986	3285	3570
12750	1654	2335	2681	2994	3294	3580
12800	1659	2341	2688	3002	3303	3590
12850	1663	2348	2695	3011	3312	3600
12900	1668	2354	2703	3019	3321	3610
12950	1672	2360	2710	3027	3330	3619
13000	1677	2367	2717	3035	3339	3629
13050	1681	2373	2725	3044	3348	3639
13100	1686	2380	2732	3052	3357	3649
13150	1690	2386	2739	3060	3366	3659
13200	1695	2392	2747	3068	3375	3669
13250	1699	2399	2754	3076	3384	3678
13300	1704	2405	2762	3085	3393	3688
13350	1708	2412	2769	3093	3402	3698

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
13400	1713	2418	2776	3101	3411	3708
13450	1717	2424	2784	3109	3420	3718
13500	1722	2431	2791	3118	3429	3728
13550	1726	2437	2798	3126	3438	3737
13600	1731	2444	2806	3134	3447	3747
13650	1735	2450	2813	3142	3456	3757
13700	1740	2457	2820	3150	3465	3767
13750	1745	2463	2828	3159	3475	3777
13800	1749	2469	2835	3167	3484	3787
13850	1754	2476	2843	3175	3493	3797
13900	1758	2482	2850	3183	3502	3806
13950	1763	2489	2857	3192	3511	3816
14000	1766	2493	2863	3198	3517	3823
14050	1770	2498	2868	3203	3524	3830
14100	1773	2503	2873	3209	3530	3837
14150	1776	2507	2878	3215	3536	3844
14200	1780	2512	2883	3221	3543	3851
14250	1783	2517	2889	3227	3549	3858
14300	1786	2521	2894	3232	3556	3865
14350	1790	2526	2899	3238	3562	3872
14400	1793	2531	2904	3244	3568	3879
14450	1797	2535	2909	3250	3575	3886
14500	1800	2540	2915	3256	3581	3893
14550	1803	2545	2920	3261	3588	3900
14600	1807	2549	2925	3267	3594	3907
14650	1810	2554	2930	3273	3600	3914
14700	1814	2558	2935	3279	3607	3921
14750	1817	2563	2941	3285	3613	3927
14800	1820	2568	2946	3290	3620	3934
14850	1824	2572	2951	3296	3626	3941
14900	1827	2577	2956	3302	3632	3948
14950	1830	2582	2961	3308	3639	3955
15000	1834	2586	2967	3314	3645	3962
15050	1837	2591	2972	3320	3651	3969
15100	1841	2596	2977	3325	3658	3976
15150	1844	2600	2982	3331	3664	3983
15200	1847	2605	2987	3337	3671	3990
15250	1851	2610	2993	3343	3677	3997
15300	1854	2614	2998	3349	3683	4004
15350	1858	2619	3003	3354	3690	4011
15400	1861	2624	3008	3360	3696	4018
15450	1864	2628	3013	3366	3703	4025
15500	1868	2633	3019	3372	3709	4032
15550	1871	2638	3024	3378	3715	4039
15600	1874	2642	3029	3383	3722	4046

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
15650	1878	2647	3034	3389	3728	4053
15700	1881	2652	3039	3395	3735	4059
15750	1885	2656	3045	3401	3741	4066
15800	1888	2661	3050	3407	3747	4073
15850	1891	2666	3055	3412	3754	4080
15900	1895	2670	3060	3418	3760	4087
15950	1898	2675	3065	3424	3767	4094
16000	1902	2679	3071	3430	3773	4101
16050	1905	2684	3076	3436	3779	4108
16100	1908	2689	3081	3442	3786	4115
16150	1912	2693	3086	3447	3792	4122
16200	1915	2698	3091	3453	3798	4129
16250	1918	2703	3097	3459	3805	4136
16300	1922	2707	3102	3465	3811	4143
16350	1925	2712	3107	3471	3818	4150
16400	1929	2717	3112	3476	3824	4157
16450	1932	2721	3117	3482	3830	4164
16500	1935	2726	3123	3488	3837	4171
16550	1939	2731	3128	3494	3843	4178
16600	1942	2735	3133	3500	3850	4184
16650	1946	2740	3138	3505	3856	4191
16700	1949	2745	3143	3511	3862	4198
16750	1952	2749	3149	3517	3869	4205
16800	1956	2754	3154	3523	3875	4212
16850	1959	2759	3159	3529	3882	4219
16900	1963	2763	3164	3534	3888	4226
16950	1966	2768	3169	3540	3894	4233
17000	1969	2773	3175	3546	3901	4240
17050	1973	2777	3180	3552	3907	4247
17100	1976	2782	3185	3558	3913	4254
17150	1979	2787	3190	3564	3920	4261
17200	1983	2791	3195	3569	3926	4268
17250	1986	2796	3201	3575	3933	4275
17300	1990	2801	3206	3581	3939	4282
17350	1993	2805	3211	3587	3945	4289
17400	1996	2810	3216	3593	3952	4296
17450	2000	2814	3221	3598	3958	4303
17500	2003	2819	3227	3604	3965	4310
17550	2007	2824	3232	3610	3971	4316
17600	2010	2828	3237	3616	3977	4323
17650	2013	2833	3242	3622	3984	4330
17700	2017	2838	3247	3627	3990	4337
17750	2020	2842	3253	3633	3997	4344
17800	2023	2847	3258	3639	4003	4351
17850	2027	2852	3263	3645	4009	4358

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
17900	2030	2856	3268	3651	4016	4365
17950	2034	2861	3273	3656	4022	4372
18000	2037	2866	3279	3662	4028	4379
18050	2040	2870	3284	3668	4035	4386
18100	2044	2875	3289	3674	4041	4393
18150	2047	2880	3294	3680	4048	4400
18200	2051	2884	3299	3685	4054	4407
18250	2054	2889	3305	3691	4060	4414
18300	2057	2894	3310	3697	4067	4421
18350	2061	2898	3315	3703	4073	4428
18400	2064	2903	3320	3709	4080	4435
18450	2067	2908	3325	3715	4086	4441
18500	2071	2912	3331	3720	4092	4448
18550	2074	2917	3336	3726	4099	4455
18600	2078	2922	3341	3732	4105	4462
18650	2081	2926	3346	3738	4112	4469
18700	2084	2931	3351	3744	4118	4476
18750	2088	2935	3357	3749	4124	4483
18800	2091	2940	3362	3755	4131	4490
18850	2095	2945	3367	3761	4137	4497
18900	2098	2949	3372	3767	4143	4504
18950	2101	2954	3377	3773	4150	4511
19000	2105	2959	3383	3778	4156	4518
19050	2108	2963	3388	3784	4163	4525
19100	2112	2968	3393	3790	4169	4532
19150	2115	2973	3398	3796	4175	4539
19200	2118	2977	3403	3802	4182	4546
19250	2122	2982	3409	3807	4188	4553
19300	2125	2987	3414	3813	4195	4560
19350	2128	2991	3419	3819	4201	4566
19400	2132	2996	3424	3825	4207	4573
19450	2135	3001	3429	3831	4214	4580
19500	2139	3005	3435	3837	4220	4587
19550	2142	3010	3440	3842	4227	4594
19600	2145	3015	3445	3848	4233	4601
19650	2149	3019	3450	3854	4239	4608
19700	2152	3024	3455	3860	4246	4615
19750	2156	3029	3461	3866	4252	4622
19800	2159	3033	3466	3871	4259	4629
19850	2162	3038	3471	3877	4265	4636
19900	2166	3043	3476	3883	4271	4643
19950	2169	3047	3481	3889	4278	4650
20000	2172	3052	3487	3895	4284	4657
20050	2176	3056	3492	3900	4290	4664
20100	2179	3061	3497	3906	4297	4671

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
20150	2183	3066	3502	3912	4303	4678
20200	2186	3070	3507	3918	4310	4685
20250	2189	3075	3513	3924	4316	4692
20300	2193	3080	3518	3929	4322	4698
20350	2196	3084	3523	3935	4329	4705
20400	2200	3089	3528	3941	4335	4712
20450	2203	3094	3533	3947	4342	4719
20500	2206	3098	3539	3953	4348	4726
20550	2210	3103	3544	3959	4354	4733
20600	2213	3108	3549	3964	4361	4740
20650	2216	3112	3554	3970	4367	4747
20700	2220	3117	3559	3976	4374	4754
20750	2223	3122	3565	3982	4380	4761
20800	2227	3126	3570	3988	4386	4768
20850	2230	3131	3575	3993	4393	4775
20900	2233	3136	3580	3999	4399	4782
20950	2237	3140	3585	4005	4405	4789
21000	2240	3145	3591	4011	4412	4796
21050	2244	3150	3596	4017	4418	4803
21100	2247	3154	3601	4022	4425	4810
21150	2250	3159	3606	4028	4431	4817
21200	2254	3164	3611	4034	4437	4823
21250	2257	3168	3617	4040	4444	4830
21300	2261	3173	3622	4046	4450	4837
21350	2264	3177	3627	4051	4457	4844
21400	2267	3182	3632	4057	4463	4851
21450	2271	3187	3637	4063	4469	4858
21500	2274	3191	3643	4069	4476	4865
21550	2277	3196	3648	4075	4482	4872
21600	2281	3201	3653	4080	4489	4879
21650	2284	3205	3658	4086	4495	4886
21700	2288	3210	3663	4092	4501	4893
21750	2291	3215	3669	4098	4508	4900
21800	2294	3219	3674	4104	4514	4907
21850	2298	3224	3679	4110	4520	4914
21900	2301	3229	3684	4115	4527	4921
21950	2305	3233	3689	4121	4533	4928
22000	2308	3238	3695	4127	4540	4935
22050	2311	3243	3700	4133	4546	4942
22100	2315	3247	3705	4139	4552	4949
22150	2318	3252	3710	4144	4559	4955
22200	2321	3257	3715	4150	4565	4962
22250	2325	3261	3721	4156	4572	4969
22300	2328	3266	3726	4162	4578	4976
22350	2332	3271	3731	4168	4584	4983



<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
22400	2335	3275	3736	4173	4591	4990
22450	2338	3280	3741	4179	4597	4997
22500	2342	3285	3747	4185	4604	5004
22550	2345	3289	3752	4191	4610	5011
22600	2349	3294	3757	4197	4616	5018
22650	2352	3299	3762	4202	4623	5025
22700	2355	3303	3767	4208	4628	5031
22750	2359	3307	3771	4212	4633	5036
22800	2362	3311	3775	4216	4638	5041
22850	2365	3315	3779	4220	4642	5046
22900	2369	3319	3783	4224	4647	5051
22950	2372	3323	3787	4229	4652	5056
23000	2375	3328	3792	4233	4656	5061
23050	2378	3332	3796	4237	4661	5066
23100	2382	3336	3800	4241	4665	5071
23150	2385	3340	3804	4246	4670	5076
23200	2388	3344	3808	4250	4675	5081
23250	2392	3348	3812	4254	4679	5087
23300	2395	3352	3816	4258	4684	5092
23350	2398	3356	3820	4262	4689	5097
23400	2402	3360	3824	4267	4693	5102
23450	2405	3365	3828	4271	4698	5107
23500	2408	3369	3833	4275	4703	5112
23550	2412	3373	3837	4279	4707	5117
23600	2415	3377	3841	4284	4712	5122
23650	2418	3381	3845	4288	4717	5127
23700	2422	3385	3849	4292	4721	5132
23750	2425	3389	3853	4296	4726	5137
23800	2428	3393	3857	4300	4730	5142
23850	2432	3397	3861	4305	4735	5147
23900	2435	3401	3865	4309	4740	5152
23950	2438	3406	3869	4313	4744	5157
24000	2441	3410	3874	4317	4749	5162
24050	2445	3414	3878	4322	4754	5167
24100	2448	3418	3882	4326	4758	5172
24150	2451	3422	3886	4330	4763	5177
24200	2455	3426	3890	4334	4768	5182
24250	2458	3430	3894	4338	4772	5187
24300	2461	3434	3898	4343	4777	5192
24350	2465	3438	3902	4347	4782	5198
24400	2468	3442	3906	4351	4786	5203
24450	2471	3447	3910	4355	4791	5208
24500	2475	3451	3914	4359	4795	5213
24550	2478	3455	3919	4364	4800	5218
24600	2481	3459	3923	4368	4805	5223

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
24650	2485	3463	3927	4372	4809	5228
24700	2488	3467	3931	4376	4814	5233
24750	2491	3471	3935	4381	4819	5238
24800	2495	3475	3939	4385	4823	5243
24850	2498	3479	3943	4389	4828	5248
24900	2501	3484	3947	4393	4833	5253
24950	2504	3488	3951	4397	4837	5258
25000	2508	3492	3955	4402	4842	5263
25050	2511	3496	3960	4406	4846	5268
25100	2514	3500	3964	4410	4851	5273
25150	2518	3504	3968	4414	4856	5278
25200	2521	3508	3972	4419	4860	5283
25250	2524	3512	3976	4423	4865	5288
25300	2528	3516	3980	4427	4870	5293
25350	2531	3520	3984	4431	4874	5298
25400	2534	3525	3988	4435	4879	5303
25450	2538	3529	3992	4440	4884	5308
25500	2541	3533	3996	4444	4888	5314
25550	2544	3537	4000	4448	4893	5319
25600	2548	3541	4005	4452	4898	5324
25650	2551	3545	4009	4457	4902	5329
25700	2554	3549	4013	4461	4907	5334
25750	2558	3553	4017	4465	4911	5339
25800	2561	3557	4021	4469	4916	5344
25850	2564	3562	4025	4473	4921	5349
25900	2567	3566	4029	4478	4925	5354
25950	2571	3570	4033	4482	4930	5359
26000	2574	3574	4037	4486	4935	5364
26050	2577	3578	4041	4490	4939	5369
26100	2581	3582	4046	4494	4944	5374
26150	2584	3586	4050	4499	4949	5379
26200	2587	3590	4054	4503	4953	5384
26250	2591	3594	4058	4507	4958	5389
26300	2594	3598	4062	4511	4962	5394
26350	2597	3603	4066	4516	4967	5399
26400	2601	3607	4070	4520	4972	5404
26450	2604	3611	4074	4524	4976	5409
26500	2607	3615	4078	4528	4981	5414
26550	2611	3619	4082	4532	4986	5419
26600	2614	3623	4086	4537	4990	5424
26650	2617	3627	4091	4541	4995	5430
26700	2621	3631	4095	4545	5000	5435
26750	2624	3635	4099	4549	5004	5440
26800	2627	3640	4103	4554	5009	5445
26850	2630	3644	4107	4558	5014	5450

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
26900	2634	3648	4111	4562	5018	5455
26950	2637	3652	4115	4566	5023	5460
27000	2640	3656	4119	4570	5027	5465
27050	2644	3660	4123	4575	5032	5470
27100	2647	3664	4127	4579	5037	5475
27150	2650	3668	4132	4583	5041	5480
27200	2654	3672	4136	4587	5046	5485
27250	2657	3676	4140	4592	5051	5490
27300	2660	3681	4144	4596	5055	5495
27350	2664	3685	4148	4600	5060	5500
27400	2667	3689	4152	4604	5065	5505
27450	2670	3693	4156	4608	5069	5510
27500	2674	3697	4160	4613	5074	5515
27550	2677	3701	4164	4617	5079	5520
27600	2680	3705	4168	4621	5083	5525
27650	2684	3709	4173	4625	5088	5530
27700	2687	3713	4177	4629	5092	5535
27750	2690	3718	4181	4634	5097	5541
27800	2693	3722	4185	4638	5102	5546
27850	2697	3726	4189	4642	5106	5551
27900	2700	3730	4193	4646	5111	5556
27950	2703	3734	4197	4651	5116	5561
28000	2707	3738	4201	4655	5120	5566
28050	2710	3742	4205	4659	5125	5571
28100	2713	3746	4209	4663	5130	5576
28150	2717	3750	4213	4667	5134	5581
28200	2720	3754	4218	4672	5139	5586
28250	2723	3759	4222	4676	5143	5591
28300	2727	3763	4226	4680	5148	5596
28350	2730	3767	4230	4684	5153	5601
28400	2733	3771	4234	4689	5157	5606
28450	2737	3775	4238	4693	5162	5611
28500	2740	3779	4242	4697	5167	5616
28550	2743	3783	4246	4701	5171	5621
28600	2747	3787	4250	4705	5176	5626
28650	2750	3791	4254	4710	5181	5631
28700	2753	3796	4259	4714	5185	5636
28750	2756	3800	4263	4718	5190	5641
28800	2760	3804	4267	4722	5195	5646
28850	2763	3808	4271	4727	5199	5651
28900	2766	3812	4275	4731	5204	5657
28950	2770	3816	4279	4735	5208	5662
29000	2773	3820	4283	4739	5213	5667
29050	2776	3824	4287	4743	5218	5672
29100	2780	3828	4291	4748	5222	5677

<i>Monthly Basic Child Support Schedule</i>						
<i>Combined Adjusted Net Income</i>	<i>One Child</i>	<i>Two Children</i>	<i>Three Children</i>	<i>Four Children</i>	<i>Five Children</i>	<i>Six Children</i>
29150	2783	3832	4295	4752	5227	5682
29200	2786	3837	4299	4756	5232	5687
29250	2790	3841	4304	4760	5236	5692
29300	2793	3845	4308	4764	5241	5697
29350	2796	3849	4312	4769	5246	5702
29400	2800	3853	4316	4773	5250	5707
29450	2803	3857	4320	4777	5255	5712
29500	2806	3861	4324	4781	5259	5717
29550	2810	3865	4328	4786	5264	5722
29600	2813	3869	4332	4790	5269	5727
29650	2816	3874	4336	4794	5273	5732
29700	2819	3878	4340	4798	5278	5737
29750	2823	3882	4345	4802	5283	5742
29800	2826	3886	4349	4807	5287	5747
29850	2829	3890	4353	4811	5292	5752
29900	2833	3894	4357	4815	5297	5757
29950	2836	3898	4361	4819	5301	5762
30000	2839	3902	4365	4824	5306	5768

\* \* \* \* \*

**Rule 1910.16-3.1. Support Guidelines. High Income Cases.**

(a) *Child Support Formula.* [ **When** ] If the parties' combined monthly net income [ **is above** ] exceeds \$30,000, the following three-step process shall be applied to calculate the parties' respective child support obligations. The amount of support calculated pursuant to this three-step process shall [ **in no event** ] not be less than the amount of support that would have been awarded if the parties' combined net monthly income [ **were \$30,000. That amount shall be a** ] was \$30,000, which shall be the presumptive minimum amount of support.

(1) First, the following formula shall be applied as a preliminary analysis in calculating the amount of basic child support to be apportioned between the parties according to their respective incomes:

One child: [ **\$2,801** ] **\$2,839** + [ **8.5%** ] **8.6%** of combined net income above \$30,000 per month.

Two children: [ **\$3,836** ] **\$3,902** + [ **11.6%** ] **11.8%** of combined net income above \$30,000 per month.

Three children: [ **\$4,277** ] **\$4,365** + [ **12.6%** ] **12.9%** of combined net income above \$30,000 per month.

Four children: [ **\$4,718** ] **\$4,824** + [ **14.3%** ] **14.6%** of combined net income above \$30,000 per month.

Five children: [ **\$5,190** ] **\$5,306** + [ **15.8%** ] **16.1%** of combined net income above \$30,000 per month.

Six children: [ **\$5,641** ] **\$5,768** + [ **17.1%** ] **17.5%** of combined net income above \$30,000 per month;

\* \* \* \* \*

**Rule 1910.16-4. Support Guidelines. Calculation of Support Obligation. Formula.**

\* \* \* \* \*

(c) *Substantial or Shared Physical Custody.*

(1) When the children spend 40% or more of their time during the year with the obligor, a rebuttable presumption arises that the obligor is entitled to a reduction in the basic support obligation to reflect this time. This rebuttable presumption also applies in high income cases decided pursuant to Rule 1910.16-3.1. Except as provided in subsection (2) below, the reduction shall be calculated pursuant to the formula set forth in Part II of subdivision (a) of this rule. For purposes of this provision, the time spent with the children shall be determined by the number of overnights they spend during the year with the obligor.

*Example.* [ **Where** ] If the obligor and the obligee have monthly net incomes of \$5,000 and \$2,300 respectively, their combined child support obligation is [ **\$1,669** ] **\$1,701** for two children. Using the income shares formula in Part I, the obligor's share of this obligation is 68%, or [ **\$1,135** ] **\$1,157**. If the children spend 40% of their time with the obligor, the formula in Part II applies to reduce his or her percentage share of the combined support obligation to 58%, or [ **\$968** ] **\$987**. If the children spend 45% of their time with the obligor, his or her percentage share of the combined obligation is reduced to 53%, or [ **\$885** ] **\$902**. If the children spend equal time with both parents, the obligor's percentage share is reduced to 48%, or [ **\$801** ] **\$816**.

(2) Without regard to which parent initiated the support action, when the children spend equal time with both parents, the Part II formula cannot be applied unless the obligor is the parent with the higher income. [ **In no**

event shall an order] No order shall be entered requiring the parent with the lower income to pay basic child support to the parent with the higher income. However, [nothing in] this subdivision shall not prevent the entry of an order requiring the parent with less income to contribute to additional expenses pursuant to [Rule] Pa.R.C.P. No. 1910.16-6. [Pursuant to either party's initiating a support action] Based upon the evidence presented, the trier of fact may enter an order against either party [based upon the evidence presented] without regard to which party initiated the action. [In all cases in which] If the parties share custody equally and the support calculation results in the obligee receiving a larger share of the parties' combined income, then the court shall adjust the support obligation so that the combined net income is allocated equally between the two households. In those cases, no spousal support or alimony *pendente lite* shall be awarded.

*Example 1.* Mother and Father have monthly net incomes of \$3,000 and \$2,700 respectively. Mother has filed for support for the parties' two children with whom [they] the parties share time equally. Because the parties have equal custody and Mother has the higher income of the parties, Mother cannot be the obligee for purposes of the Part II calculation. Although Mother initiated the support action, she would be the obligor. Pursuant to the basic child support schedule at [Rule] Pa.R.C.P. No. 1910.16-3, the support amount for two children at [their parents'] the parties' combined net income level is [\$1,450] \$1,487 per month. Mother's share is 53% of that amount, or [\$769] \$788. Father's share is 47%, or [\$682] \$699. [Application of subdivisions a. and b. of the Part II formula results in a 20% reduction in support when each parent spends 50% of the time with the children. Because the parties share custody equally, Mother cannot be the obligee for purposes of the Part II calculation because she has the higher income of the two parents. In these circumstances, although Mother initiated the support action, she would become the obligor even if Father has not filed for support. Father cannot be an obligor in the Part II calculations nor can the amount of support Mother is obligated to pay to Father be offset by calculating Father's adjusted amount of support under Part II because a support order cannot be entered against the parent with the lesser income. Using Mother as the obligor, her] Application of lines 11a and 11b of the Part II formula results in a 20% reduction in support when the obligor has 50% custody of the children. Mother's adjusted percentage share of the basic support amount is 33% (53% - 20% = 33%). Her adjusted share of the basic support amount is [\$479] \$491 (33% of [\$1,450] \$1,487). However, [instead of \$479 per month] as this amount would result in Father having a greater share of the parties' combined net income (\$3,191 vs. \$2,509), Mother's support obligation would be adjusted to \$150 per month to allocate the parties' combined net income equally between the two households[. This] and is the presumptive amount of basic support payable to Father under these circumstances.

*Example 2.* [Where] If the obligor and the obligee have monthly net incomes of \$3,000 and \$2,500 respectively, then their combined child support obligation for

two children is [\$1,426] \$1,463. The obligor's share of this obligation is 55%, or [\$784] \$805 ( $\$1,463 \times 55\%$ ). If the children spend equal time with both parents, the formula in Part II results in a support obligation of [\$499] \$512 ( $\$1,463 \times 35\%$ ) payable to the obligee. Since this amount [gives the obligee \$2,999 of the combined income, and leaves the obligor with only \$2,501 of the combined income] results in the obligee having monthly net income of \$3,012 and the obligor having monthly net income of \$2,488, the obligor's support obligation must be adjusted to \$250 to equalize the combined income between the parties' households[. This] and is the presumptive amount of basic support payable to the obligee under these circumstances.

(d) *Divided or Split Physical Custody. When Each Party Has Primary Custody of One or More of the Children. Varied Custodial Schedules.*

(1) *Divided or Split Physical Custody. When Each Party Has Primary Custody of One or More of the Children.* When calculating a child support obligation, and one or more of the children reside primarily with each party, the court shall offset the parties' respective child support obligations and award the net difference to the obligee as child support. For example, if the parties have three children, one of whom resides with Father and two of whom reside with Mother, and their net monthly incomes are \$2,500 and \$1,250 respectively, Father's child support obligation is calculated as follows. Using the schedule in [Rule] Pa.R.C.P. No. 1910.16-3 for two children at the parties' combined net monthly income of \$3,750, the amount of basic child support to be apportioned between the parties is [\$1,200] \$1,224. As Father's income is 67% of the parties' combined net monthly income, Father's support obligation for the two children living with Mother is [\$804] \$820. Using the schedule in [Rule] Pa.R.C.P. No. 1910.16-3 for one child, Mother's support obligation for the child living with Father is [\$276] \$281. Subtracting [\$276] \$281 from [\$804] \$820 produces a net basic support amount of [\$528] \$539 payable to Mother as child support.

\* \* \* \* \*

**Rule 1910.16-6. Support Guidelines. Adjustments to the Basic Support Obligation. Allocation of Additional Expenses.**

[Additional expenses permitted pursuant to this Rule 1910.16-6 may be allocated between the parties even if the parties' incomes do not justify an order of basic support.]

The trier of fact shall allocate between the parties the additional expenses identified in subdivisions (a)—(e). If, under the facts of the case, an order for basic support is not appropriate, the trier of fact may allocate between the parties the additional expenses.

(a) *Child care expenses.* Reasonable child care expenses paid by either parent, if necessary to maintain employment or appropriate education in pursuit of income, shall be allocated between the parties in proportion to their net incomes and added to his and her basic support obligation. When a parent is receiving a child care subsidy through the [Department of Public Welfare] Department of Human Services, the expenses to be allocated

between the parties shall be the amount actually paid by the parent receiving the subsidy.

*Example.* Mother has primary custody of the parties' two children and Father has partial custody. Mother's monthly net income is \$2,000 and Father's is \$3,500. At their combined income level of \$5,500, the basic monthly child support from the schedule in [ **Rule** ] Pa.R.C.P. No. 1910.16-3 is [ **\$1,426** ] **\$1,463** for two children. As Father's income is 64% of the parties' combined income, his share is [ **\$913** ] **\$936**. Mother incurs child care expenses of \$400 per month and Father incurs \$100 of such expenses each month. The total amount of child care expenses, \$500, will be apportioned between the parties, with Father paying 64%, or \$320. As he is already paying \$100 for child care while the children are in his partial custody, he would pay the remaining \$220 to Mother for a total child support obligation of [ **\$1,133** (**\$913 + \$220 = \$1,133**) ] **\$1,156** (**\$936 + \$220 = \$1,156**).

\* \* \* \* \*

#### **Rule 1910.16-7. Support Guidelines. Awards of Child Support When There are Multiple Families.**

(a) When the total of the obligor's basic child support obligations equals [ **fifty percent** ] **50%** or less of his or her monthly net income, there will generally be no deviation from the guideline amount of support on the ground of the existence of a new family. [ **For example, where** ]

*Example:* If the obligor requests a reduction of support for one child of the first marriage on the basis that there is a new child of the second intact marriage, and the relevant monthly net incomes are \$2,500 for the obligor, \$500 for the former spouse and \$1,300 for the current spouse, **then** the request for a reduction will be denied because the total support obligation of [ **\$1,140** ] **\$1,153** ([ **\$584** ] **\$586** for the first child and [ **\$556** ] **\$567** for the second child) is less than half of the obligor's monthly net income.

(b) When the total of the obligor's basic support obligations exceeds [ **fifty percent** ] **50%** of his or her monthly net income, the court may consider a proportional reduction of these obligations. Since, however, the goal of the guidelines is to treat each child equitably, [ **in no event should either** ] a first or later family **shall not** receive preference[ **. Nor shall** ], **and** the court **shall not** divide the guideline amount for all of the obligor's children among the households in which those children live.

*Example 1.* The obligor is sued for support of an out of wedlock child. The obligor is already paying support for two children of the first marriage, and has an intact second marriage with one child. The relevant monthly net incomes are \$3,800 for the obligor, \$1,100 for the former spouse, \$0 for the current spouse and \$1,500 for the parent of the new child. The obligor's basic support obligations to each family are [ **\$1,061** ] **\$1,091** for the two children of the first marriage, [ **\$842** ] **\$862** for the one child of the second marriage, and [ **\$708** ] **\$724** for the one child out of wedlock for a total support obligation of [ **\$2,611** ] **\$2,677**. Since the total of these obligations exceeds [ **fifty percent** ] **50%** of the obligor's net monthly income of \$3,800 per month, the court may consider a proportional reduction of all of the orders.

*Example 2.* The obligor is sued for support of three children of a second marriage. There is already an order

in effect for two children of the first marriage. The relevant monthly net incomes are \$1,600 for the obligor, \$0 for the first spouse and \$500 for the second spouse. The obligor's basic support obligations to each family are [ **\$554** ] **\$555** for the two children of the first marriage and [ **\$638** ] **\$642** for the three children of the second marriage for a total support obligation of [ **\$1,192** ] **\$1,197**. Since this total obligation leaves the obligor with only [ **\$408** ] **\$403** on which to live, the [ **order for the three children of the second family is too high. The obligor also** ] **orders are too high as the obligor must be left with a Self-Support Reserve of [ \$931 ] \$981.** However, reducing the order for three children while leaving the existing order intact would give preference to the first family, contrary to the rule. Therefore, both orders must be reduced proportionally.

*Example 3.* The obligor is sued by **three obligees** to establish orders for three children [ **born out of wedlock** ]. The net monthly [ **incomes** ] **income** for the obligor and for each obligee is \$1,500. The court would determine that the obligor's basic support obligation for each child is \$352 for a total obligation of \$1,056 for three children. It would be incorrect to determine the guideline amount for three children, in this case \$1,189, and then divide that amount among the three children. **However, due to the total support amount exceeding 50% of the obligor's net income, the support orders should be reduced proportionately consistent with subdivision (b) and ensure the obligor retains the Self-Support Reserve of \$981 consistent with Pa.R.C.P. No. 1910.16-2(e).**

(c) For purposes of this rule, the presumptive amount of the obligor's basic support obligation is calculated using only the basic guideline amounts of support, as determined from the formula in [ **Rule** ] Pa.R.C.P. No. 1910.16-4, and does not include any additional expenses that may be added to these amounts pursuant to [ **Rule** ] Pa.R.C.P. No. 1910.16-6. In calculating the presumptive amount of the obligor's basic support obligation, the court should ensure that the obligor retains at least [ **\$931** ] **\$981** per month consistent with [ **Rule** ] Pa.R.C.P. No. 1910.16-2(e).

*Example 1.* Assume that the obligor is paying [ **\$565** ] **\$566** per month support for one child of the first marriage, plus an additional \$200 per month for child care expenses. The obligor requests a reduction in this support obligation on the basis that there is one new child of the second intact marriage. The relevant incomes are \$2,400 for the obligor and \$0 for both the former and current spouses. The obligor's request for a reduction should be denied because the total of the basic guideline obligations for both children is only [ **\$1,130** ] **\$1,132** ([ **\$565** ] **\$566** for each child) and [ **this amount** ] does not exceed 50% of the obligor's net monthly income. No reduction should be given on the basis that the obligor's contribution to child care expenses for the first child results in an overall support obligation of [ **\$1,330** ] **\$1,332** which exceeds 50% of the obligor's net monthly income. Thus, the presumptive amount of basic support for the two children is still [ **\$1,130** ] **\$1,132** ([ **\$565** ] **\$566** for each child). The court must then consider the deviation factors under [ **Rule** ] Pa.R.C.P. No. 1910.16-5 and the parties' respective contributions to additional expenses under [ **Rule** ] Pa.R.C.P. No. 1910.16-6 in arriving at an appropriate amount of total support for each child.

*Example 2.* Assume that the obligor is paying \$360 per month support for one child of the first marriage. The obligor has one new child of the second intact marriage. The relevant incomes are \$1,500 for the obligor and \$0 for both the former and current spouses. No reduction should be given on the basis of the obligor's new child because the total of the basic guideline obligations for both children is only \$720 (\$360 for each child) and this amount does not exceed 50% of the obligor's net monthly income. Since, however, this amount leaves the obligor with only \$780 per month, the court should proportionally reduce the support obligations so that the obligor retains [ \$931 ] \$981 per month. Thus, the presumptive amount of basic support for the two children is [ \$569 ] \$519 ([ \$284.50 ] \$259.50 for each child). The court must then consider the deviation factors under [ Rule ] Pa.R.C.P. No. 1910.16-5 and the parties' respective contributions to additional expenses under [ Rule ] Pa.R.C.P. No. 1910.16-6 in arriving at an appropriate amount of total support for each child.

\* \* \* \* \*

## PUBLICATION REPORT

### Recommendation 152

The Domestic Relations Procedural Rules Committee (Committee) is proposing amendments to Pa.R.C.P. Nos. 1910.16-1, 1910.16-2, 1910.16-3, 1910.16-3.1, 1910.16-4, 1910.16-6, and 1910.16-7. The amendments are being proposed as part of the quadrennial support guideline review mandated by federal and state law and the Pennsylvania Rules of Civil Procedure. Consistent with the support guideline reviews in 2008 and 2012, the Committee engaged the assistance of Jane Venohr, Ph.D. from the Center for Policy Research, Denver, Colorado, who had been contracted by the Pennsylvania Department of Human Services to serve as a technical and economic adviser.

In addition to advising the Committee on technical issues of support and the current economic climate, Dr. Venohr prepared a report outlining her research, which was utilized by the Committee during this support guideline review process. Dr. Venohr's report entitled "2015-2016 Pennsylvania Child Support Guideline Review: Economic Review and Analysis of Case File Data" is available for public inspection on the Committee's website (<http://www.pacourts.us/courts/supreme-court/committees/rules-committees/domestic-relations-procedural-rules-committee>).

In conducting the quadrennial review, the Committee not only considered the economic data provided by Dr. Venohr, but also, the practical everyday experiences of litigants, attorneys, judges and domestic relations personnel involved in the domestic relations process. With that said, no significant changes to the support guidelines rules or underlying policies are being proposed by the Committee, excepting the support guidelines schedules and the Self-Support Reserve. The methodology, Income Shares Model, and the economic data set for child-rearing expenditures, Betson Rothbarth-3, continue to be the foundation of the support guideline schedules and have been for at least the past three quadrennial reviews.

Dr. Venohr's economic data for the updated schedules recommended by the Committee in this Recommendation is based on the Consumer Price Index (CPI), September 2015 data. The 2012 guideline review utilized economic data from the September 2011 CPI. Dr. Vehnor's analysis of the intervening four years demonstrated a relatively

small increase in the economic price levels. As a result of the methodology and economic data set remaining constant, the slight upward change in price levels is the impetus for a slight increase in the support schedules.

It should be noted that Recommendation 146 proposed an amendment to Pa.R.C.P. No. 1910-16-4(d) prior to the publication of this Recommendation. Recommendation 146 is currently in the rulemaking process; however, as Recommendation 146 has not been adopted by the Court at the time of publication of this Recommendation, the current rule is used in this Recommendation and illustrates the changes to the current rule based on the proposed support guidelines. Should the Court adopt and promulgate Recommendation 146, this Recommendation will be revised to reflect any changes to Pa.R.C.P. No. 1910-16-4(d).

[Pa.B. Doc. No. 16-780. Filed for public inspection May 6, 2016, 9:00 a.m.]

## PART II. ORPHANS' COURT RULES

### [ 231 PA. CODE PART II ]

#### Proposed Adoption of New Pa.O.C. Rule 14.6 and Form G-05

The Orphans' Court Procedural Rules Committee is planning to propose to the Supreme Court of Pennsylvania the adoption of new Pa.O.C. Rule 14.6 and Form G-05 governing the use of depositions by written interrogatories in guardianship proceedings, for the reasons set forth in the accompanying explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

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

Lisa M. Rhode, Counsel  
Orphans' Court Procedural Rules Committee  
Supreme Court of Pennsylvania  
Pennsylvania Judicial Center  
PO Box 62635  
Harrisburg, PA 17106-2635  
FAX: (717) 231-9551  
orphanscourtproceduralrules@pacourts.us

All communications in reference to the proposal should be received by June 20, 2016. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

*By the Orphans' Court  
Procedural Rules Committee*

JOHN F. MECK, Esq.,  
*Chair*

## EXPLANATORY REPORT

### Proposed Adoption of New Pa.O.C. Rule 14.6 and Form G-05

In 2014, the Elder Law Task Force delivered a comprehensive 284-page report detailing 130 specific recommendations to help lay the foundation for improvements in tackling elder law issues in the courts and by other government entities. The report contained a number of specific recommendations for amendment of the Orphans'

Court Procedural Rules. Those recommendations are currently under consideration by the Committee. The report also suggested modification of current statewide forms for guardianship matters and the addition of several new forms to assist in monitoring guardianships.

In 2015, the Committee published for comment the proposed rescission and replacement of several guardianship forms, as well as the addition of several new forms. 45 Pa.B. 1070 (March 7, 2015). One of the proposed forms was a “Deposition of Written Interrogatories of Physician or Licensed Psychologist,” which was intended to be completed by the evaluator and reflect the evaluator’s assessment of the capacity of the alleged incapacitated person. In uncontested matters, this form could be submitted to the court in place of sworn testimony. With this form, it is intended that the evaluator could be relieved of the burden of testifying in person, as well as avoiding unnecessary fees in uncontested cases. Moreover, the need for one less witness to appear would ease scheduling difficulties. This form is not intended to replace the need for live testimony in contested cases.

Currently, an expert is permitted by statute to submit his or her evaluation by deposition in lieu of live testimony, 20 Pa.C.S. § 5518; however, the form for providing this evaluation by written deposition varies by county. The proposed form would become a mandatory statewide form to be used by each and every evaluator who is providing testimony by deposition regarding the capacity of an alleged incapacitated person where incapacity is uncontested.

The Committee reviewed the comments received from the prior publication of this form, formed a subcommittee, and invited a physician and practitioners in the field to participate. After much deliberation, the now-titled “Deposition by Written Interrogatories” was substantially revised.

With sincere appreciation for the volunteer efforts of the subcommittee, the Committee has accepted the revised form to be published anew for comment. The Committee also proposes a new Rule 14.6 to implement this form, establish the circumstances in which it may be used, and provide commentary guiding its intended use. The Committee invites the bench, bar, and public to submit their comments, suggestions, or objections to this proposal.

During the interim, the Committee continues its efforts to develop more comprehensive statewide rules and forms for guardianship proceedings. These rules and forms will be published for comment at a later date.

**Annex A**

**TITLE 231. RULES OF CIVIL PROCEDURE**

**PART II. ORPHANS’ COURT RULES**

**CHAPTER XIV. GUARDIANSHIPS OF INCAPACITATED PERSONS**

*(Editor’s Note: See Supreme Court Order No. 682, dated December 1, 2015, effective September 1, 2016, published at 45 Pa.B. 7098 (December 19, 2015) for the text of Rule 14.5 as follows.)*

**Rule 14.5. Forms.**

The following forms located in the Appendix shall be used exclusively.

- (a) Important Notice—Citation with Notice;
- (b) Annual Report of Guardian of the Estate;
- (c) Annual Report of Guardian of the Person; [ and ]
- (d) Guardian’s Inventory[ . ]; and
- (e) **Deposition by Written Interrogatories.**

**Explanatory Comment:** In accordance with Rule 1.8, these forms must be used exclusively and cannot be replaced or supplanted by a local form.

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

**Rule 14.6. Deposition by Written Interrogatories.**

Evidence of incapacity may be admissible through a deposition by written interrogatories using the form provided in the Appendix to these rules under the following circumstances:

- (a) The deponent is qualified by training and experience in evaluating individuals with incapacities for the type alleged in the petition;
- (b) The deponent signs, dates, and verifies the response to the written interrogatories; and
- (c) Incapacity is uncontested.

**Explanatory Comment:** This rule and referenced form are intended to permit the admission of expert testimony by written deposition rather than live testimony. See 20 Pa.C.S § 5518. The rule is permissive; whether a deposition is admitted in lieu of testimony is at the discretion of the court. Nothing in this rule is intended to preclude the court from requiring the deponent to appear or requiring supplementation if the court is not satisfied with the response contained within the deposition. With the necessity of cross-examination, when capacity is contested, the use of a deposition by written interrogatories pursuant to this rule is not permitted.

**INDEX TO APPENDIX**

**ORPHANS’ COURT AND REGISTER OF WILLS FORMS ADOPTED BY SUPREME COURT PURSUANT TO**

Pa.O.C. Rule [ 1.3 ] 1.8

\* \* \* \* \*

**B. Guardianship Forms**

- 1. Important Notice—Citation with Notice (Pa.O.C. Rule 14.5) ..... G-01
- 2. Annual Report—Guardian of Estate ..... G-02
- 3. Annual Report—Guardian of Person ..... G-03
- 4. Guardian’s Inventory ..... G-04
- 5. Petition for Adjudication—Guardian of Estate of Incapacitated Person ..... OC-03\*
- 6. Petition for Adjudication—Guardian of Estate of Minor ..... OC-04\*\*
- 7. Deposition by Written Interrogatories ..... G-05**

\* Form OC-3 is not reprinted here and is located under Audit and Administration Forms at No. 3.

\* \* \* \* \*



**INSTRUCTIONS FOR SUBMITTING EXPERT TESTIMONY BY  
ANSWERS TO WRITTEN DEPOSITION**

To establish incapacity, the petitioner must present testimony from an individual qualified by training and experience in evaluating persons with incapacities of the type alleged by the petitioner. As an accommodation to such expert witnesses, the Court will accept such testimony by answers to written interrogatories rather than require their testimony.

**IT IS THE OBLIGATION OF COUNSEL OR A PARTY  
OFFERING EXPERT TESTIMONY BY ANSWERS TO  
WRITTEN DEPOSITION TO ENSURE COMPLIANCE  
WITH THESE INSTRUCTIONS**

In order for such testimony to be accepted by answers to Written Deposition, the following conditions must be met:

- 1) All of the following interrogatories are clearly and legibly answered or designated as “not applicable.”
- 2) The answers are signed and verified subject to the penalties of Title 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) by the individual offering such testimony.
- 3) A signed copy of the answers to the Written Deposition is filed with the Clerk of the Orphans’ Court at least three (3) business days before the hearing on the petition to establish incapacity.

The failure to satisfy ALL of the foregoing instructions may, *in the Court’s discretion*, result in the answers being rejected and require the testimony of the expert witness in person or by telephone, and may result in a delay or a rescheduling of the hearing.

FORM G-05: WRITTEN DEPOSITION

COURT OF COMMON PLEAS OF ADAMS COUNTY  
ORPHANS' COURT DIVISION

WRITTEN DEPOSITION

RE: \_\_\_\_\_ DCCKET NO.: \_\_\_\_\_  
An Alleged Incapacitated Person (AIP)

**PART I: PROFESSIONAL BACKGROUND** (You may attach curriculum vitae, if it provides answers to questions 1 through 6. Please answer any of those questions not covered by curriculum vitae.)

- 1. Name: \_\_\_\_\_ Title: \_\_\_\_\_
- 2. Professional Address: \_\_\_\_\_
- 3. Complete education information: (To the extent your curriculum vitae does not provide all education information requested, please provide answers.)

	Name of Institution	Type of Degree Received	Date Completed
Undergraduate			
Graduate			
Post-Graduate			

- 4. Do you have any active professional licenses?  YES  NO  
If **yes**, indicate in what state or states you are licensed. Also indicate the name of the issuing entity, type of license, and date obtained the type of license, the date issued and any board certifications.

- 5. Do you have experience evaluating any individual's capacity?  YES  NO  
If **yes**, indicate the basis of your experience.

**PART II: ALLEGED INCAPACITATE PERSON (AIP)**

6. a. Have you previously treated, assessed, or evaluated the AIP?

YES     NO

b. If **yes**, have you established a physician/psychologist-patient relationship with the AIP?

YES     NO

c. If 6a. is yes, indicated the date(s) and location of the treatment, assessment, or evaluation over the last two (2) years:

--

d. If 6a. is yes, what tests were administered, when and score, e.g., mini mental status exam (MMSE), Montreal Cognitive Assessment (MOCA), etc.?

--

7. What is the present condition of the AIP? List all medical and psychiatric diagnoses and current conditions:

<u>Diagnosis</u>	<u>Symptoms/Manifestations</u>

8. List all medications, including over-the-counter, that the AIP is taking. For each medication, indicate the prescribing physician and the diagnosis for which the medication was prescribed: (You may attach a list from your records.)

<u>Medication</u>	<u>Diagnosis</u>	<u>Prescribing Physician</u>

9. Indicate the AIP's ability to perform the following functions:

	Unimpaired	Needs Some Help (Explain in #10)	Totally Impaired	Not Enough Information
Communicating decisions				
Receiving and evaluating information				
Short-term memory				
Long-term memory				
Activities of Daily Living:				
Eating				
Bathing				
Dressing				
Toileting				
Transferring				
Managing checking account/paying bills				
Shopping				
Handling transportation arrangements				
Preparing meals				
Using the telephone or other communications devices				
Understands medical conditions and needs				
Compliance with medical treatment				
Managing Medications				
Housework and basic home maintenance				
Responding to Emergency Situations				
Providing for physical safety				
Becoming susceptible to designing persons				

10. For any item in question 9 where the AIP “needs some help, “ please describe the type and extent of assistance needed.

11. What services are being provided to the AIP, if known, to meet the essential requirements for the physical health and safety of the AIP?

12. What services are being provided to the AIP, if known, to manage the AIP’s financial affairs?

13. What recommendations would you make concerning services necessary to meet the essential requirements for the AIP’s physical health and safety?

14. What recommendations would you make concerning management of the AIP’s financial resources?

15. An Incapacitated Person is legally defined as: “An adult whose ability to receive and evaluate information effectively and communicate decisions in any way is impaired to such an extent that he/she is partially or totally unable to manage his financial resources or to meet essential requirements for his/her physical health and safety.”

In your expert opinion, based on your knowledge, skills, experience, or education, is the AIP incapacitated?

- Yes, totally impaired       Yes, partially impaired       No

16. In my opinion, the most appropriate, least restrictive living situation for the AIP is (check one):

- Home ( with part-time home health aide or  24/7 assistance)
- Independent living facility (room and board provided, emergency services readily available)
- Assisted living facility (room and board provided, needs daily assistance with some activities of daily living)
- Secure facility (Alzheimer’s/Mental Health for safety and basic needs)
- Long term care facility (requires substantial assistance with activities of daily living throughout the day)

17. In the next 6 months, I expect the AIP’s abilities (when totally impaired or needs some help—Question 9) to (Check best estimate):

- Stay the same       Improve       Decline

Please explain whether changes are likely to result in a change in capacity or a change in the need for a guardian.

**PART III: GUARDIANSHIP AND SERVICES**

18. Are there any circumstances, medical or otherwise, that create an urgent need for the appointment of a guardian for the AIP?

YES       NO

If yes, indicate reasons for an emergency guardian:

19. The AIP is required to attend the hearing and to be represented by a lawyer if he/she desires. The court, in making its evaluation, is generally required to see the AIP in person, absent circumstances that could cause harm. Putting aside questions of whether the court proceeding may be moderately upsetting or confusing to the AIP, do you believe that the AIP's presence at the hearing would be harmful to the person's emotional or physical well-being?

YES       NO

Indicate reason for response:

20. Is there any other information that could assist the court in its determination of incapacity and who should be appointed if the court appoints a guardian?

I verify that the foregoing information is correct to the best of my knowledge, information and belief; and that this Verification is subject to the penalties of 18 Pa.C.S. § 4904 relative to unsworn falsification to authorities.

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Name (type or print)*

\_\_\_\_\_  
*Address*

\_\_\_\_\_  
*City, State, Zip*

\_\_\_\_\_  
*Telephone*

# Title 255—LOCAL COURT RULES

## CUMBERLAND COUNTY

### Local Rule 86; 96-1335 Civil

#### Order

*And Now*, this 20th day of April, 2016, effective June 1, 2016, or thirty (30) days after publication in the *Pennsylvania Bulletin*, whichever is later, Cumberland County Local Rule 86 is amended to read as follows:

#### Rule 86.

Every appeal from conviction in a summary proceeding [ pursuant to Pa.R.Crim.P. 86 ] shall be heard within two hundred and seventy (270) [ ninety (90) ] days after its return unless a continuance is granted for good cause

shown [ formal order continuing the same has been entered by the court for the cause shown ].

Adopted December 14, 1965; amended November 5, 1973; amended October 6, 1978, effective October 15, 1978; amended April 20, 2016, effective June 1, 2016

Pursuant to Pa.R.C.P. 239, the Court Administrator is directed to forward seven (7) certified copies of this order to the Administrative Office of Pennsylvania Courts, two (2) certified copies to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*, together with a diskette, formatted in Microsoft Word for Windows reflecting the text in hard copy version, one (1) copy to the Supreme Court Criminal Procedural Rules Committee, and one (1) copy to the *Cumberland Law Journal*.

*By the Court*

EDWARD E. GUIDO,  
*President Judge*

[Pa.B. Doc. No. 16-782. Filed for public inspection May 6, 2016, 9:00 a.m.]

# RULES AND REGULATIONS

## Title 34—LABOR AND INDUSTRY

DEPARTMENT OF LABOR AND INDUSTRY

[ 34 PA. CODE CHS. 401, 403 AND 405 ]

### Uniform Construction Code

Under sections 302 and 304 of the Pennsylvania Construction Code Act (act) (35 P.S. §§ 7210.302 and 7210.304), the Department of Labor and Industry (Department) amends §§ 401.1, 403.21 and 405.2 (relating to definitions; Uniform Construction Code; and standards) to read as set forth in Annex A.

#### *Background*

The act mandates a process for the adoption of updated building codes issued by the International Code Council (ICC). Although most building code provisions are reviewed by the Pennsylvania Uniform Construction Code Review and Advisory Council under section 107 of the act (35 P.S. § 7210.107), the General Assembly has excluded accessibility provisions of the International Building Code from review in section 304 of the act. The act of April 25, 2011 (P.L. 1, No. 1) (Act 1) amended the act to require that the Department regularly adopt updated accessibility standards for the construction, repair or alteration of buildings in this Commonwealth by December 31 of the year of issuance by the ICC. The ICC issued new accessibility standards in 2015. This final-omitted rulemaking will be effective upon publication in the *Pennsylvania Bulletin*. Adoption of the current accessibility standards will ensure that commercial buildings meet current standards for accessible and usable facilities.

The purpose of these regulations is to adopt recognized international standards for accessible and usable buildings and structures, as directed by Act 1. The final-omitted rulemaking brings the Commonwealth's standards for accessible and usable buildings to the current state of the art and conforms to standards issued by the United States Department of Justice under the Americans with Disabilities Act (42 U.S.C.A. §§ 12101—12213). Adopting Chapter 11 and Appendix E of the International Building Code of 2015 for new construction and the accessibility provisions in the International Existing Building Code of 2015 for the alteration or modification of existing buildings will allow the Department to comply with the directive of the act to update accessibility requirements in the Uniform Construction Code (UCC) with successor codes.

In addition, section 304 of the act requires the Department to include the latest American National Standards Institute (ANSI) standards applicable to the operation of ski lifts prescribed in the American National Standards for Passenger Tramways, Aerial Tramways, Aerial Lifts, Surface Lifts and Tows, ANSI B77.1. Section 405.2 formerly recognized ANSI B77.1-2006. However, the latest ANSI B77.1 standards are in ANSI B77.1-2011, American National Standard for Passenger Ropeways—Aerial Tramways, Aerial Lifts, Surface Lifts, Tows and Conveyors—Safety Requirements, as supplemented by ANSI B77.1a-2012 (collectively ANSI B77.1-2011). Accordingly, the Department must adopt ANSI B77.1-2011 to bring the Commonwealth's standards for the operation of ski lifts

into compliance with the current state of the art and recognized standards, as mandated by the act.

#### *Purpose and Explanation of this Final-Omitted Rulemaking*

The Department, under section 204(3) of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. § 1204(3)), known as the Commonwealth Documents Law (CDL), and 1 Pa. Code § 7.4(3) (relating to omission of notice of proposed rulemaking), finds that notice of proposed rulemaking under the circumstances is unnecessary and impractical, and therefore may be omitted.

The Department's justification for utilizing the final-omitted rulemaking process is that the only changes being made are updates of the regulations to the latest standards as mandated by the act. The Department does not have discretion in the promulgation of these regulations. Section 304 of the act requires the Department, by December 31 of the year of the issuance of a new triennial International Building Code, or its successor building code, to promulgate regulations adopting the new accessibility codes as the UCC. The ICC updated the international codes and issued 2015 editions. This final-omitted rulemaking will be effective upon publication in the *Pennsylvania Bulletin*.

Similarly, section 302(a) of the act requires the inclusion of the latest ANSI standards applicable to the operation of ski lifts. The latest standards are ANSI B77.1-2011, which were issued in 2011 and supplemented in 2012.

Under section 204(3) of the CDL, the Department may omit the procedures for proposed rulemaking in sections 201 and 202 of the CDL (45 P.S. §§ 1201 and 1202) if the specified procedures are impracticable, unnecessary or contrary to the public interest. Proposed notice of this rulemaking is impracticable and unnecessary because the regulations are limited to implementing, without change, modification or interpretation, the regulations to include the latest versions of Nationally recognized standards in the Pennsylvania UCC as mandated by the act.

On February 12, 2016, the Department submitted the final-omitted rulemaking to the Office of Attorney General to conduct a pre-review of the Department's justification for submittal as a final-omitted rulemaking under section 204(3) of the CDL. On February 16, 2016, the Office of Attorney General notified the Department that it approved the submission of the updates to these regulations as final-omitted rulemaking.

#### *Statutory Authority*

This final-omitted rulemaking is issued under the authority of section 304(a)(3) of act, which provides that the Department shall promulgate regulations updating accessibility standards by adopting Chapter 11 and Appendix E of the International Building Code of 2012, or its successor, by December 31 of the year of issuance of the new code. The latest successor code to the 2012 Code is the International Building Code of 2015 for new construction and the accessibility provisions contained in the International Existing Building Code of 2015 for the alteration or modification of existing buildings. This final-omitted rulemaking will be effective upon publication in the *Pennsylvania Bulletin*.

Section 302(a)(1) and (2) of the act requires the promulgation of the latest ANSI standards applicable to the operation of ski lifts, which is ANSI B77.1-2011.



*Affected Persons*

This final-omitted rulemaking affects owners of new commercial buildings or commercial buildings undergoing addition, renovation or repair. The final-omitted rulemaking also ensures that persons with physical disabilities will be able to access and use commercial buildings in this Commonwealth. This final-omitted rulemaking also affects operators, designers and manufacturers of ski lifts and ensure compliance with the latest standards.

*Fiscal Impact*

The Commonwealth will incur minimal additional costs under this final-omitted rulemaking. The costs are related to the purchase of updated code books for Commonwealth personnel. The cost to enforce this final-omitted rulemaking will be the same as the current regulations. This final-omitted rulemaking will not increase administrative, enforcement or legal activity.

*Reporting, Recordkeeping and Paperwork Requirements*

This final-omitted rulemaking will not require the creation of new forms or reporting requirements. Current forms may be updated.

*Sunset Date*

A sunset date is not appropriate for these regulations. The act directs the Department to update these regulations with each new successor code edition.

*Effective Date*

This final-omitted rulemaking will be effective upon publication in the *Pennsylvania Bulletin*.

*Contact Person*

The contact person is Jennifer L. Berrier, Director, Bureau of Occupational and Industrial Safety, Department of Labor and Industry, 16th Floor, Labor and Industry Building, 651 Boas Street, Harrisburg, PA 17121, jerberrier@pa.gov.

*Regulatory Review*

Under section 5.1(c) of the Regulatory Review Act (71 P.S. § 745.5a(c)), on February 29, 2016, the Department submitted a copy of the final-omitted rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the Senate Committee on Labor and Industry and the House Labor Relations Committee. On the same date, the regulations were submitted to the Office of the Commonwealth Attorneys Act (71 P.S. §§ 732-101—732-506).

Under section 5.1(j.2) of the Regulatory Review Act, on March 30, 2016, the final-omitted rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on March 31, 2016, and approved the final-omitted rulemaking.

*Findings*

The Department finds that notice of proposed rulemaking under the circumstances is impractical and unnecessary and therefore notice of proposed rulemaking may be omitted under section 204(3) of the CDL.

*Order*

The Department, acting under the authorizing statute, orders that:

(a) The regulations of the Department, 34 Pa. Code Chapters 401, 403 and 405, are amended by amending

§§ 401.1, 403.21 and 405.2 to read as set forth in Annex A, with ellipses referring to the existing text of the regulations.

(b) The Secretary of the Department shall submit this order and Annex A to the Office of Attorney General and the Office of General Counsel for approval as to legality and form as required by law.

(c) The Secretary of the Department shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(d) This order shall become effective effect upon publication in the *Pennsylvania Bulletin*.

KATHY M. MANDERINO,  
*Secretary*

(*Editor’s Note:* See 46 Pa.B. 1979 (April 16, 2016) for IRRC’s approval order.)

**Fiscal Note:** 12-102. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 34. LABOR AND INDUSTRY**

**PART XIV. UNIFORM CONSTRUCTION CODE**

**CHAPTER 401. UNIFORM CONSTRUCTION CODE TRAINING AND CERTIFICATION OF CODE ADMINISTRATORS**

**§ 401.1. Definitions.**

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

\* \* \* \* \*

*International Building Code*—Chapters 2—10, 12—29 and 31—35 of the “International Building Code 2009” (first printing) issued by the ICC. Chapter 11 and Appendix E of the “International Building Code 2015” issued by the ICC. The term includes all errata issued by the ICC.

*International Energy Conservation Code*—The “International Energy Conservation Code 2009” (first printing) issued by the ICC. The term includes all errata issued by the ICC.

*International Existing Building Code*—The “International Existing Building Code for Buildings and Facilities 2009” (first printing) issued by the ICC. The accessibility provisions in the “International Existing Building Code for Buildings 2015” issued by the ICC. The term includes all errata issued by the ICC.

\* \* \* \* \*

**CHAPTER 403. ADMINISTRATION STANDARDS**

**§ 403.21. Uniform Construction Code.**

(a) The Department adopts and incorporates by reference the following codes as the Uniform Construction Code:

\* \* \* \* \*

(2) Chapter 11 of the “International Building Code of 2015.”

\* \* \* \* \*

(10) The “International Existing Building Code.”

(i) Section 406.3 of the International Existing Building Code of 2015 (relating to replacement window emergency escape and rescue openings) is adopted.

(ii) The accessibility provisions of the International Existing Building Code of 2015 are adopted as follows:

- (A) Section 107.2 (relating to temporary structures and uses).
- (B) Section 410 (relating to the prescriptive compliance method).
- (C) Section 605 (relating to repairs).
- (D) Section 705 (relating to Level 1 alterations).
- (E) Section 801.1 (relating to Level 2 alterations).
- (F) Section 806 (relating to Level 2 alterations).
- (G) Section 901.2 (relating to Level 3 alterations).
- (H) Section 906 (relating to Level 3 alterations).
- (I) Section 1006 (relating to change of occupancy).
- (J) Section 1012.1.4 (relating to change of occupancy).
- (K) Section 1012.8 (relating to change of occupancy).
- (L) Section 1101.2 (relating to additions).
- (M) Section 1105 (relating to additions).
- (N) Section 1204.1 (relating to historic buildings).
- (O) Section 1205.15 (relating to historic buildings).
- (P) Section 1401.2.5 (relating to performance compliance methods).

- (Q) Section 1508 (relating to construction safeguards).
- (R) Appendix B.

(11) The “International Wildland-Urban Interface Code.”

(12) Appendix E of the “International Building Code of 2015.”

\* \* \* \* \*

**CHAPTER 405. ELEVATORS AND OTHER LIFTING DEVICES  
GENERALLY**

**§ 405.2. Standards.**

(a) The following standards are adopted as part of the Uniform Construction Code and apply to the listed type of elevator or other lifting device. Other authorities referenced in the standards are adopted if the authority is not excluded in subsection (b):

\* \* \* \* \*

(4) “ANSI B77.1-2011 and supplement ANSI B77.1a-2012” for passenger ropeways, aerial tramways, aerial lifts, surface lifts, tows and conveyors.

\* \* \* \* \*

[Pa.B. Doc. No. 16-783. Filed for public inspection May 6, 2016, 9:00 a.m.]

# STATEMENTS OF POLICY

## Title 4—ADMINISTRATION

### PART II. EXECUTIVE BOARD

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

#### Reorganization of the Department of Aging

The Executive Board approved a reorganization of the Department of Aging effective April 21, 2016.

The organization chart at 46 Pa.B. 2319 (May 7, 2016) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

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

[Pa.B. Doc. No. 16-784. Filed for public inspection May 6, 2016, 9:00 a.m.]

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### PART II. EXECUTIVE BOARD

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

#### Reorganization of the Department of Revenue

The Executive Board approved a reorganization of the Department of Revenue effective April 18, 2016.

The organization chart at 46 Pa.B. 2320 (May 7, 2016) is published at the request of the Joint Committee on

Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

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

[Pa.B. Doc. No. 16-785. Filed for public inspection May 6, 2016, 9:00 a.m.]

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### PART II. EXECUTIVE BOARD

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

#### Reorganization of the Department of Transportation

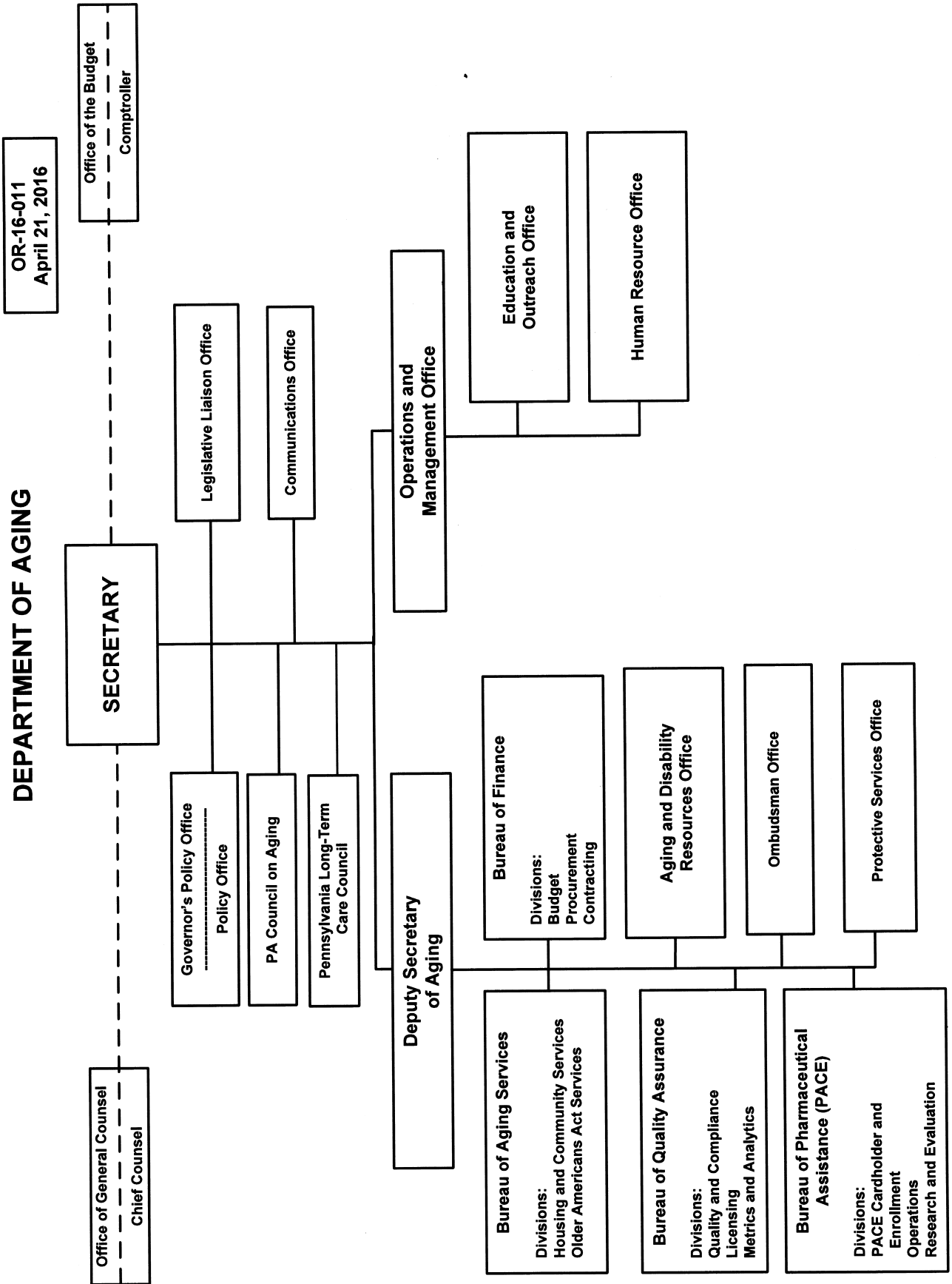
The Executive Board approved a reorganization of the Department of Transportation effective April 18, 2016.

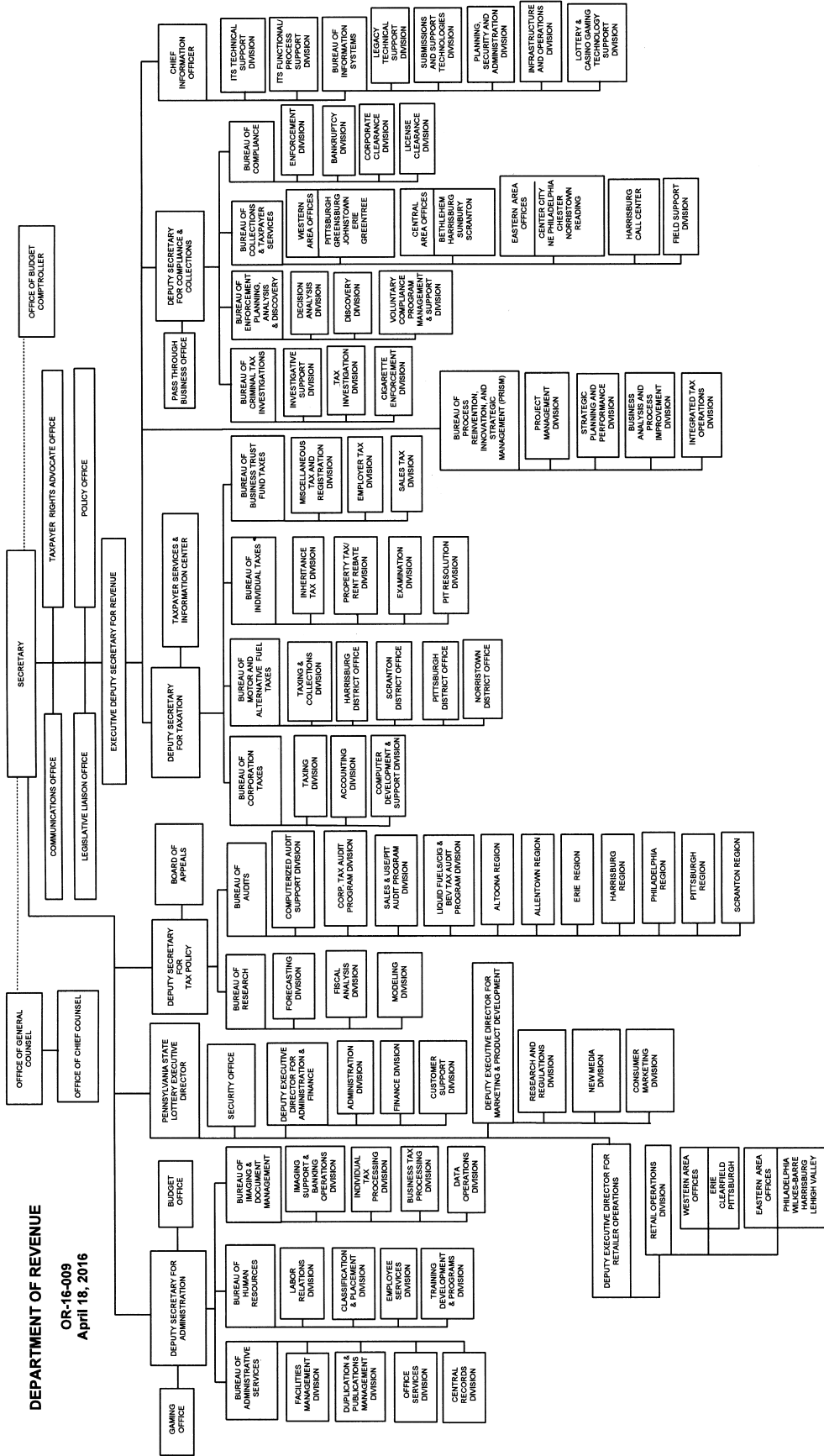
The organization chart at 46 Pa.B. 2321 (May 7, 2016) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

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

[Pa.B. Doc. No. 16-786. Filed for public inspection May 6, 2016, 9:00 a.m.]

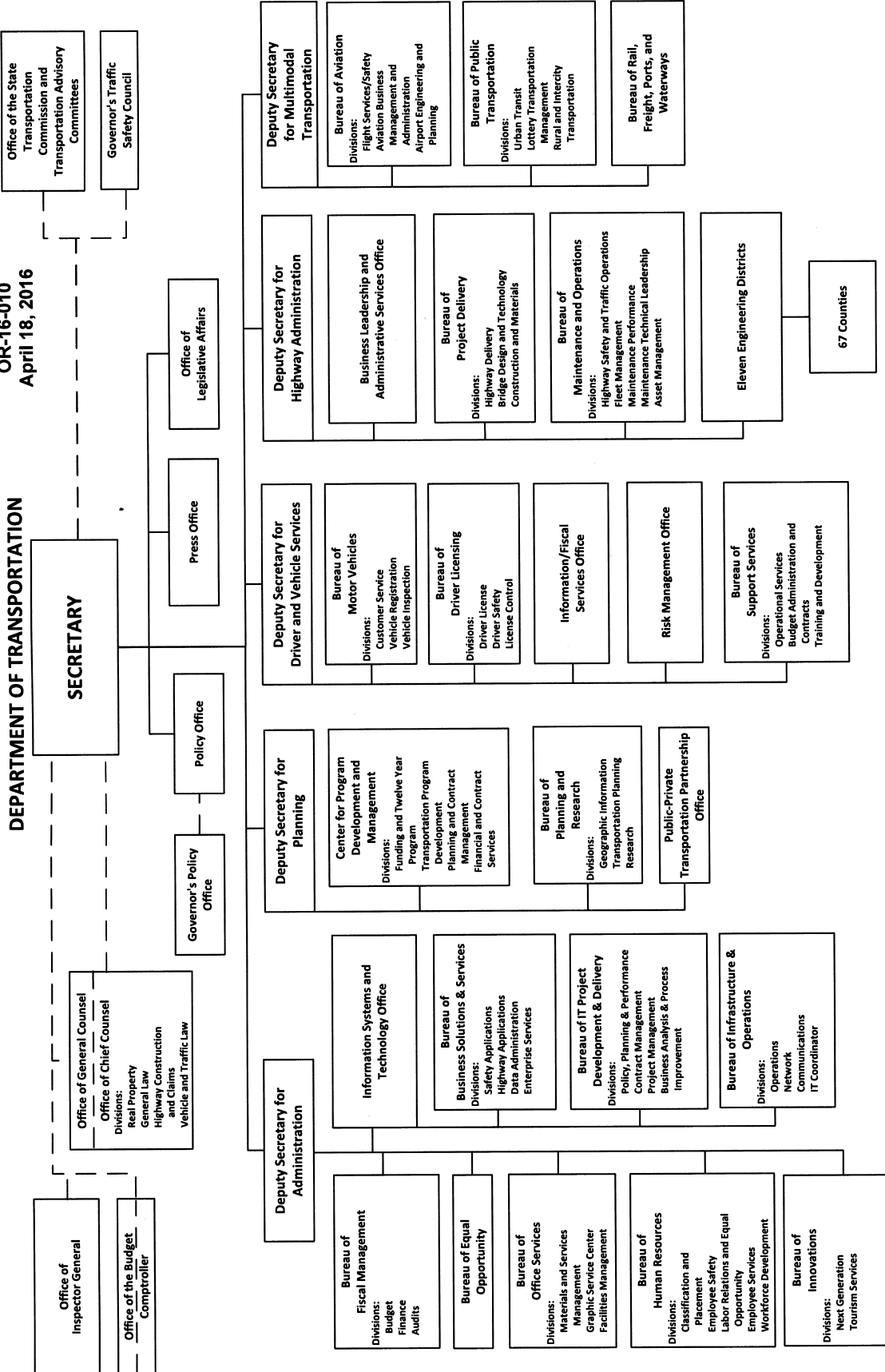
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OR-16-010  
April 18, 2016

DEPARTMENT OF TRANSPORTATION



# NOTICES

## DEPARTMENT OF AGRICULTURE

### Licensure of Retail Food Facilities Order

#### Recitals

A. The Retail Food Facility Safety Act (Act) (3 Pa.C.S.A. §§ 5701—5714) prescribes standards, responsibilities and requirements relating to the licensure, inspection and safe operation of retail food facilities within the Commonwealth of Pennsylvania.

B. The Act (at 3 Pa.C.S.A. § 5702) designates the Department of Agriculture (Department) as a “licensor” of certain retail food facilities that are not licensed by designated county health departments or other local health departments or health authorities.

C. The Act (at 3 Pa.C.S.A. § 5703(b)) affords licensors of retail food facilities discretion to exempt certain specified types of retail food facilities from having to obtain a license. Where the licensor is the Department, the exemption must be accomplished by Order of the Secretary, published in the *Pennsylvania Bulletin*.

D. It is the intention of the Department to exempt certain types of retail food facilities from the licensure requirements of the Act.

#### Order

Under authority of the Act (at 3 Pa.C.S.A. § 5703(b)), and with the foregoing recitals incorporated into this Order, the Department hereby orders the following:

1. A retail food facility is exempt from having to obtain the retail food facility license required under the Act (at 3 Pa.C.S.A. § 5703(a)) if both of the following are accurate:

a. The Department would otherwise be the licensor under the Act with respect to that food facility.

b. The food facility is one of the following, as described in the Act at 3 Pa.C.S.A. § 5703(b)(1)(i)—(vi):

i. A food bank owned by a charitable nonprofit entity and operated for charitable or religious purposes.

ii. A soup kitchen owned by a charitable nonprofit entity and operated for charitable or religious purposes. (This includes a charitable nonprofit entity that delivers meals to third parties for charitable or religious purposes, common examples of which include meals-on-wheels programs and church operations that deliver meals to shut-ins.)

iii. A retail food facility that operates on no more than three days each calendar year.

iv. A school cafeteria.

v. A retail food facility that is owned by a charitable nonprofit entity, that does not operate for more than three consecutive days at a single event, and that is one or more of the following:

A. Managed by an organization which is established to promote and encourage participation or support for extra-curricular recreational activities for youth of primary and secondary public, private and parochial school systems on a not-for-profit basis. This subparagraph does not apply to organized camps.

B. Offers only foods that are nonpotentially hazardous foods or beverages.

vi. A retail food facility in which food or beverages are sold only through a vending machine.

2. A retail food facility that seeks to be exempt from licensure under this Order shall provide the Department whatever reasonable documentation or verification the Department requests in order to confirm that it is an entity that is qualified for the licensure exemption described above. The burden of proof that a retail food facility is exempt under this Order shall rest on the retail food facility seeking the exemption.

3. The Department provides general notice that two additional types of retail food facilities are exempt from having to obtain the retail food facility license required under the Act (at 3 Pa.C.S.A. § 5703(a)). These food establishments are specifically exempted from licensure under the Act (at 3 Pa.C.S.A. § 5703(b)(2)), rather than under this Order. They include the following:

a. A retail food facility in which only prepackaged, nonpotentially hazardous food or beverages are sold.

b. A retail food facility that sells only raw agricultural commodities.

4. A retail food facility that is exempted from the license requirements under the Act is exempt from the licensure requirement only, and remains subject to inspection and all other provisions of the Act and its attendant regulations.

5. This Order terminates and supplants the Department's January 22, 2011 Order on this same subject matter, which was published in the January 22, 2011 edition of the *Pennsylvania Bulletin*, at 41 Pa.B. 524.

6. This Order shall take effect as of May 7, 2016, and shall remain in effect until terminated by subsequent order.

RUSSELL C. REDDING,  
Secretary

[Pa.B. Doc. No. 16-787. Filed for public inspection May 6, 2016, 9:00 a.m.]

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P.L. 847, No. 356), known as the Banking Code of 1965; the act of May 15, 1933 (P.L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P.L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending April 26, 2016.

Under section 503.E of the Department of Banking and Securities Code (71 P.S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file their comments in writing with the Department of Banking and Securities, Corporate Applications Division, 17 North Second Street, Suite 1300,

Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

**BANKING INSTITUTIONS**  
**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
4-26-2016	Wayne Bank Honesdale Wayne County	Filed
	Application for approval to merge The National Bank of Delaware County, Walton, NY, with and into Wayne Bank, Honesdale.	

**Branch Applications**  
**De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
4-18-2016	PS Bank Wyalusing Bradford County	251 East Grove Street Clarks Green Lackawanna County	Opened
4-18-2016	Kish Bank State College Centre County	114 South Allen Street State College Centre County	Opened

**CREDIT UNIONS**

No activity.

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

ROBIN L. WIESSMANN,  
*Secretary*

[Pa.B. Doc. No. 16-788. Filed for public inspection May 6, 2016, 9:00 a.m.]

# 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 POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

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

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



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

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

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

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

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

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

### I. NPDES Renewal Applications

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0101290 (Sewage)	Sandy Township Sewer System STP PO Box 267 Du Bois, PA 15801-0267	Clearfield County Sandy Township	Wolf Run (17-C)	Yes
PA0228176 (Sewage)	Harrison Township WW Treatment Plant 205 E Main Street Harrison Valley, PA 16927-1203	Potter County Harrison Township	Cowanessque River (4-A)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0205877 (Sewage)	Redstone Township Sewer Authority WWTP PO Box 751 Republic, PA 15475-0751	Fayette County Redstone Township	Dunlap Creek (19-C)	Yes
PA0255076 (Sewage)	Richard Cowley SRSTP 1347 Springs Road Springs, PA 15562	Somerset County Elk Lick Township	Unnamed Tributary to Tub Mill Run (19-F)	Yes

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

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

**PA0244546**, Storm Water, SIC Code 7948, **Chester Downs & Marina LLC d.b.a. Harrah's Philadelphia Casino & Racetrack**, 777 Harrah's Boulevard, Chester, PA 19013. Facility Name: Harrah's Philadelphia Casino & Racetrack. This existing facility is located in Chester City, **Delaware County**.

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

The receiving stream(s), Delaware River, is located in State Water Plan watershed 3-G and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on an average stormwater flow.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on an average stormwater flow.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003 are based on an average stormwater flow.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 004 are based on an average stormwater flow.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 005 are based on an average stormwater flow.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

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

- A. Stormwater Outfall Requirements
- B. Acquire Necessary Property Rights
- C. Proper Sludge Disposal

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

The EPA Waiver is in effect.

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

**PA0063711A-1**, Sewage, SIC Code 4952, **Central Carbon Municipal Authority**, 1000 Lehigh Drive, Lehigh, PA 18235-2239. Facility Name: Central Carbon Municipal Authority. This existing facility is located in Mahoning Township, **Carbon County**.

Description of Existing Activity: Department-initiated amendment of an NPDES permit for an existing discharge of treated sewage.

The receiving stream, the Lehigh River, is located in State Water Plan watershed 2-B and is classified for Cold Water Fishes, Migratory Fishes, and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.6 MGD.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	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	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	334	534	XXX	25.0	40.0	50.0
Total Suspended Solids	400	600	XXX	30.0	45.0	60.0
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Total Residual Chlorine	XXX	XXX	XXX	XXX	XXX	1.1
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	XXX	XXX
Aluminum, Total	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Copper, Total	XXX	XXX	XXX	Annual Avg Report	XXX	XXX
Iron, Total	XXX	XXX	XXX	Annual Avg Report	XXX	XXX
Manganese, Total	XXX	XXX	XXX	Annual Avg Report	XXX	XXX
Zinc, Total	XXX	XXX	XXX	Annual Avg Report	XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Influent	Report	XXX	XXX	Report	XXX	XXX

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

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 0 MGD (stormwater).

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of 0 MGD (stormwater).

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

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

- Whole Effluent Toxicity (WET) and 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 not in effect.

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

**PA0082864**, Sewage, SIC Code 8661, **Jesus Ministries Inc.**, 17512 Rapture Street, Shirleysburg, PA 17260-9721. Facility Name: Jesus Ministries Agape Farm. This proposed facility is located in Cromwell Township, **Huntingdon County**.

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

The receiving stream(s), Browns Gap Run, is located in State Water Plan watershed 12-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.03 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Total Monthly	Daily Maximum		Average Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
	Avg Mo					
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.18	XXX	0.6
Carbonaceous Biochemical Oxygen Demand (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)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Nitrate-Nitrite as N	Report	XXX	XXX	Geo Mean Report	XXX	XXX
Total Nitrogen	Report	Report Total	XXX	Report	XXX	XXX
		Annual				
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	12.0	XXX	24
May 1 - Oct 31	XXX	XXX	XXX	4.0	XXX	8
Total Phosphorus	Report	Report Total	XXX	Report	XXX	XXX
	Avg Mo					
Ammonia-Nitrogen	Report	Report Total	XXX	Report	XXX	XXX
		Annual				
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX

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

- Hauled in residential and municipal waste restriction
- Chlorine minimization
- Proper disposal of sewage sludge and biosolids
- Stormwater prohibition

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.

**PA0084425**, Sewage, SIC Code 4952, **Conewago Township Sewer Authority**, 600 Locust Point Road, York, PA 17406-6056. Facility Name: Conewago Township WWTP. This existing facility is located in Conewago Township, **York 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), Little Conewago Creek, is located in State Water Plan watershed 7-F and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on design flows of 0.50 MGD (interim) and 0.84 MGD (final).

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0 Max	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC) (Interim)	XXX	XXX	XXX	0.2	XXX	0.66
Ultraviolet light intensity (mW/cm <sup>2</sup> ) (Final)	XXX	XXX	Report	XXX	XXX	XXX
CBOD <sub>5</sub>						
May 1 - Oct 31	41 (Interim) 70 (Final)	60 (Interim) 105 (Final)	XXX	10.0	15.0	20
Nov 1 - Apr 30	80 (Interim) 140 (Final)	125 (Interim) 210 (Final)	XXX	20.0	30.0	40
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	125 (Interim) 210 (Final)	185 (Interim) 315 (Final)	XXX	30.0	45.0	60
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (CFU/100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
May 1 - Oct 31	6.0 (Interim) 10.5 (Final)	XXX	XXX	1.5	XXX	3.0
Nov 1 - Apr 30	18 (Interim) 31.5 (Final)	XXX	XXX	4.5	XXX	9.0
Total Phosphorus	8.0 (Interim) 14 (Final)	XXX	XXX	2.0	XXX	4.0

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 Units (lbs/day)		Minimum	Concentrations (mg/L)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	9,132	XXX	XXX	XXX
Net Total Phosphorus	Report	1,218	XXX	XXX	XXX

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

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

The EPA Waiver is not in effect.

**PA0266361**, Sewage, SIC Code 4952, **Douglas Zook**, PO Box 331, East Prospect, PA 17317. Facility Name: Zook SRSTP. This proposed facility is located in Peach Bottom Township, **York County**.

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

The receiving stream(s), Unnamed Tributary to Fishing Creek, is located in State Water Plan watershed 7-I and is classified for Trout Stocking—Cold Water Fishes and, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 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	XXX	XXX	XXX	XXX	XXX
BOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX		200	
					Geo Mean	

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.

**PA0082457**, Industrial, SIC Code 4911, **Alexandria Borough Water Authority**, PO Box 336, Alexandria, PA 16611-0336. Facility Name: Alexandria Borough Water System. This existing facility is located in Porter Township, **Huntingdon County**.

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

The receiving stream(s), Robinson Run, is located in State Water Plan watershed 11-A 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 0.008 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (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
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1
Total Suspended Solids	Report	Report	XXX	30	60	75

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

- Chlorine Minimization
- Chemical additives
- Solids and sludges handling and disposal

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.

**PA0034011**, Sewage, SIC Code 2295, **Bedford Materials Co. Inc.**, 7676 Allegheny Road, Manns Choice, PA 15550-8967. Facility Name: Bedford Materials Paper Coating Plant. This existing facility is located in Napier Township, **Bedford County**.

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

The receiving stream(s), Unnamed Tributary to Raystown Branch Juniata River, is located in State Water Plan watershed 11-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.002 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
Total Phosphorus	XXX	XXX	XXX	Geo Mean 2.0	XXX	4

The proposed effluent limits for Outfall 002 and 003 are based on a design flow of 0 MGD.

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

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

The EPA Waiver is in effect.

**PA0247464**, Sewage, SIC Code 4952, **East Hanover Township Municipal Authority**, 8848 Jonestown Road, Grantville, PA 17028. Facility Name: East Hanover Township Dairy Ln STP. This existing facility is located in East Hanover Township, **Dauphin County**.

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

The receiving stream(s), Bow Creek, is located in State Water Plan watershed 7-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 0.25 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	52	83	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	63	94	XXX	30.0	45.0	60
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (CFU/100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	29	XXX	XXX	14.0	XXX	28
May 1 - Oct 31	9	XXX	XXX	4.5	XXX	9
Total Phosphorus	4	XXX	XXX	2.0	XXX	4
UV transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX

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

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

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

- Stormwater Prohibition
- Approval Contingencies
- Proper Waste/solids Management
- Restrictions on accepting hauled in waste under certain conditions
- Notice of responsible operator

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.

**PA0021806**, Sewage, SIC Code 4952, **Annville Township Authority Lebanon County**, PO Box 178, Annville, PA 17003. Facility Name: Annville Township STP. This existing facility is located in Annville Township, **Lebanon 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), Quittapahilla Creek, is located in State Water Plan watershed 7-D and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.80 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.63	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	167	267	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )		Wkly Avg			Wkly Avg	
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	200	300	XXX	30.0	45.0	60
		Wkly Avg			Wkly Avg	
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (CFU/100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen						
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	57	XXX	XXX	8.5	XXX	17
Total Phosphorus	13	XXX	XXX	2.0	XXX	4

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

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



Parameters	Mass Units (lbs/day)		Monthly	Concentrations (mg/L)		Instant. Maximum
	Monthly	Annual		Monthly Average	Maximum	
Net Total Nitrogen <sup>3</sup>	Report	13,698	XXX	XXX	XXX	XXX
Net Total Phosphorus <sup>3</sup>	Report	1,826	XXX	XXX	XXX	XXX

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

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

- The permittee is granted 625 lbs/year Total Nitrogen offsets to meet the Net Total Nitrogen cap load.
- Stormwater Requirements
- Chlorine minimization requirement
- Restrictions on accepting hauled in waste under certain conditions

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

The EPA Waiver is not in effect.

**PA0247499**, Sewage, SIC Code 6514, **Colledge Ruth**, 1180 E Graceville Road, Breezewood, PA 15533. Facility Name: Colledge Residence. This existing facility is located in East Providence Township, **Bedford County**.

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

The receiving stream(s), Tub Mill Run, is located in State Water Plan watershed 11-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 0.0004 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	30.0	XXX	60.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		

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

- An Annual Monitoring Report must be submitted by June 30 each year.

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.

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

**PA0232718**, Sewage, SIC Code 4952, **Hall David A**, 1190 Pleasant Hills Road, Williamsport, PA 17701-8439. Facility Name: David A Hall SRSTP. This proposed facility will be located in Eldred Township, **Lycoming County**.

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

The receiving stream(s), Unnamed Tributary of Millers Run, is located in State Water Plan watershed 10-B and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		

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

The EPA Waiver is in effect.

**PA0115231 A-1**, Sewage, SIC Code 4952, **Woodland Bigler Area Authority**, PO Box 27, Woodland, PA 16881-0027. Facility Name: Woodland Bigler Area Authority Wastewater Treatment Plant. This existing facility is located in Bradford Township, **Clearfield County**.

Description of Existing Activity: The application is for an amendment of an NPDES permit for an existing discharge of treated Sewage. The amendment proposes to remove condition Part C II.A (sludge removal for treatment lagoons).

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

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

The EPA Waiver is in effect.

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

**PA0255041**, Sewage, SIC Code 8811, **William J. Kibler Jr.**, PO Box 501, Hastings, PA 16646. Facility Name: Kibler SRSTP. This proposed facility is located in Elder Township, **Cambria County**.

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

The receiving stream(s), Unnamed Tributary of Brubaker Run, is located in State Water Plan watershed 8-B 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 0.0004 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (SU)	XXX	XXX	6.0	XXX	9.0	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) (S.U.)	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		

The EPA Waiver is in effect.

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

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, 484.250.5900*

**WQM Permit No. 1516404**, Sewage, **East Goshen Township Municipal Authority**, 1580 Paoli Pike, West Chester, PA 19380.

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

Description of Action/Activity: Construction and operation of a pump station and a force main.

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

**WQM Permit No. 3916401**, Sewage, **MHC Lil Wolf LP**, 2 North Riverside Plaza, Chicago, IL 60606-2682.

This proposed facility is located in North Whitehall Township, **Lehigh County**.

Description of Proposed Action/Activity: Expand and Upgrade an existing Wastewater.

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

**WQM Permit No. 0185405, Amendment #3**, Sewerage, **Biglerville Borough Authority**, 33 Musselman Avenue, PO Box 631, Biglerville, PA 17307-9233.

This proposed facility is located in Biglerville Borough & Butler Township, **Adams County**.

Description of Proposed Action/Activity: Seeking permit approval for disinfection improvements by replacing existing chlorine contact tanks with open trench ultraviolet disinfection.

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

**WQM Permit No. 2516405**, Sewage, **Giovanni Morganti**, 9663 Tarr Road, North East, PA 16428.

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

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023916011	Greg Solomoni Lehigh No. 1, LLC 343 Springfield Way Easton, PA 18045	Lehigh	City of Bethlehem	Monocacy Creek (HQ-CWF, MF)

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

*Tioga County Conservation District: 50 Plaza Lane, Wellsboro, PA 16901, (570) 724-1801, X 3*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI045916002	Joshua Mahosky 13295 Route 414 Roaring Branch, PA 17765	Tioga	Union	Mill Creek HQ-CWF UNT Mill Creek HQ-CWF

### STATE CONSERVATION COMMISSION

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

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

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

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

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

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/New</i>
Barry Good 1695 Rake Rd Mohrsville, PA 19541	Berks	167.2	315.00	Poultry	N/A	Renewal
Randall Andrews 421 Penn Grant Rd Lancaster, PA 17602	Lancaster	290	1,111.6	Poultry	HQ	Renewal
Perry Meadows Farm 2713 Fowler Hollow Road Blain, PA 17006	Perry	10	1,342.3	Swine	Unnamed Trib to Shermans Creek HQ CWF	Renewal
Jay & Beth Hess 151 Pequea Creek Road Conestoga, PA 17516	Lancaster	200	519.07	Swine/ Poultry/ Beef	NA	Renewal
Critter Hill Farm 224 Quaker Run Road Biglerville, PA 17307	Adams	39	328.25	Turkeys, Beef	NA	Renewal

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/New</i>
Jay & Jane Bleacher 1175 Breneman Road Conestoga, PA 17516	Lancaster	319	596.25	Swine	HQ	Renewal
Rohrer Dairy Farms, LLC—Mike Rohrer 124 Charletown Rd Washington Boro, PA 17582	Lancaster	840	2,472.08	Dairy	NA	Renewal
Noah W Kreider & Sons, LLP—Middletown Facility 301 Long View Drive Middletown, PA 17545	Dauphin	358.3	7,103.25	Layers	NA	Renewal
Drew Remley 1170 Salt Spring Road Roaring Branch, PA 17765	Tioga	449.5	1,331.86	Beef/ Hog	Salt Spring Run-HQ Brain Creek-HQ French Lick Run-HQ	Renewal

**PUBLIC WATER SUPPLY (PWS) PERMITS**

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

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

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

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

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

**SAFE DRINKING WATER**

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

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

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<b>Application No. 5216501MA</b> , Public Water Supply.
Applicant <b>Aqua PA, Inc.</b> 1 Aqua Way White Haven, PA 18661
[Township or Borough] Lackawaxen Township, <b>Pike County</b>
Responsible Official Patrick R. Burke, PE Aqua PA, Inc. 204 E. Sunbury Street Shamokin, PA 17872
Type of Facility PWS
Consulting Engineer Steven E. Riley, PE Entech Engineering Inc. P.O. Box 32 Reading, PA 19603
Application Received Date 04/19/2016
Description of Action Repainting of the existing 500,000 gallon water storage tank.

**Permit No. 3916503, Construction Permit**, Public Water Supply.

Applicant <b>Nestle Waters North America, Inc.</b> Attention: Mr. Weaver 305 Nestle Way Breinigsville, PA
Municipality Upper Macungie Township
County <b>Lehigh County</b>
Type of Facility PWS
Consulting Engineer Mr. Edward E. Davis Sr., P.E. Miller Brothers Construction, Inc. 950 East Main Street Schuylkill Haven, PA 17972
Application Received Date March 29, 2016
Description of Action This project is for installation of Granular Activated Carbon (GAC) system, bag filter and UV Unit.

**Application No. 3516506MA**, Public Water Supply.

Applicant **PA American Water**  
(Lower Rushbrook Pump Station)  
800 W. Hershey Park Drive  
Hershey, PA 17033

Municipality Mayfield Borough

County **Lackawanna County**

Responsible Official Mr. David Kaufman  
Vice President-Engineering

Type of Facility PWS

Consulting Engineer Mr. Jeremy A. Nelson, PE  
PA American Water Company  
2699 Stafford Avenue  
Scranton, PA 18505

Application Received Date April 14, 2016

Description of Action This project is for removal of Lower Rushbrook Pump Station.

Consulting Engineer Hatch, Mott, MacDonald  
1600 West Carson Street  
Pittsburgh, PA 15219

Application Received Date April 4, 2016

Description of Action Installation of waterlines along Lothrop, Darragh and Terrace Streets.

**Application No. 4016506MA**, Public Water Supply.

Applicant **PA American Water**  
(Spruce Street Pump Station)  
800 W. Hershey Park Drive  
Hershey, PA 17033

Municipality Pittston Township

County **Luzerne County**

Responsible Official Mr. David Kaufman  
Vice President-Engineering

Type of Facility PWS

Consulting Engineer Mr. Jeremy A. Nelson, PE  
PA American Water Company  
2699 Stafford Avenue  
Scranton, PA 18505

Application Received Date April 14, 2016

Description of Action This project is for removal of Spruce Street Pump Station.

**Application No. 0216508MA, Minor Amendment.**

Applicant **Pittsburgh Water & Sewer Authority**  
Penn Liberty Plaza I  
1200 Penn Avenue  
Pittsburgh, PA 15222

[Township or Borough] City of Pittsburgh

Responsible Official Robert Christian, Director of Engineering and Construction  
Pittsburgh Water & Sewer Authority  
Penn Liberty Plaza I  
1200 Penn Avenue  
Pittsburgh, PA 15222

Type of Facility Water system

Consulting Engineer Hatch, Mott, MacDonald  
1600 West Carson Street  
Pittsburgh, PA 15219

Application Received Date April 4, 2016

Description of Action Installation of waterlines along North Neville Street and Ellsworth Avenue.

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

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

**Application No. 0216507MA**, Minor Amendment.

Applicant **Pittsburgh Water & Sewer Authority**  
Penn Liberty Plaza I  
1200 Penn Avenue  
Pittsburgh, PA 15222

[Township or Borough] City of Pittsburgh

Responsible Official Robert Christian, Director of Engineering and Construction  
Pittsburgh Water & Sewer Authority  
Penn Liberty Plaza I  
1200 Penn Avenue  
Pittsburgh, PA 15222

Type of Facility Water system

**Application No. 6516504WMP, Minor Amendment.**

Applicant **Highridge Water Authority**  
17 Maple Avenue  
Blairsville, PA 15717

[Township or Borough] Burrell Township

Responsible Official George Sulkosky, Executive Director  
Highridge Water Authority  
17 Maple Avenue  
Blairsville, PA 15717

Type of Facility Water system

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

Application Received Date April 6, 2016

Description of Action Installation of a vault to supply bulk water.

**Application No. 6516505MA, Minor Amendment.**

Applicant **Municipal Authority of Westmoreland County**  
124 Park & Pool Road  
New Stanton, PA 15672

[Township or Borough] Municipality of Murrysville

Responsible Official Christopher H. Kerr, Resident Manager  
Municipal Authority of Westmoreland County  
124 Park & Pool Road  
New Stanton, PA 15672

Type of Facility Water system

Consulting Engineer Municipal Authority of Westmoreland County  
124 Park & Pool Road  
New Stanton, PA 15672

Application Received Date April 19, 2016

Description of Action Installation of approximately 260 feet of waterline along Tarr Hill Road.

**Application No. 3216502MA, Minor Amendment.**

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

[Township or Borough] Cherry Hill Township

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

Type of Facility Water system

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

Application Received Date April 26, 2016

Description of Action Installation of waterlines along Chestnut Ridge Road, Blackhawk Road and Ray Road areas.

**WATER ALLOCATIONS**

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

*Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200*

**WA WA 06-840A, Water Allocations. West Reading Borough (PWS ID No. 3030078), Berks County.** Water Allocation renewal. Water purchased from Western Berks Water Authority. Applicant Address: Richard Sichler, Borough Manager, West Reading Borough, 500 Chestnut Street, West Reading, PA 19611-1219. Consulting Engineer: Karen C. Pollock, P.E. Systems Design Engineering, 1032 James Drive, Lessport, PA 19533. Application Received: 12/4/2015.

**WA 06-449C, Water Allocations. Shillington Borough Water Authority (PWS ID No. 3060067), Berks County.** Water Allocation renewal. Water purchased from Western Berks Water Authority. Applicant Address: Michael D. Mountz, Borough Manager, 2 East Lancaster

Avenue, PO Box 247, Shillington, PA 19607-0247. Consulting Engineer: Eric D. McCracken, P.E. Great Valley Consultants, 75 Commerce Drive, Wyomissing, PA 19610-1038. Application Received: 1/11/2016.

**WA 06-1016A, Water Allocations. Wernersville Municipal Authority (PWS ID No. 3060076), Berks County.** Water Allocation renewal. Water purchased from Western Berks Water Authority. Applicant Address: Robert Walborn, Manager, Wernersville Municipal Authority, PO Box 145, Wernersville, PA 19565-0145. Consulting Engineer: Holly C. Cinkutis, P.E. Great Valley Consultants, 75 Commerce Drive, Wyomissing, PA 19610. Application Received: 1/29/2016.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995  
PREAMBLE 1**

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

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

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

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

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

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

**David A. & Jolene R. Wolfe**, 2187 Burning Well Road, Jones Township, **Elk County**. Letterle & Associates, Inc., 191 Howard Street, Suite 108, Franklin, PA 16323, on behalf of Ward Trucking, LLC, 1436 Ward Trucking Drive, Altoona, PA 16602, submitted a Notice of Intent to Remediate. A single vehicle accident resulted in diesel fuel being released from the truck's saddle tanks. Diesel fuel has impacted a roadside ditch and water supply/water system of a residence. Intended future use of the property will be residential. The Statewide Health Standard has been selected for remediation. The Notice of Intent to Remediate was published in *The Johnsonburg Press* on March 16, 2016.

*Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**431 Nichols Road Site**, 431 Nichols Road, South Huntingdon Township, **Westmoreland County**. GAI Consultants, Inc., 385 East Waterfront Drive, Homestead, PA 15120 on behalf of Westmoreland Land, LLC, 14302 FNB Parkway, Omaha, NE 68154 has submitted a Notice of Intent to Remediate (NIR) to meet the Statewide Health standard concerning site soil contaminated by fuel oil from a home heating oil tank removal. Future use of the property is non-residential. Notice of the NIR was published in the *Tribune-Review* on April 19, 2016.

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

**Century Link Communications LLC**, 2400 Market Street, City of Philadelphia, **Philadelphia County**. Mark Reisig, Tetra Tech, Inc., 216 16th Street, Suite 1500, Denver, CO 80202, Harlan Pincus, CenturyLink Communications, LLC, 55 Church Street, 1st Floor, White Plains, NY 10601 on behalf of Diane Green, PMC Group, 2400 Market Street, Suite 1, Philadelphia, PA 19103 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of diesel fuel oil # 2. The future use of the Property is mixed commercial and residential tenancy. A Notice of Intent to Remediate was published in the *Philadelphia Inquirer* on March 12, 2016. PF808900.

**1211 Linden Avenue Site**, 1211 Linden Avenue, Lower Makefield Township, **Bucks County**. Alan R. Hirschfeld, L&A Environmental Specialties, Inc., 219 Lauren Road, Schwenksville, PA 19473, William Kunsch, J&J Environmental, 2949 Felton Rd #1, East Norriton, PA 19401 on behalf of Timothy Brill c/o Frank Brill, 1211 Linden Avenue, Yardley, PA 19067 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of no. 2 fuel oil. The

future use of this site is residential. A Notice of Intent to Remediate was published in the *Bucks County Courier* on April 12, 2016. PF808897.

**7165 Keystone Road**, 7165 Keystone Road, City of Philadelphia, **Philadelphia County**. Christopher Thoeny, P.G., Environmental Alliance, Inc., 5341 Limestone Road, Wilmington, Delaware, PA 19808 on behalf of William Liss, Keystone Lofts Associates, L.P., P.O. Box 769, Gladwyne, PA 19035 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of toluene, 1, 1-DCE. The proposed future use of the property will continue to be residential for the apartment complex. The Notice of Intent to Remediate was published in the *Philadelphia Daily News* on March 10, 2016. PF619329.

**Harper Residence**, 27 Boston Ivy Road, Bristol Township, **Bucks County**. Richard D. Trimpi, PG, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 1807, Beth Coleman, State Farm Insurance, P.O. Box 106110, Atlanta, GA 30348-6110 on behalf of Frank Harper, Jr., 27 Boston Ivy Road, Levittown, PA 19057 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the no. 2 fuel oil. The current use and proposed future use of the property is residential. The Notice of Intent to Remediate was published in the *Bucks County Courier Times* on February 3, 2016. PF759835.

**Eddystone Stone Generating Station**, I Industrial Highway, Eddystone Borough, **Delaware County**. Christopher Milone, Brown and Caldwell, 535 Route 38 East, Suite 355, Cherry Hill, NJ 08002, Thomas E. Rodrigues, Pf, Brown and Caldwell, Two Radnor Corporate Center, 100 Matsonford Road, Suite 250, Radnor, PA 19087 on behalf of Joseph Kuklinski, Exelon Generation Company, LLC, 1 Industrial Highway, Eddystone, PA 19022 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of petroleum hydrocarbons. The proposed future use of the property will be non-residential for use as power generating facility and fuel transfer terminal. The Notice of Intent to Remediate was published in the *Delaware County Daily Times* on February 23, 2016. PF617779.

#### RESIDUAL WASTE GENERAL PERMITS

**Application Received for Renewal 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.**

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

**General Permit No. WMGR079D004A. IA Construction Corporation**, 158 Lindsay Road, Zelienope, PA 15748. The renewal is under General Permit No. WMGR079 for a processing facility located in Paint Township, **Clarion County**, for processing and beneficial use of waste asphalt shingles generated in the manufacturing of new asphalt shingles for use as an ingredient or a component in the production of hot mix asphalt-paving material and as a sub-base for road and driveway construction. The renewal was deemed complete by Central Office on April 22, 2016.

Written comments concerning the registration application should be directed to Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Comments may also be submitted via e-mail at ra-epbenuseall@pa.gov. When submitting comment via e-mail, place "Comments on General Permit Number WMGR079D004A" in the subject line. Faxed comments will not be accepted. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

**Application(s) Received Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; 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.**

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

**General Permit Application No. WMGR156. Alcoa Inc.,** 201 Isabella Street, Pittsburgh, PA 15212-5827. The application proposes the beneficial use of bauxite residue from alumina refining as a third polishing step for wastewater treatment. The two sites are identified for beneficial use in this application are Round Hill Park in Elizabeth Township, **Allegheny County** and Deer Lakes Park in Frazer and Deer Townships, Allegheny County. The application was deemed administratively complete by Central Office on April 19, 2016.

Written comments concerning the application should be directed to Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Comments may also be submitted via e-mail at ra-epbenuseall@pa.gov. When submitting comment via e-mail, place "Comments on WMGR156" in the subject line. Faxed comments will not be accepted. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application. For more information, contact the Division of Municipal and Residual Waste at 717-787-7381.

**DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS**

**Application(s) for Renewal of a Determination of Applicability Received Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash**

*Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**General Permit Application No. WMGR038SC005. Mahantango Enterprises, Inc.,** 2100 Old Trail Road, Liverpool, PA 17045.

The Southcentral Regional Office, Waste Management Program received an application on April 15, 2016 for a

renewal of Mahantango Enterprise Inc.'s determination of applicability (DOA) under Residual Waste General Permit No. WMGR038 for the Mahantango Enterprise, Inc. facility located at 2100 Old Trail Road, Liverpool, PA in Susquehanna Township, **Juniata County**. This general permit is for processing waste tires and tire-derived material for fuel and consumer products. The DOA application was determined to be complete on April 25, 2016.

Persons interested in obtaining more information about this determination of applicability may contact John Oren, P.E., Permits Chief, Southcentral Regional Office, Waste Management Program at 717-705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

**AIR QUALITY**

**PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS**

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

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

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

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

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

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25



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

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

### PLAN APPROVALS

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

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

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

**48-00032A: Grand Central Sanitary Landfill Inc.** (910 W. Pennsylvania Avenue, Pen Argyl, PA 18072) for the incorporation of the current BAT requirements for fugitive dust control into the Title V Operating Permit for their facility located in Plainfield Twp., **Northampton County**.

**13-00019A: PennEast Pipeline Company LLC** (1 Meridian Boulevard, Suite 2C01, Wyomissing, PA 19610) for the installation of three natural gas fired Solar mars turbines and other equipment at the Kidder Compressor Station site to be located in Kidder Twp., **Carbon County**.

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

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

**10-401A: Commercial Asphalt Supply** (161 Plain Grove Road, Slippery Rock, PA 16057) application received for the installation and operation of a new asphaltic cement production facility. Emissions associated with the facility will be controlled by a baghouse and combustion technology. This non-Title V facility's site will be located in Cranberry Township, **Butler County**.

**43-182E: John Maneely Co. DBA Wheatland Tube Co.** (P.O. Box 608, Wheatland, PA 16161) application received for the installation and operation of a vaporized zinc application process. Emissions associated with the process will be controlled by a cartridge dust collector. This non-Title V facility is located in Wheatland Borough, **Mercer County**.

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

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

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

**59-00033A: Sabinsville Energy, LLC** (N. Shore Place I, 358 N. Shore Dr., Ste. 201, Pittsburgh, PA 15212) for the construction of three (3) 9,708 bhp (7.2 MWs) 4 stroke, lean burn Rolls Royce Bergen B-35:40-V16AG-2 natural gas-fired engine/generator sets, each equipped with both catalytic oxidation and selective catalytic reduction (SCR), at the proposed electric generating station located in Clymer Township, **Tioga County**. The facility will also include one (1) 0.64 MMBtu/hour natural gas-fired natural gas line heater; three (3) storage tanks ranging in size from 2,600 gallons to 6,000 gallons; one (1) desiccant dehydration system; various fugitive emissions. The Department of Environmental Protection's (Department) review of the information submitted by Sabinsville Energy, LLC indicates that the air contamination sources to be constructed will comply with all regulatory requirements, including monitoring, recordkeeping, and reporting requirements, and pertaining to air contamination sources and the emission of air contaminants including the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, 40 CFR 63.6580—63.6675, the Standards of Performance for Stationary Spark Ignition Internal Combustion Engines, 40 CFR 60.4230—60.4248, the Mandatory Greenhouse Gas Reporting Rule, 40 CFR Part 98, 25 Pa. Code Chapter 123 and the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed construction. The emissions from each proposed engine included in this project will not exceed the following limits: 0.058 g/bhp-hr and 5.44 TPY NO<sub>x</sub>, 0.114 g/bhp-hr and 10.69 TPY CO, 0.037 g/bhp-hr and 3.47 TPY VOCs, 0.0006 lbs/MMBtu and 0.13 TPY SO<sub>x</sub>, 0.050 g/bhp-hr and 4.67 TPY PM<sub>10</sub>/PM<sub>2.5</sub>, 0.0009 g/bhp-hr and 0.84 TPY formaldehyde, 10 ppmvd at 15% O<sub>2</sub> ammonia; no visible emissions equal to or greater than 10% for a period or periods aggregating more than three minutes in any 1 hour and equal to or greater than 30% at any time. In addition to the emission limitations, the following is a brief description of the types of conditions the Department intends to place in the plan approval in order to ensure compliance with all applicable air quality regulatory requirements: performance testing requirement for all engines to verify compliance with the emissions limitations; establish a facility-wide leak detection and repair (LDAR) program to account for fugitive emissions from high pressure connections; restrict the engines to natural gas firing only; in addition to performance testing, establish follow-up portable analyzer testing for NO<sub>x</sub> and CO for all engines every 2,500 hours of operation. The facility is a State Only facility. If the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specifications of the application for Plan Approval 59-00033A, the applicant will subsequently apply for a State Only Operating Permit in accordance with 25 Pa. Code Subchapter F. All pertinent documents used in the evalu-

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

**14-00042A: Cintas Corporation** (27 Whitney Drive, Milford, OH 45150) for the construction and operation of a shop towel laundering operation consisting of four electrically operated washers, three natural gas fired dryers and a laundry waste water system at State College facility located in College Township, **Centre County**. The application also request construction of several ancillary air emissions sources; one 9.8 MMBtu per hour natural gas fired steam boiler, one 0.4 MMBtu per hour natural gas fired steam tunnel and one 0.55 MMBtu per hour natural gas fired pony dryer. The Department of Environmental Protection's (Department) review of the information submitted by Cintas Corporation indicates that the air contamination sources to be constructed will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed construction. The emission from the shop towel laundering operation included in this project and other ancillary sources at the facility will not exceed the following limits: VOCs—9.81 tons; PM<sub>10</sub>—2.48 tons; HAPs—1.7 ton; CO—7.27; NO<sub>x</sub>—8.56; and SO<sub>2</sub>—0.05. In addition to the emission limitations, the following is a brief description of the types of conditions the Department intends to place in the plan approval in order to ensure compliance with all applicable air quality regulatory requirements: Limit the total VOCs from shop towel laundering operation to 9.3 tons in any 12 consecutive month period, Limit the maximum number of shop towels laundered at the facility to not exceed 2,750,000 pounds of soiled shop towel per year, Allow the use of only non-VOC detergents for shop towel laundering, Operate the dryers on natural gas fuel only, Establish work practice standards prohibiting the use print or furniture towels for laundering at the facility, Maintain and operate all the laundering equipment at the facility according to the Manufacturer's specification and recommendation, Maintain monthly records of product throughput and VOCs/ HAPs emissions to verify compliance with established limits, Establish annual reporting of emissions to the Department. The facility is a State Only facility. If the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for Plan Approval 14-00042A, the requirements established in the plan approval will be incorporated into a State Only Operating Permit pursuant to 25 Pa. Code § 127.411. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

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

**24-009H: Domtar Paper Company, LLC** (100 Center Street, Johnsonburg, PA 15845) for modifications to the existing Boiler No(s). 81 & 82 at their facility in Johnsonburg Borough, **Elk County**. This is a Title V facility.

Notice is hereby given pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 24-009H to Domtar Paper Company, LLC modifications to the existing Boiler No(s). 81 & 82 at their facility in Johnsonburg Borough, Elk County. The Plan Approval will subsequently be incorporated into the facility's Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 24-009H is for modifications to the existing Boiler No(s). 81 & 82 (Source ID's 040, 041) in order to combust 100% natural gas as an alternate operating scenario. Based on the information provided by the applicant and DEP's own analysis, potential emissions from the subject source(s) will be 116.9 tons of nitrogen oxides (NO<sub>x</sub>), 70.2 tons of carbon monoxide (CO), 8.4 tons of particulate matter, 6.1 tons of volatile organic compounds (VOC), 0.7 ton of sulfur dioxide (SO<sub>2</sub>), and 2.09 tons of total hazardous air pollutants (HAP) per year under the alternate operating scenario. The Plan Approval will contain testing, monitoring, reporting, recordkeeping and work practice requirements designed to keep the facility operating within all applicable air quality requirements. Additionally, the Plan Approval will contain applicable provisions of 40 CFR 63 Subpart DDDDD (National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters). Copies of the application, DEP's analysis, and other documents used in the evaluation are available for public inspection between the hours of 8 a.m. and 4 p.m. weekdays at the address shown below. To make an appointment, contact Records Management at 814-332-6340.

Anyone wishing to provide DEP with additional information they believe should be considered may submit the information to the address shown below. Comments must be received by the Department within 30 days of the last day of publication. Written comments should include the name, address, and telephone number of the person submitting comments, identification of the proposed Plan Approval; No. 24-009H and a concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted on the comments received during the public comment period. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a local newspaper of general circulation 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 Christina S. Nagy, Regional Air Quality Manager, Department of Environmental Protection, Northwest Regional Office, 230 Chestnut St., Meadville, PA 16335, 814-332-6940.

**37-337B: Hickory Run Energy, LLC** (McClelland Road and Edinburg Road, New Castle, PA 16102) for the second 18-month extension of time for commencement of construction for plan approval 37-337A issued on April 23, 2013, in North Beaver Township, **Lawrence County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the facility operating permit at a later date.

Plan approval No 37-337B is for the second 18-month extension of time for commencement of construction for plan approval 37-337A issued on April 23, 2013. Based on a new BACT review, there will be a slight decrease in VOC and CO<sub>2</sub>(e) emissions. The new VOC PTE will be 192.9 tpy and the new CO<sub>2</sub>(e) PTE will be 3,693,010.3 tpy. This Plan Approval will contain emission restriction, testing, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- Emission Reduction Credit Requirements
  - The permittee shall not operate the source(s) until the required emission reduction credits are provided to and processed through the ERC registry in accordance with 25 Pa. Code § 127.206(d)(1) and the Department certifies the required emissions reductions.
  - The permittee shall secure NO<sub>x</sub> and VOC ERCs. ERCs shall be properly generated and certified by the Department. Upon transfer, the permittee shall provide the Department with documentation clearly specifying the details of the ERC transaction. The facility NO<sub>x</sub> PTE is based on 1.01 tpy for the Auxiliary Boiler, 0.49 tpy for the Emergency Generator, 0.09 tpy for the Emergency Fire Pump, and the NO<sub>x</sub> PTE for the Combined Cycle Units. The facility VOC PTE is based on 0.14 tpy for the Auxiliary Boiler, 0.03 tpy for the Emergency Generator, 0.06 tpy for the Emergency Fire Pump, and the VOC PTE for the Combined Cycle Units. The NO<sub>x</sub> and VOC PTE for the GE 7FA are 296.06 tpy and 192.67 tpy resulting in a facility NO<sub>x</sub> and VOC PTE of 297.65 tpy and 192.89 tpy. The NO<sub>x</sub> and VOC PTE for the Siemens F are 298.0 tpy and 145.67 tpy resulting in a facility NO<sub>x</sub> and VOC PTE of 299.59 tpy and 145.90 tpy. The NO<sub>x</sub> and VOC PTE for the Mitsubishi G are 248.52 tpy and 173.39 tpy resulting in a facility NO<sub>x</sub> and VOC PTE of 250.11 tpy and 173.62 tpy. The NO<sub>x</sub> and VOC PTE for the Siemens H are 344.5 tpy and 172.70 tpy resulting in a facility NO<sub>x</sub> and VOC PTE of 346.09 tpy and 172.93 tpy. The permittee shall obtain the following NO<sub>x</sub> and VOC ERCs based on the facility NO<sub>x</sub> and VOC PTE times the offset of 1.15:
    - GE 7FA: NO<sub>x</sub>—342.3 tons and VOC—221.9 tons
    - Siemens F: NO<sub>x</sub>—344.6 tons and VOC—167.8 tons
    - Mitsubishi G: NO<sub>x</sub>—287.7 tons and VOC—199.7 tons
    - Siemens H: NO<sub>x</sub>—398.1 tons and VOC—198.9 tons
  - If the amount of required emission reduction credits increases, the company shall secure emission offsets according to a schedule determined by the Department.
  - This plan approval will supersede plan approval 37-337A issued on April 23, 2013, with an expiration date of March 31, 2018.
  - No person may permit the emission from each CCU into the outdoor atmosphere of the following in a manner that exceeds the following:
    - GE 7FA
      - Nitrogen Oxides (NO<sub>x</sub>):
        - Normal operation with or without duct burner: 2.0 ppmvd @ 15% oxygen [This condition also assures compliance with 40 CFR 60 Subpart KKKK (60.4320)]
        - Normal operation with duct burner: 23.65 #/hr
        - Normal operation without duct burner: 19.76 #/hr
        - Total normal operation: 86.92 tpy based on a 12-month rolling total
        - Total including startup and shutdown: 148.03 tpy based on a 12-month rolling total
      - Carbon Monoxide (CO):
        - Normal operation with or without duct burner: 2.0 ppmvd @ 15% oxygen
        - Normal operation with duct burner: 14.4 #/hr
        - Normal operation without duct burner: 12.03 #/hr
        - Total normal operation: 52.92 tpy based on a 12-month rolling total
        - Total including startup and shutdown: 246.81 tpy based on a 12-month rolling total
      - Volatile Organic Compounds (VOC):
        - Normal operation with duct burner: 1.5 ppmvd @ 15% oxygen
        - Normal operation without duct burner: 0.7 ppmvd @ 15% oxygen
        - Normal operation with duct burner: 6.19 #/hr
        - Normal operation without duct burner: 2.41 #/hr
        - Total normal operation: 22.73 tpy based on a 12-month rolling total
        - Total including startup and shutdown: 101.86 tpy based on a 12-month rolling total
      - Sulfur Oxides (SO<sub>x</sub>):
        - Normal operation with duct burner: 5.8 #/hr
        - Normal operation without duct burner: 4.76 #/hr
        - Total normal operation: 21.14 tpy based on a 12-month rolling total
        - Total including startup and shutdown: 22.34 tpy based on a 12-month rolling total
        - Total per calendar day: 139.1 #/day
      - Sulfuric Acid (H<sub>2</sub>SO<sub>4</sub>):
        - Normal operation with duct burner: 0.87 #/hr
        - Normal operation without duct burner: 0.71 #/hr
        - Total normal operation: 3.17 tpy based on a 12-month rolling total
        - Total including startup and shutdown: 3.35 tpy based on a 12-month rolling total
      - Particulate Matter (PM)/Particulate Matter 10 (PM<sub>10</sub>)/Particulate Matter 2.5 (PM<sub>2.5</sub>):
        - Normal operation with duct burner: 17.5 #/hr

- Normal operation without duct burner: 10.0 #/hr
- Total normal operation: 55.05 tpy based on a 12-month rolling total
- Total including startup and shutdown: 58.85 tpy based on a 12-month rolling total
- Total per calendar day: 329.7 #/day for PM<sub>10</sub>/PM<sub>2.5</sub>
- Ammonia Slip (NH<sub>3</sub>):
  - Total normal operation: 87.5 tpy based on a 12-month rolling total
- Siemens F
  - Nitrogen Oxides (NO<sub>x</sub>):
    - Normal operation with or without duct burner: 2.0 ppmvd @ 15% oxygen [This condition also assures compliance with 40 CFR 60 Subpart KKKK (60.4320)]
    - Normal operation with duct burner: 24.45 #/hr
    - Normal operation without duct burner: 20.53 #/hr
    - Total normal operation: 90.07 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 149.0 tpy based on a 12-month rolling total
  - Carbon Monoxide (CO):
    - Normal operation with or without duct burner: 2.0 ppmvd @ 15% oxygen
    - Normal operation with duct burner: 14.89 #/hr
    - Normal operation without duct burner: 12.5 #/hr
    - Total normal operation: 54.83 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 213.9 tpy based on a 12-month rolling total
  - Volatile Organic Compounds (VOC):
    - Normal operation with duct burner: 1.5 ppmvd @ 15% oxygen
    - Normal operation without duct burner: 0.7 ppmvd @ 15% oxygen
    - Normal operation with duct burner: 6.39 #/hr
    - Normal operation without duct burner: 2.51 #/hr
    - Total normal operation: 23.56 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 78.58 tpy based on a 12-month rolling total
  - Sulfur Oxides (SO<sub>x</sub>):
    - Normal operation with duct burner: 5.96 #/hr
    - Normal operation without duct burner: 4.92 #/hr
    - Total normal operation: 21.78 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 23.02 tpy based on a 12-month rolling total
    - Total per calendar day: 142.9 #/day
- Sulfuric Acid (H<sub>2</sub>SO<sub>4</sub>):
  - Normal operation with duct burner: 0.89 #/hr
  - Normal operation without duct burner: 0.74 #/hr
  - Total normal operation: 3.27 tpy based on a 12-month rolling total
  - Total including startup and shutdown: 3.45 tpy based on a 12-month rolling total
- Particulate Matter (PM)/Particulate Matter 10 (PM<sub>10</sub>)/Particulate Matter 2.5 (PM<sub>2.5</sub>):
  - Normal operation with duct burner: 17.5 #/hr
  - Normal operation without duct burner: 10.0 #/hr
  - Total normal operation: 55.05 tpy based on a 12-month rolling total
  - Total including startup and shutdown: 58.98 tpy based on a 12-month rolling total
  - Total per calendar day: 331.1 #/day for PM<sub>10</sub>/PM<sub>2.5</sub>
- Ammonia Slip (NH<sub>3</sub>):
  - Total normal operation: 90.8 tpy based on a 12-month rolling total
- Mitsubishi G
  - Nitrogen Oxides (NO<sub>x</sub>):
    - Normal operation with or without duct burner: 2.0 ppmvd @ 15% oxygen [This condition also assures compliance with 40 CFR 60 Subpart KKKK (60.4320)]
    - Normal operation with duct burner: 29.29 #/hr
    - Normal operation without duct burner: 25.45 #/hr
    - Total normal operation: 109.61 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 124.26 tpy based on a 12-month rolling total
  - Carbon Monoxide (CO):
    - Normal operation with or without duct burner: 2.0 ppmvd @ 15% oxygen
    - Normal operation with duct burner: 17.83 #/hr
    - Normal operation without duct burner: 15.5 #/hr
    - Total normal operation: 66.74 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 401.88 tpy based on a 12-month rolling total
  - Volatile Organic Compounds (VOC):
    - Normal operation with duct burner: 1.5 ppmvd @ 15% oxygen
    - Normal operation without duct burner: 0.7 ppmvd @ 15% oxygen
    - Normal operation with duct burner: 7.66 #/hr
    - Normal operation without duct burner: 3.11 #/hr
    - Total normal operation: 28.67 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 93.81 tpy based on a 12-month rolling total

- Sulfur Oxides (SO<sub>x</sub>):
  - Normal operation with duct burner: 7.22 #/hr
  - Normal operation without duct burner: 6.17 #/hr
  - Total normal operation: 26.82 tpy based on a 12-month rolling total
  - Total including startup and shutdown: 28.26 tpy based on a 12-month rolling total
  - Total per calendar day: 173.1 #/day
- Sulfuric Acid (H<sub>2</sub>SO<sub>4</sub>):
  - Normal operation with duct burner: 1.08 #/hr
  - Normal operation without duct burner: 0.93 #/hr
  - Total normal operation: 4.03 tpy based on a 12-month rolling total
  - Total including startup and shutdown: 4.26 tpy based on a 12-month rolling total
- Particulate Matter (PM)/Particulate Matter 10 (PM<sub>10</sub>)/Particulate Matter 2.5 (PM<sub>2.5</sub>):
  - Normal operation with duct burner: 19.5 #/hr
  - Normal operation without duct burner: 12.0 #/hr
  - Total normal operation: 63.06 tpy based on a 12-month rolling total
  - Total including startup and shutdown: 66.91 tpy based on a 12-month rolling total
  - Total per calendar day: 377.7 #/day for PM<sub>10</sub>/PM<sub>2.5</sub>
- Ammonia Slip (NH<sub>3</sub>):
  - Total normal operation: 110.6 tpy based on a 12-month rolling total
- Siemens H
  - Nitrogen Oxides (NO<sub>x</sub>):
    - Normal operation with or without duct burner: 2.0 ppmvd @ 15% oxygen [This condition also assures compliance with 40 CFR 60 Subpart KKKK (60.4320)]
    - Normal operation with duct burner: 29.2 #/hr
    - Normal operation without duct burner: 25.36 #/hr
    - Total normal operation: 109.24 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 172.25 tpy based on a 12-month rolling total
  - Carbon Monoxide (CO):
    - Normal operation with or without duct burner: 2.0 ppmvd @ 15% oxygen
    - Normal operation with duct burner: 17.78 #/hr
    - Normal operation without duct burner: 15.44 #/hr
    - Total normal operation: 66.5 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 267.32 tpy based on a 12-month rolling total
  - Volatile Organic Compounds (VOC):
    - Normal operation with duct burner: 1.5 ppmvd @ 15% oxygen
    - Normal operation without duct burner: 0.7 ppmvd @ 15% oxygen
    - Normal operation with duct burner: 7.64 #/hr
    - Normal operation without duct burner: 3.09 #/hr
    - Total normal operation: 28.57 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 93.44 tpy based on a 12-month rolling total
  - Sulfur Oxides (SO<sub>x</sub>):
    - Normal operation with duct burner: 7.19 #/hr
    - Normal operation without duct burner: 6.15 #/hr
    - Total normal operation: 26.72 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 28.15 tpy based on a 12-month rolling total
    - Total per calendar day: 172.4 #/day
  - Sulfuric Acid (H<sub>2</sub>SO<sub>4</sub>):
    - Normal operation with duct burner: 1.08 #/hr
    - Normal operation without duct burner: 0.92 #/hr
    - Total normal operation: 4.01 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 4.24 tpy based on a 12-month rolling total
  - Particulate Matter (PM)/Particulate Matter 10 (PM<sub>10</sub>)/Particulate Matter 2.5 (PM<sub>2.5</sub>):
    - Normal operation with duct burner: 18.5 #/hr
    - Normal operation without duct burner: 11.0 #/hr
    - Total normal operation: 59.06 tpy based on a 12-month rolling total
    - Total including startup and shutdown: 62.89 tpy based on a 12-month rolling total
    - Total per calendar day: 353.7 #/day for PM<sub>10</sub>/PM<sub>2.5</sub>
  - Ammonia Slip (NH<sub>3</sub>):
    - Total normal operation: 110.2 tpy based on a 12-month rolling total
- No person may permit the emission into the outdoor atmosphere of the following in a manner that exceeds the following:
  - CO<sub>2</sub> emission rate of 928 #/MW-hr (gross) on a 12-operating month annual average basis

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

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to

provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [37-337B] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

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

**42-095C: Georgia-Pacific Corrugated LLC** (1 Owens Way, Bradford, PA 16701) for the installation of a cyclone collector at their facility in Bradford Township, **McKean County**.

Notice is hereby given pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 42-095C to Georgia-Pacific Corrugated LLC for the installation of a cyclone collector at their facility in Bradford Township, McKean County. The Plan Approval will subsequently be incorporated into the facility's Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 42-095C is for the installation of a cyclone collector, which will be used to control emissions of particulate matter from existing manufacturing operations at the facility. Based on the information provided by the applicant and DEP's own analysis, total emissions from the subject source(s) will not exceed 22.9 tons of particulate matter per year.

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

Copies of the application, DEP's analysis, and other documents used in the evaluation are available for public inspection between the hours of 8 a.m. and 4 p.m. weekdays at the address shown below. To make an appointment, contact Records Management at 814-332-6340.

Anyone wishing to provide DEP with additional information they believe should be considered may submit the information to the address shown below. Comments must be received by the Department within 30 days of the last day of publication. Written comments should include the

name, address, and telephone number of the person submitting comments, identification of the proposed Plan Approval; No. 42-095C and a concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted on the comments received during the public comment period. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a local newspaper of general circulation 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 Christina S. Nagy, Regional Air Quality Manager, Department of Environmental Protection, Northwest Regional Office, 230 Chestnut St., Meadville, PA 16335, 814-332-6940.

### OPERATING PERMITS

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

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

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

**46-00230: East Norriton Plymouth Whitpain Joint Sewer Authority** (200 Ross Street, Plymouth Meeting, PA 19462) located in Plymouth Township, **Montgomery County**, for operation of an existing sewage sludge incinerator plant. Previously a Synthetic Minor, this existing facility is now considered a Title V facility as of March 21, 2014 in accordance with 40 CFR 60.5240 and as per definition of Title V facility in 25 Pa. Code § 121.1. All sources located at the facility are subject to the requirements of the federal plan for sewage sludge incineration units found in 40 CFR Part 62 Subpart LLL which implements USEPA's Sewage Sludge Incineration Units Emissions Guidelines found in 40 CFR Part 60 Subpart M. The new Title V Operating Permit will supersede the Synthetic Minor Operating Permit in its entirety. The Compliance Assurance Monitoring (CAM) requirements of 40 CFR Part 64 do not apply in accordance with 40 CFR 64.2(b)(1)(i) as the facility is subject to standards that were promulgated by the Administrator after November 15, 1990. The source is not a major source for Greenhouse Gases (GHG) and is an area source for Hazardous Air Pollutants (HAP). There are no new sources at this facility. The permit contains all applicable requirements including monitoring, recordkeeping and reporting.

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

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

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

**09-00004: Oliver-Tolas Healthcare Packaging, Inc.** (905 Pennsylvania Boulevard, Feasterville, PA 19053), a renewal for a State Only Operating Permit in Lower Southampton Township, **Bucks County**. The facility operates rotogravure, flexographic, and letterpress printing operations, and cold cleaning machines. Oliver-Tolas

creates and supplies printing for flexible medical device packaging. The primary pollutant of concern is volatile organic compounds (VOC) from the printing and cleaning processes which have the potential to exceed major thresholds. The company has elected to take appropriate operating and emission restrictions to limit VOC emissions to below 24.9 tons per year and maintain a synthetic minor operating status. The facility has added one cold cleaning unit to facility since their operating permit was last issued in 2011. Monitoring, record keeping and reporting requirements are included in the permit to address applicable limitations.

**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*

**30121301 and NPDES No. PA0236195. Consol Pennsylvania Coal Company LLC**, (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit for the Harvey Mine in Richhill and Morris Townships, **Greene County** and related NPDES permit to install 2 degas boreholes. Surface Acres Proposed 2.9. No additional discharges. The application was considered administratively complete on April 19, 2016. Application received December 14, 2015.

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

**Permit No. 56950111 and NPDES Permit No. PA0213225, Sherpa Mining Contractors, Inc.**, 337 Benny Road, Hooversville, PA 15936, permit renewal for reclamation only of a bituminous surface and auger mine in Shade Township, **Somerset County**, affecting 458.4 acres. Receiving streams: unnamed tributary to/and Shade Creek classified for the following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Stonycreek SWI. Application Received: April 6, 2016.

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

**16100105. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) Renewal of an existing bituminous surface mine in Porter Township, **Clarion County**, affecting 53.7 acres. Receiving streams: Unnamed tributaries to Leatherwood Creek and unnamed tributary to Jack Run, both classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. This renewal is for reclamation only. Application received: April 18, 2016.

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

**Permit No. 40823205R6. HUD, Inc. t/a Emerald Anthracite II**, (PO Box 27, Nanticoke, PA 18634), renewal for reclamation only of an existing anthracite coal refuse reprocessing operation in Hanover Township and Warrior Run Borough, **Luzerne County** affecting 239.2 acres, receiving stream: Nanticoke Creek, classified for the following use: cold water fishes. Application received: March 7, 2016.

*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. 34162801, National Quarries, LLC**, P.O. Box 469 Gladwyne, PA 19035 commencement, operation and restoration of a small noncoal (industrial minerals) operation located in Milford Township, **Juniata County**, affecting 5.0 acres. Receiving streams: unnamed tributary to/and Juniata River classified for the following use: cold water fishes and warm water fishes. The first downstream potable water supply intake from the point of discharge is Mifflintown Municipal Authority. Application received: March 30, 2016.

**Permit No. 34162802, National Quarries, LLC**, P.O. Box 469 Gladwyne, PA 19035 commencement, operation and restoration of a small noncoal (industrial minerals) operation located in Milford Township, **Juniata County**, affecting 5.0 acres. Receiving streams: unnamed tributary to Juniata River classified for the following use: cold water fishes and warm water fishes. The first downstream potable water supply intake from the point of discharge is Mifflintown Municipal Authority. Application received: March 30, 2016.

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

**10960302. Allegheny Mineral Corporation** (P.O. Box 1022, Kittanning, PA 16201) Renewal of NPDES Permit No. PA0227200, Marion Township, **Butler County**. Receiving streams: Unnamed tributaries to Blacks Creek and unnamed tributary to North Branch Slippery Rock Creek, both classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: April 20, 2016.

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

**Permit No. 45052801. RGC Development, LP**, (6866 Chrisphalt Drive, Bath, PA 18014), Stage I & II bond release of a quarry operation in Coolbaugh Township, **Monroe County** affecting 3.0 acres on property owned by Coolbaugh Township. Application received: April 4, 2016.

#### MINING ACTIVITY NPDES DRAFT PERMITS

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

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

##### *Effluent Limits for Coal Mining Activities*

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

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

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

\*The parameter is applicable at all times.

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

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

##### *Effluent Limits for Noncoal Mining Activities*

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

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



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

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

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

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

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

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

#### *Coal NPDES Draft Permits*

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

**NPDES No. PA 0608777 (Mining permit no. 17813024), Enercorp, Inc.**, 1310 Allport Cutoff, Morrisdale, PA 16858, renewal of an NPDES permit for surface mining in Bradford Township, **Clearfield County**, affecting 8.3 acres. Receiving stream(s): Unnamed Tributary to West Branch Susquehanna River, classified for the following use(s): WWF. West Branch Susquehanna River Watershed TMDL. Application received: December 28, 2015.

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

The outfall(s) listed below discharge to Unnamed Tributary to West Branch Susquehanna River:

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

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		8.2	16.5	20.6
Aluminum (mg/l)		1.5	1.5	1.5
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		35.0	70.0	90.0

#### *Noncoal NPDES Draft Permits*

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

**NPDES No. PA0259551 (Permit No. 37140301), Amerikohl Aggregates, Inc.** (202 Sunset Drive, Butler, PA 16001) Revision to an existing NPDES permit for a large industrial minerals surface mine in Wayne Township, **Lawrence County**, affecting 225.1 acres. Receiving streams: Squaw Run & Connoquenessing Creek, both classified for the following uses: WWF. TMDL: Duck Run. Application received: April 11, 2016.

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

The outfall(s) listed below discharge to unnamed tributary No. 3 to Connoquenessing Creek and Connoquenessing Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
007	N
008	N
009	N

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

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

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

The outfall(s) listed below discharge to unnamed tributary No. 3 to Connoquenessing Creek, Connoquenessing Creek, and Squaw Run:

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

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

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

The outfall(s) listed below discharge to Squaw Run:

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

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		0.75	0.75	0.75
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		35	70	90

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

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E15-871. PECO Energy Company**, 2301 Market Street, S7-2, Philadelphia, PA 19101, West Vincent Township, Chester County, ACOE Philadelphia District.

To construct and maintain a 6-inch PY\_HP natural gas pipeline beneath the bed of Burch Run (EV) at two different locations utilizing Horizontal Directional Drilling (HHD).

The site is located under the existing culvert on Westover Lane and Birch Run Road bridge/culvert crossing (Downingtown, PA USGS Quadrangle map, Lat: 40.12034, Long: -75.6822).

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

**E41-672. Verizon Pennsylvania, LLC**, 1717 Arch Street, Philadelphia, PA 19103, Pine Creek Aerial Communications Cable Crossing over Pine Creek in McHenry Township, **Lycoming County**, ACOE Baltimore District (Cammal, PA Quadrangle Lat: 41° 22' 48"; Long: -77° 26' 24").

To construct, operate and maintain a new aerial communications cable crossing of Pine Creek to provide communications service to Minerville Hunting and Fishing Camp. An existing at-grade ford crossing of Pine Creek will be used to access the west side of the creek. Proposed stream crossing is over Pine Creek along State Route 414 in McHenry Township, Lycoming County. The work involves the replacement of an existing outdated communications cable and the installation of approximately a 754-foot long aerial communication line. The project will not cause any earth disturbance or excavation/fill in any watercourse or wetland.

The project proposes to have the following impacts:

<i>ID</i>	<i>Stream Name</i>	<i>Chapter 93 Classification</i>	<i>Temporary Impact area Length (LF)</i>	<i>Permanent Impact area Length (LF)</i>	<i>Latitude</i>	<i>Longitude</i>
Aerial Crossing West Channel	Pine Creek	HQ-CWF; EV		169	41° 22' 48"	77° 26' 32"
Aerial Crossing East Channel	Pine Creek	HQ-CWF; EV		231	41° 22' 48"	77° 26' 27"
Temp. Crossing West Channel	Pine Creek	HQ-CWF; EV	14		41° 22' 50"	77° 26' 32"
Temp. Crossing East Channel	Pine Creek	HQ-CWF; EV	572		41° 22' 44"	77° 26' 26"

The total estimated permanent stream disturbance for the project is approximately 400 lineal feet. The total estimated temporary stream disturbance for the project is approximately 586 lineal feet.

The proposed crossings will not permanently impact cultural or archaeological resources, wetlands, national/state/local parks, forests recreational areas, landmarks wildlife refuge, or historical sites. Pine Creek is classified with a designated use of High Quality—Cold Water Fishery (HQ-CWF) and with an existing use of Exceptional Value (EV).

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

**E04-349-A1, Center Township Water Authority**, 224 Center Grange Road, Aliquippa, PA 15001, Center Township and Potter Township, **Beaver County**, Pittsburgh ACOE District.

The applicant is proposing to:

Amend Permit No. E04-349 (which authorized the construction and maintenance of 1) a temporary dock, pumping facilities and 3 intake structures within the Ohio River; 2) 2 permanent, water intake structures within the Ohio River; 3) a 28' diameter concrete caisson,

access drive, parking area, and support facilities, within the floodplain of the Ohio River; 4) multiple utility line crossings of several tributaries to the Ohio River; 5) an outfall structure in the Ohio River; and 6) an 18" CPP stormwater outfall structure in a UNT to Rag Run; and the placement and maintenance of fill within the 100-year floodplain of the Ohio River), to:

1. Construct and maintain a 20' diameter, temporary river intake caisson, consisting of sheet piles, on the bank of the Ohio River (WWF, N), to house pumps; and

2. Construct and maintain a temporary, 24" diameter intake pipe, which will extend 110' into the Ohio River and will have a passive screen with a slot size of 0.1-inch and an intake velocity of 0.5 fps, to withdraw approximately 2.5 million gallons per day (MGD).

These temporary structures will be constructed and maintained in place of the previously authorized temporary dock, pumping facilities and 3 intake structures, in association with the construction of a new surface water treatment facility, to replace the Authority's existing groundwater wells and treatment plant, which serves as a community public water supply. The overall impacts from this project will remain the same, which will cumulatively impact approximately 558' of various watercourses, and is located in and along the Ohio River,

approximately 3,420' upstream from where the Beaver Valley Expressway (I-376) crosses over the Ohio River (Beaver, PA USGS 7.5 minute Topographic Quadrangle; Latitude: 40° 40' 51"; Longitude: -80° 19' 7"; Sub-basin: 20G), in Potter Township, Beaver County. (The new treatment plant will be in Center Township, Beaver County).

**E65-977, Plenary Walsh Keystone Partners**, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275, Ligonier Township, **Westmoreland County**, Pittsburgh ACOE District.

The applicant is proposing to:

1.) Remove an existing single span, steel girder bridge and construct and maintain a replacement single span composite prestressed PA bulb tee bridge, with a span of 82' and an under clearance of 10' 1" over Mill Creek (CWF) (aka Stream 1) at the same location

2.) Place and maintain fill within 142 linear feet of an unnamed tributary (UNT) to Mill Creek (aka Stream 2) and relocate and reconstruct 142 linear feet of replacement channel to form a confluence with Mill Creek,

3.) Temporarily impact 0.04 acre of PEM wetland during these construction activities,

For the purpose of replacing a structurally deficient bridge. The project is located near the intersection of Peoples Road and State Route 0711 (Quadrangle: Wilpen; Latitude: 40° 15' 5.4"; Longitude: -79° 13' 17.5") in Ligonier Township, Westmoreland County. The project will cumulatively result in 236 linear feet of temporary impact and 225 linear feet of permanent impact stream impacts to Mill Creek and a UNT to Mill Creek and 0.04 acre of temporary wetland impact.

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

**E37-198, Plenary Walsh Keystone Partners**, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275. JV #468 SR 0224 0060 1429 Bridge Replacement, in Mahoning Township, **Lawrence County**, ACOE Pittsburgh District (Edinburg, PA Quadrangle N: 41°, 00', 29.1"; W: -80°, 28', 6.84").

To construct and maintain a 6' diameter, 84' long reinforced concrete pipe replacement for the existing S.R. 0224, Section P30 (West State Street) wetland crossing and associated impact to 0.026 acre of wetland.

**E62-430, Plenary Walsh Keystone Partners**, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275. JV 021 State Route 0027 Segment 0520 Offset 3359 Section B13 over Matthews Run, in Brokenstraw Township, **Warren County**, ACOE Pittsburgh District (Sugar Grove, PA Quadrangle N: 41.904011°, W: -79.344203°).

To remove the existing State Route 0027 structure over Matthews Run and to construct and maintain a 55.3 feet long reinforced concrete box culvert having a clear span of 24 feet and an underclearance of 6 feet at a point approximately 150 feet south of the State Route 0027 and Hazeltine Road intersection in Brokenstraw Township, Warren County.

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

**E4129-105: Anadarko Marcellus Midstream, LLC**, 33 West Third Street, Suite 200, Williamsport, PA 17701, Cascade Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) two 6-inch gas pipelines and a timber mat bridge impacting 53 linear feet of Salt Run and 2029 square feet of adjacent palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41° 27' 23" N 76° 53' 13" W).

The project will result in a total of 0.05 acre of wetland impacts and 53 linear feet of stream impacts all for the purpose of installing natural gas gathering line and access roadway to a natural gas well site for Marcellus well development.

**E5929-058: Regency Marcellus Gas Gathering, LLC**, 101 West Third Street, Williamsport, PA 17701, Liberty, Hamilton, Richmond, & Covington Townships & Blossburg Borough, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) an 18-inch culvert and associated fill impacting 15 linear feet of an unnamed tributary to Taylor Run (EV) (Liberty, PA Quadrangle 41° 37' 07" N, 77° 02' 52" W);

2) one 24-inch gas pipeline and a timber mat bridge impacting 77 linear feet of an unnamed tributary to Taylor Run (EV) (Liberty, PA Quadrangle 41° 37' 23" N, 77° 04' 02" W);

3) one 24-inch gas pipeline and a timber mat bridge impacting 23 linear feet of an unnamed tributary to Long Run (CWF, MF) and 3,237 square feet of floodway of an adjacent unnamed tributary to Long Run (CWF, MF) (Blossburg, PA Quadrangle 41° 37' 48" N, 77° 04' 07" W);

4) one 24-inch gas pipeline and a timber mat bridge impacting 240 linear feet of unnamed tributaries to Long Run (CWF, MF) and 883 square feet of floodway of an adjacent unnamed tributary to Long Run (CWF, MF) (Blossburg, PA Quadrangle 41° 37' 50" N, 77° 04' 07" W);

5) a timber mat bridge impacting 837 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 38' 07" N, 77° 04' 02" W);

6) one 24-inch gas pipeline and a timber mat bridge impacting 100 linear feet of unnamed tributaries to Taylor Run (EV), 570 square feet of floodway of an adjacent unnamed tributary to Taylor Run, 776 square feet of a palustrine emergent (PEM) wetland, and 539 square feet of palustrine forested (PFO) wetlands (Blossburg, PA Quadrangle 41° 38' 45" N, 77° 03' 48" W);

7) fill for a temporary access road impacting 827 square feet of floodway of an unnamed tributary to Johnson Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 43" N, 77° 04' 34" W);

8) a timber mat bridge impacting 20 linear feet of an unnamed tributary to Johnson Creek (CWF, MF) and fill for a temporary access road impacting 1,217 square feet of floodway of an adjacent unnamed tributary to Johnson Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 35" N, 77° 04' 26" W);

9) a timber mat bridge impacting 16 linear feet of an unnamed tributary to Johnson Creek (CWF, MF) and fill for a temporary access road impacting 18 square feet of floodway of an adjacent unnamed tributary to Johnson Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 29" N, 77° 04' 25" W);

10) fill for a temporary access road impacting 6,874 square feet of floodway of an unnamed tributary to Johnson Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 27" N, 77° 04' 26" W);

11) a timber mat bridge impacting 20 linear feet of an unnamed tributary to Johnson Creek (CWF, MF) and fill for a temporary access road impacting 1,296 square feet of floodway of an adjacent unnamed tributary to Johnson Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 24" N, 77° 04' 25" W);

12) fill for a temporary access road impacting 23,315 square feet of floodway of unnamed tributaries to Johnson Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 21" N, 77° 04' 15" W);

13) one 24-inch gas pipeline and a timber mat bridge impacting 20 linear feet of an unnamed tributary to Tioga River (CWF, MF) and 691 square feet of floodway of an unnamed tributary to Tioga River (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 10" N, 77° 03' 39" W);

14) one 24-inch gas pipeline and a timber mat bridge impacting 154 linear feet of unnamed tributaries to Taylor Run (EV) (Blossburg, PA Quadrangle 41° 39' 11" N, 77° 02' 52" W);

15) one 24-inch gas pipeline and a timber mat bridge impacting 1,066 square feet of a palustrine scrub-shrub (PSS) wetland and 437 square feet of floodway of an unnamed tributary to Taylor Run (EV) (Blossburg, PA Quadrangle 41° 39' 15" N, 77° 02' 40" W);

16) one 24-inch gas pipeline impacting 327 linear feet of Tioga River (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 18" N, 77° 02' 38" W);

17) fill for a temporary access road impacting 249 square feet of floodway of an unnamed tributary to Morris Run (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 41" N, 77° 02' 34" W);

18) a timber mat bridge impacting 20 linear feet of an unnamed tributary to Morris Run (CWF, MF) and fill for a temporary access road impacting 3,255 square feet of floodway of an adjacent unnamed tributary to Morris Run (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 35" N, 77° 02' 36" W);

19) a timber mat bridge impacting 16 linear feet of an unnamed tributary to Tioga River (CWF, MF) and 4,567 square feet of floodway of an adjacent unnamed tributary to Tioga River (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 31" N, 77° 02' 38" W);

20) a timber mat bridge impacting 16 linear feet of an unnamed tributary to Tioga River (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 28" N, 77° 02' 39" W);

21) one 24-inch gas pipeline impacting 503 square feet of a palustrine emergent (PEM) wetland and 2,115 square feet of floodway of an adjacent unnamed tributary to Morris Run (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 35" N, 77° 02' 24" W);

22) one 24-inch gas pipeline impacting 356 linear feet of an unnamed tributary to Morris Run (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 44" N, 77° 02' 28" W);

23) one 24-inch gas pipeline and a timber mat bridge impacting 157 linear feet of Morris Run (CWF, MF) and an unnamed tributary to Morris Run (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 46" N, 77° 02' 26" W);

24) one 24-inch gas pipeline and a timber mat bridge impacting 213 square feet of a palustrine forested (PFO) wetland, 231 square feet of palustrine emergent (PEM) wetlands, and 4,283 square feet of floodway of adjacent unnamed tributaries to Morris Run (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 49" N, 77° 02' 29" W);

25) one 24-inch gas pipeline and a timber mat bridge impacting 18 linear feet of an unnamed tributary to Tioga River (CWF, MF) and 939 square feet of floodway of an unnamed tributary to Tioga River (CWF, MF) (Blossburg, PA Quadrangle 41° 39' 54" N, 77° 02' 52" W);

26) one 24-inch gas pipeline and two timber mat bridges impacting 141 linear feet of an unnamed tributary to Tioga River (CWF, MF) and 534 square feet of palustrine emergent (PEM) wetlands (Blossburg, PA Quadrangle 41° 40' 04" N, 77° 02' 48" W);

27) one 24-inch gas pipeline impacting 795 square feet of a PEM wetland and 283 square feet of floodway of an adjacent unnamed tributary to Tioga River (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 08" N, 77° 02' 50" W);

28) one 24-inch gas pipeline and a timber mat bridge impacting 3,188 square feet of a palustrine forested (PFO) wetland (Blossburg, PA Quadrangle 41° 40' 11" N, 77° 02' 53" W);

29) one 24-inch gas pipeline impacting 740 square feet of a palustrine forested (PFO) wetland and 1,690 square feet of floodway of an adjacent unnamed tributary to Tioga River (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 14" N, 77° 02' 57" W);

30) a timber mat bridge impacting 22 linear feet of an unnamed tributary to Coal Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 33" N, 77° 02' 56" W);

31) one 24-inch gas pipeline impacting 3,363 square feet of floodway of an unnamed tributary to Coal Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 24" N, 77° 02' 56" W);

32) one 24-inch gas pipeline and a timber mat bridge impacting 329 square feet of a palustrine emergent (PEM) wetland and 231 linear feet of unnamed tributaries to Coal Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 33" N, 77° 02' 53" W);

33) one 24-inch gas pipeline and a timber mat bridge impacting 53 linear feet of Coal Creek (CWF, MF) and 4,380 square feet of floodway of adjacent unnamed tributaries to Coal Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 35" N, 77° 02' 55" W);

34) one 24-inch gas pipeline and a timber mat bridge impacting 48 linear feet of an unnamed tributary to Coal Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 38" N, 77° 02' 59" W);

35) a timber mat bridge impacting 180 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 40' 55" N, 77° 03' 07" W);

36) one 24-inch steel gas line impacting 230 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 40' 57" N, 77° 03' 12" W);

37) a timber mat bridge impacting 20 linear feet of an unnamed tributary to Coal Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 19" N, 77° 03' 22" W);

38) a timber mat bridge impacting 31 linear feet of Coal Creek (CWF, MF) and 93 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 40' 21" N, 77° 03' 20" W);

39) fill for a temporary access road impacting 1,981 square feet of floodway of an unnamed tributary to Coal Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 22" N, 77° 03' 20" W);

40) a timber mat bridge impacting 20 linear feet of an unnamed tributary to Coal Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 25" N, 77° 03' 16" W);

41) a timber mat bridge impacting 20 linear feet of an unnamed tributary to Coal Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 28" N, 77° 03' 13" W);

42) fill for a temporary access road impacting 3,122 square feet of floodway of unnamed tributaries to Coal Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 30" N, 77° 03' 12" W);

43) fill for a temporary access road impacting 1,136 square feet of floodway of an unnamed tributary to Tioga River (CWF, MF) (Blossburg, PA Quadrangle 41° 40' 50" N, 77° 03' 15" W);

44) one 24-inch gas pipeline and a timber mat bridge impacting 101 linear feet of Bear Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 41' 03" N, 77° 03' 19" W);

45) one 24-inch gas pipeline and timber mat bridges impacting 17 linear feet of unnamed tributaries to Bear Creek (CWF, MF) and 1,060 square feet of palustrine emergent (PEM) wetlands (Blossburg, PA Quadrangle 41° 41' 06" N, 77° 03' 20" W);

46) a timber mat bridge impacting 94 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 41' 06" N, 77° 03' 29" W);

47) one 24-inch gas pipeline and a timber mat bridge impacting 100 linear feet of an unnamed tributary to Bear Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 41' 12" N, 77° 03' 19" W);

48) a timber mat bridge impacting 223 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 41' 14" N, 77° 03' 17" W);

49) one 24-inch gas pipeline and a timber mat bridge impacting 2,449 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 41' 24" N, 77° 03' 05" W);

50) one 24-inch gas pipeline and a timber mat bridge impacting 3,827 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 41' 27" N, 77° 03' 05" W);

51) fill for a temporary access road impacting 326 square feet of floodway of East Creek Tioga River (EV) (Blossburg, PA Quadrangle 41° 42' 02" N, 77° 03' 26" W);

52) a temporary bridge impacting 18 linear feet of an unnamed tributary to East Creek Tioga River (EV) and fill for a temporary access road impacting 8,524 square feet of floodway of an unnamed tributary East Creek Tioga River (EV) (Blossburg, PA Quadrangle 41° 42' 01" N, 77° 03' 24" W);

53) one 24-inch gas pipeline impacting 51 linear feet of an unnamed tributary to East Creek Tioga River (EV) and 29 square feet of floodway of an unnamed tributary to East Creek Tioga River (EV) (Blossburg, PA Quadrangle 41° 41' 53" N, 77° 03' 03" W);

54) fill for a temporary access road impacting 24 linear feet of an unnamed tributary to East Creek Tioga River (EV) (Blossburg, PA Quadrangle 41° 42' 10" N, 77° 02' 44" W);

55) one 24-inch gas pipeline impacting 53 linear feet of an unnamed tributary to East Creek Tioga River (EV) (Blossburg, PA Quadrangle 41° 42' 12" N, 77° 02' 43" W);

56) one 24-inch gas pipeline and a timber mat bridge impacting 101 linear feet of an unnamed tributary to East Creek Tioga River (EV) (Blossburg, PA Quadrangle 41° 42' 14" N, 77° 02' 39" W);

57) one 24-inch gas pipeline and a timber mat bridge impacting 135 linear feet of an unnamed tributary to East Creek Tioga River (EV) and 1,416 square feet of adjacent palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 42' 17" N, 77° 02' 35" W);

58) a timber mat bridge impacting 29 linear feet of an unnamed tributary to East Creek Tioga River (EV) and 779 square feet of adjacent palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 42' 19" N, 77° 02' 36" W);

59) a timber mat bridge impacting 350 square feet of palustrine emergent (PEM) wetlands (Blossburg, PA Quadrangle 41° 42' 24" N, 77° 02' 34" W);

60) one 24-inch gas pipeline and timber mat bridges impacting 155 linear feet of East Creek Tioga River (EV) and 2,877 square feet of adjacent palustrine emergent (PEM) wetlands (Blossburg, PA Quadrangle 41° 42' 28" N, 77° 02' 34" W);

61) one 24-inch gas pipeline and a timber mat bridge impacting 720 square feet of palustrine forested (PFO) wetlands (Blossburg, PA Quadrangle 41° 42' 33" N, 77° 02' 34" W);

62) one 24-inch steel gas line impacting 293 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 42' 35" N, 77° 02' 34" W);

63) one 24-inch gas pipeline impacting 174 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 43' 00" N, 77° 02' 39" W);

64) one 24-inch gas pipeline and a timber mat bridge impacting 51 linear feet of an unnamed tributary to East Creek Tioga River (EV) and 1,962 square feet of a palustrine forested (PFO) wetland (Blossburg, PA Quadrangle 41° 43' 03" N, 77° 02' 43" W);

65) one 24-inch gas pipeline and a timber mat bridge impacting 369 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 43' 16" N, 77° 03' 09" W);

66) one 24-inch gas pipeline and a timber mat bridge impacting 84 linear feet of an unnamed tributary to Tioga River (CWF, MF) (Blossburg, PA Quadrangle 41° 43' 24" N, 77° 03' 16" W);

67) one 24-inch gas pipeline and a timber mat bridge impacting 82 linear feet of an unnamed tributary to Tioga River (CWF, MF) (Blossburg, PA Quadrangle 41° 43' 25" N, 77° 03' 16" W);

68) one 24-inch gas pipeline and a timber mat bridge impacting 104 linear feet of an unnamed tributary to Tioga River (CWF, MF) (Blossburg, PA Quadrangle 41° 43' 27" N, 77° 03' 18" W);

69) one 24-inch gas pipeline and a timber mat bridge impacting 109 linear feet of an unnamed tributary to Wilson Creek (CWF, MF), 23 square feet of floodway of an adjacent unnamed tributary to Wilson Creek (CWF, MF), 1,643 square feet of a palustrine scrub-shrub (PSS) wetland, and 1 square foot of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 43' 48" N, 77° 03' 28" W);

70) one 24-inch gas pipeline impacting 1,219 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 43' 49" N, 77° 03' 27" W);

71) one 24-inch gas pipeline and a timber mat bridge impacting 3,850 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 43' 54" N, 77° 03' 18" W);

72) one 24-inch gas pipeline and a timber mat bridge impacting 79 linear feet of Wilson Creek (CWF, MF) and 5,972 square feet of floodway of an adjacent unnamed tributary to Wilson Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 44' 27" N, 77° 03' 18" W);

73) one 24-inch gas pipeline and a timber mat bridge impacting 10,009 square feet of floodway of an unnamed tributary to Wilson Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 44' 30" N, 77° 03' 02" W);

74) fill for a temporary access road impacting 14,603 square feet of floodway of an unnamed tributary to Canoe Camp Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 44' 46" N, 77° 02' 42" W);

75) one 24-inch gas pipeline and a timber mat bridge impacting 637 square feet of a palustrine emergent (PEM) wetland (Blossburg, PA Quadrangle 41° 44' 55" N, 77° 02' 42" W);

76) one 24-inch gas pipeline and a timber mat bridge impacting 97 linear feet of Canoe Camp Creek (CWF, MF) and 77 linear feet of an unnamed tributary to Canoe Camp Creek (CWF, MF) (Blossburg, PA Quadrangle 41° 44' 58" N, 77° 02' 39" W);

77) one 24-inch gas pipeline and a timber mat bridge impacting 78 linear feet of an unnamed tributary to Canoe Camp Creek (CWF, MF) (Mansfield, PA Quadrangle 41° 45' 11" N, 77° 02' 46" W);

78) a timber mat bridge impacting 87 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41° 45' 39" N, 77° 02' 34" W);

79) one 24-inch gas pipeline and a timber mat bridge impacting 112 linear feet of an unnamed tributary to Canoe Camp Creek (CWF, MF) and 2,143 square feet of palustrine emergent (PEM) wetlands (Mansfield, PA Quadrangle 41° 45' 44" N, 77° 02' 34" W);

80) one 24-inch gas pipeline and a timber mat bridge impacting 381 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41° 45' 56" N, 77° 02' 34" W);

81) one 24-inch gas pipeline and a timber mat bridge impacting 576 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41° 46' 02" N, 77° 02' 31" W);

82) one 24-inch gas pipeline and a timber mat bridge impacting 174 linear feet of unnamed tributaries to Canoe Camp Creek (CWF, MF) (Mansfield, PA Quadrangle 41° 46' 07" N, 77° 02' 16" W);

83) one 24-inch gas pipeline and a timber mat bridge impacting 458 square feet of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41° 46' 11" N, 77° 02' 04" W).

The project will result in a total of 4,012 linear feet of stream impacts, 2.53 acres of additional floodway impacts, and 0.87 acre of wetland impacts all for the purpose of installing natural gas gathering line and access roadway to a natural gas well site for Marcellus well development.

## 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 AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the

Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

### I. NPDES Renewal Permit Actions

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401. Phone: 484.250.5970*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0243965 (Stormwater)	Silvi Concrete Oxford Plant 1824 Baltimore Pike Oxford, PA 19363	Chester County Lower Oxford Township	Unnamed Tributary to West Branch Big Elk Creek (7-K)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0042951 (Sewage)	Schuylkill County Municipal Authority Tremont WWTP PO Box 960 221 S Centre Street Pottsville, PA 17901-0960	Schuylkill County Tremont Borough	Poplar Creek (7-D)	No
PA0037290 (Sewage)	Glen 234 The Glen Tamiment, PA 18371-9715	Pike County Lehman Township	Unnamed Tributary to Little Bush Kill (1-D)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0012211— IW	Boyertown Foundry Co. PO Box 443 9th & Rothermel Drive New Berlinville, PA 19545	Berks County Boyertown Borough	UNT to Swamp Creek—3E	Y
PA0081370— SEW	Timeless Towns of the Americas, Inc. 2634 Emmitsburg Road Gettysburg, PA 17325	Adams County Cumberland County	UNT of Marsh Creek— 13D	Y
PA0082198— SEW	Peters Township Board of Supervisors PO Box 88 5000 Steele Avenue Lemasters, PA 17231-0088	Franklin County Peters Township	UNT of Conococheague Creek—13C	Y
PA0031810— SEW	Eastern Lebanon County School District 180 Elco Drive Myerstown, PA 17067-2697	Lebanon County Jackson Township	UNT to Tulpehocken Creek—3C	Y
PA0023264— SEW	Twin Borough Sanitary Authority Juniata County PO Box 118 17 River Drive Mifflin, PA 17058-0118	Juniata County Milford Township	Juniata River—12-A	Y
PA0083607— SEW	Union Township Lickdale STP 3111 State Route 72 Jonestown, PA 17038	Lebanon County Union Township	Forge Creek—7-D	Y



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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0218901 (Sewage)	Totteridge Golf Course & Restaurant STP 2029 Totteridge Drive Greensburg, PA 15601	Westmoreland County Salem Township	Crabtree Creek (18-C)	Yes
PA0216267 (Sewage)	Pine Garden Apartments STP SR 981 North New Alexandria, PA 15670	Westmoreland County Loyalhanna Township	Boatyard Run (18-C)	N

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

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

**NPDES Permit No. PA0011266**, Industrial, **Global Advanced Metals USA Inc.**, 1223 County Line Road, Boyertown, PA 19512.

This proposed facility is located in Douglass Township, **Delaware County**.

Description of Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated industrial wastewater and stormwater.

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

**NPDES Permit No. PA0036269**, Sewage, **Stewartstown Borough Authority**, 6 North Main Street, Stewartstown, PA 17363-4132.

This proposed facility is located in Stewartstown Borough, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to Ebaughs Creek in Watershed 7-I.

**NPDES Permit No. PA0262072**, Industrial Waste, **Knouse Foods Cooperative Inc.**, 800 Peach Glen-Idaville Road, Peach Glen, PA 17375.

This proposed facility is located in Tyrone & Huntington Townships, **Adams County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT to Bermudian Creek in Watershed 7-F.

**NPDES Permit No. PA0042269**, Sewage, **Lancaster Area Sewer Authority**, 130 Centerville Road, Lancaster, PA 17603-4007.

The proposed facility is located in Manor Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: Authorization to discharge to Susquehanna River in Watershed 7-J.

**NPDES Permit No. PA0024040**, Sewage, **Highspire Borough**, 640 Eshelman Street, Highspire, PA 17034.

This proposed facility is located in Highspire Borough, **Dauphin County**.

Description of Size and Scope of Proposed Operation/Activity: Authorization to discharge Susquehanna River 7C.

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

**NPDES Permit No. PA0264326**, Sewage, SIC Code 8800, **Shawn & Toni Nadolsky**, 873 Mark Hanna Road, Ashville, PA 16613.

This proposed facility is located in Gallitzin Township, **Cambria County**.

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

**NPDES Permit No. PA0255068**, Sewage, **Duane Stewart**, 260 Wilson Road, Dawson, PA 15428.

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

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

*Northeast Regional Office: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 484.250.5970*

**NPDES Permit No. PA0275867**, Storm Water, SIC Code 4953, **Advanced Disposal Inc. dba Hinkle Transfer Station LLC**, 1184 McClellandtown Road, McClellandtown, PA 15458.

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

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

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

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, 484.250.5900*

**WQM Permit No. WQG02231510**, Sewage, **Southwest Delaware County Municipal Authority**, P.O. Box 2466, One Gamble Lane, Aston, PA 19041.

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

Description of Action/Activity: Construction of a low pressure force main and gravity sewers to serve 15 lot subdivision.

**WQM Permit No. 1516201**, Industrial Waste, **Herr Foods, Inc.**, P.O. Box 300, Nottingham, PA 19362.

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

Description of Action/Activity: Addition of an equalization tank, oil and grease removal system and a new final clarifier.

**WQM Permit No. 1586409**, Sewage, Renewal, **Wallace Township Municipal Authority**, 1250 Creed Road, P.O. Box 670, Glenmoore, PA 19343.

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

Description of Action/Activity: Permit approval for renewal of existing Water Quality Land Application for Glenmoore Wastewater Treatment Plant.

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

**WQM Permit No. 3605414, Amendment No. 1**, Sewerage, **Salisbury Township**, 5581 Old Philadelphia Pike, Gap, PA 17527-9791.

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

Description of Proposed Action/Activity: Permit approval for the installation of an influent screen for the existing 0.58 MGD WWTP. The influent screen will consist of a stationary, semi-cylindrical screen basket, concentric screw conveyer/dewatering screw, and screening press with drive unit. The unit will have a maximum hydraulic capacity of 1.94 MGD.

**WQM Permit No. 4416401**, Sewerage, **Granville Township**, 100 Helen Street, Lewistown, PA 17044-2437.

This proposed facility is located in Granville Township, **Mifflin County**.

Description of Proposed Action/Activity: Permit approval for the upgrade to pump station # 9.

**WQM Permit No. 0186201 A-1**, Industrial Waste, **Knouse Foods Cooperative Inc.**, 53 East Hanover Street, PO Box 807, Biglerville, PA 17307.

This proposed facility is located in Franklin and Hamiltonban Township, **Adams County**.

Description of Proposed Action/Activity: The purpose of this permit modification is to consolidate previously issued permits for the spray irrigation of treated industrial wastewater, reallocate the permitted hydraulic loading (spray irrigation) rate seasonally, incorporate current Department standards for the land application of industrial wastewater, and include a 5 year permit renewal cycle.

**WQM Permit No. 0115201**, Industrial Waste, **Knouse Foods Cooperative Inc.**, 800 Peach Glen—Idaville Road, Peach Glen, PA 17375.

This proposed facility is located in Tyrone & Huntingdon Townships, **Adams County**.

Description of Proposed Action/Activity: This permit approves the construction of industrial and sanitary wastewater facilities consisting of: 1) An Industrial wastewater treatment process will consist of influent screens, flow equalization, pH and alkalinity adjustment, anaerobic digestion, bioreactors (aerobic and anoxic), and a membrane filtration system 2) A sanitary treatment process will consist of flow equalization, aerobic bioreactors, secondary clarification and UV disinfection 3) A conveyance system in which effluent flows from the industrial membrane filtration system and the sanitary disinfection system will be combined, routes through a cascade aerator, and discharged at a common outfall (Outfall 001) into a UNT to Bermudian Creek.

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

**WQM Permit No. 1115414**, Sewage, SIC Code 8800, **Shawn & Toni Nadolsky**, 873 Mark Hanna Road, Ashville, PA 16613.

This proposed facility is located in Gallitzin Township, **Cambria County**.

Description of Proposed Action/Activity: Construction of a SR STP to serve the Nadolsky Property.

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

**WQM Permit No. WQG01251603**, Sewage, SIC Code 8800, **Richard E Hawley**, 14400 Route 19, Cambridge Spring, PA 16403.

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

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

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

**WQM Permit No. 1716404**, Sewage, SIC Code 4952, **Karen & Richard Kunkle**, 50 Boyd Lane, Woodland, PA 16881-8722.

This existing facility is located in Bradford Township, **Clearfield County**.

Description of Proposed Action/Activity: Issuance of new permit authorizing existing SFTF.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI015115008-2	PRCP-Philadelphia Investment Partners, LLC City Place Tower 525 Okeechobee Boulevard Suite 1650 West Palm Beach, FL 33401	Philadelphia	City of Philadelphia	Delaware River WWF-MF
PAI010915010	Keystone-NAP 1 Ben Fairless Drive Fairless Hills, PA 19030	Bucks	Falls Township	Delaware River WWF-MF
PAI011515028	Turkshead Commercial, LLC 797 East Lancaster Avenue Suite 17 Downingtown, PA 19335	Chester	West Whiteland Township	POI-A Unnamed Tributary to Valley Creek POI-B Unnamed Tributary to Broad Run
PAI015113005-2	Philadelphia Authority for Industrial Development (PAID) 1500 Market Street Suite 2600 West Philadelphia, PA 19102	Philadelphia	City of Philadelphia	Schuylkill River WWF-MF
PAI012316001	PECO, An Exelon Company 2301 Market Street, S7-2 Philadelphia, PA 19103	Philadelphia	City of Philadelphia	Delaware River WWF-MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024516001	MBC Development, LP 950 East Main Street Schuylkill Haven, PA 17972-0472	Monroe	Hamilton Township	UNT to McMichael Creek (HQ-WF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050214002	Borough of Fox Chapel 401 Fox Chapel Road Pittsburgh, PA 15238	Allegheny County	Borough of Fox Chapel	UNT to Squaw Run (HQ-WWF)
PAI055613009	Cambria Somerset Authority 100 Franklin Street Suite 200 Johnstown, PA 15901	Somerset County	Quemahoning Township, Conemaugh Township, and Jenner Township	Quemahoning Creek (CWF), Two Mile Run (CWF), Higgins Run (HQ-CWF)
PAI056515004	North Huntingdon Township Municipal Authority 11265 Center Highway North Huntingdon, PA 15642	Westmoreland County	North Huntingdon Township	Unnamed Tributaries to Long Run (HQ-TSF)

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

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

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

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems

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

*General Permit Type—PAG-02*

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

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Falls Township Bucks County	PAG02000916010	US Gain—A Division of U.S. Venture, Inc. 425 Better Way Appleton, WI 54915	Rock Run WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Falls Township Bucks County	PAG02000915014(1)	38 Cabot Blvd, LP 110 Terry Drive Newtown, PA 18940	Unnamed Tributary to Queen Anne Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Solebury Township Bucks County	PAG02000916009	Solebury Township 3092 Sugan Road Solebury, PA 18963	Delaware River South WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Doylestown Township Bucks County	PAG02000916014	Doylestown Township 425 Wells Road Doylestown, PA 18901-2717	Unnamed Tributary to Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Falls Township Bucks County	PAG02000915084	Kalimar Properties, LLC 1 Elsa Way Richboro, PA 18954	Martins Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Northampton Township Bucks County	PAG02000915086	TP Construction 668 Woodbourne Road Suite 109 Langhorne, PA 19047	Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Borough of Catasauqua Lehigh County	PAG02003915022	Eugene Goldfeder Borough of Catasauqua 118 Bridge St. Catasauqua, PA 18032	Lehigh River (TSF, MF)	Lehigh County Conservation District 610-391-9583
Hazle Township Luzerne County	PAG02004015022	Interstate Metal Recycling Joseph H. Kress 1010 Winters Ave. Hazleton, PA 18202	Cranberry Creek (CWF, MF)	Luzerne Conservation District 570-674-7991

<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>
Jenkins Township Luzerne County	PAG02004007026R(3)	Mericle 112 Armstrong, LLC Robert K. Mericle 100 Baltimore Drive Wilkes-Barre, PA 18702	UNT to Susquehanna River (CWF, MF) Lampblack Creek (CWF, MF) Mill Creek (CWF, MF) Gardner Creek (CWF, MF)	Luzerne Conservation District 570-674-7991
Nanticoke City Luzerne County	PAG02004015040	UGI Penn Natural Gas, Inc. Chris Langman 2525 North 12th St. Suite 360 P.O. Box 12677 Reading, PA 19612-2677	Susquehanna River (WWF, MF)	Luzerne Conservation District 570-674-7991
Upper Mt. Bethel Township Northampton County	PAG02004815022	Pennsylvania Fish and Boat Commission Michele C. Jacoby 450 Robinson Lane Bellefonte, PA 16823-9620	Martins Creek (East Fork) (CWF, MF)	Northampton County Conservation District 610-746-1971
Wayne Township, Lawrence County	PAG02093716005	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Unnamed Tributary to Beaver River (WWF)	Attention: Patrick M. Webb PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800

*Central Office: Bureau of Abandoned Mine Reclamation, 400 Market Street, Floor 13, PO Box 69205, Harrisburg, PA 17106-9205*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
West Pike Township, Washington County	PAG02-1063-16-002	BAMR P.O. Box 69205 Harrisburg, PA 17106-9205	Little Pike Run (TS) to Pike Run (TSF) to Monongahela River (WWF) [Ohio River Basin, Monongahela Sub-basin (19), Middle Monongahela River Watershed (D)]	BAMR P.O. Box 69205 Harrisburg, PA 17106-9205 717-787-7669

*General Permit Type—PAG-03*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Emporium Borough Cameron County (Industrial Stormwater)	PAR114804	General Electric Company, Inc. 55 S. Pine Street Emporium, PA 15834-1529	Driftwood Branch of Sinnemahoning Creek—8-A	DEP North Central Regional Office Clean Water Program 208 W Third Street Suite 101 Williamsport, PA 17701-6448 570.327.3636
Bald Eagle Township Clinton County (Industrial Stormwater)	PAR604835	Martin Motor Co. 2512 Eagle Valley Road Mill Hall, PA 17751-8669	Unnamed Tributary to Bald Eagle Creek—9-C	DEP North Central Regional Office Clean Water Program 208 W Third Street Suite 101 Williamsport, PA 17701-6448 570.327.3636

*General Permit Type—PAG-04*

<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>
Luzerne Township Fayette County	PAG046458	US Army Corps of Engineers Pittsburgh District 1000 Liberty Avenue Pittsburgh, PA 15222-4186	Monongahela River 19-C	DEP South West Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Le Boeuf Township Erie County	PAG041204	Richard E Hawley 14400 Route 19 Cambridge Spring, PA 16403	Unnamed Tributary to French Creek— 16-A	DEP North West Regional Office Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814.332.6942

*General Permit Type—PAG-8 NOI*

<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>
Throop Lackawanna	PAG082212	Lackawanna River Basin Sewer Authority PO Box 280 Olyphant, PA 18447	Lackawanna River Basin Sewer Authority Throop R.145 Boulevard Ave Throop, PA 18512	PA DEP NERO 2 Public Square Wilkes-Barre, PA 18701-1915 (570) 826-2511
Pine Grove Schuylkill Co	PAG082222	Pine Grove Joint Sewer Authority 115 Mifflin St. Pine Grove, PA 17963	Pine Grove Sewer Authority 235 Suedberg Rd. Pine Grove, PA 17963	PA DEP NERO 2 Public Square Wilkes-Barre, PA 18701-1915 (570) 826-2511

*General Permit Type—PAG-10*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Franklin Township Lycoming County	PAG104847	UGI Sunbury LLC 1 Meridian Boulevard Suite 2c01 Wyomissing, PA 19610	Unnamed Tributary to West Branch Susquehanna River and Unnamed Tributary to Susquehanna River—6-A and 10-D	DEP North Central Regional Office Clean Water Program 208 W Third Street Suite 101 Williamsport, PA 17701-6448 570.327.3636

**PUBLIC WATER SUPPLY PERMITS**

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form

and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

**SAFE DRINKING WATER****Actions taken under the Pennsylvania Safe Drinking Water Act**

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

**Operations Permit # 1516511** issued to: **Martins Community, LP**, 25 Randy Lane, Cochranville, PA 19330, [(PWSID)] West Nottingtown Township, **Chester County** on April 15, 2016 for the operation of Martins Community LP MHP.

**Permit No. 4615501, Minor Amendment.** Public Water Supply.

Applicant **North Wales Water Authority**  
200 West Walnut Street  
P.O. Box 1339  
North Wales, PA 19445-0339

Township Lower Gwynedd

County **Montgomery**

Type of Facility PWS

Consulting Engineer KLH Engineers, Inc.  
1573 Campbells Run Road  
Pittsburgh, PA 15205-9733

Permit to Construct Issued April 15, 2016

**Permit No. 0915528, Minor Amendment.** Public Water Supply.

Applicant **Perkasie Regional Authority**  
150 Ridge Road  
Sellersville, PA 18960-1521

Borough Perkasie

County **Bucks**

Type of Facility PWS

Consulting Engineer Perkasie Regional Authority  
150 Ridge Road  
Sellersville, PA 18960

Permit to Operate Issued April 11, 2016

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

**Permit No. 6615502MA, Construction Permit,** Public Water Supply.

Applicant **Tunkhannock Hospital Company LLC**  
5950 S.R. 6  
Tunkhannock, PA 18657

Municipality Tunkhannock Township

County **Wyoming County**

Type of Facility PWS

Consulting Engineer Francis Mark Voyack  
Quad Three Group, Inc.  
37 North Washington Street  
Wilkes-Barre, PA 18701

Permit to Construct Issued 04/11/2016

**Permit No. 6414502MA, Construction Permit** Public Water Supply.

Applicant **Aqua PA Inc.**  
1775 North Main Street,  
Honesdale, PA 18431

[Borough or Township] Honesdale Borough

County **Wayne**

Type of Facility PWS

Consulting Engineer Entech Engineering  
Douglas E. Berg, PE  
4 South Fourth Street  
PO Box 32  
Reading, PA 19603-0032

Permit to Construct Issued 04/08/2016

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

**Operation Permit No. 7366413** issued to: **H2O to Go (PWS ID No. 7366413), Lancaster County** on 4/18/2016 for facilities submitted under Application No. 7366413.

**Source Water Protection Program Approval** issued to **Mount Penn Borough Municipal Authority**, 200 North 25th Street, Reading, PA 19606, **PWSID 3060082**, Mount Penn Borough, **Berks County** on April 18, 2016.

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

**Centre Hall Borough Water Department (Public Water Supply)** Potter Township, **Centre County**: On April 25, 2016, the Safe Drinking Water Program approved the Source Water Protection (SWP) plan for the Centre Hall Borough Water Department, Potter Township, Centre County. The personnel involved with the development of this SWP are to be commended for taking these proactive steps to protect these water sources for their community. Development of the SWP plan was funded by the Department of Environmental Protection (John C. Hamilton, P.E., (570) 327-3650).

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

**Permit No. 6315506,** Public Water Supply.

Applicant **Tri-County Joint Municipal Authority**  
26 Monongahela Avenue  
Fredericktown, PA 15333

[Borough or Township] East Bethlehem Township

County **Washington**

Type of Facility Clearwell

Consulting Engineer KLH Engineers, Inc.  
5173 Campbells Run Road  
Pittsburgh, PA 15205

Permit to Construct Issued April 21, 2016

**Permit No. 6315508,** Public Water Supply.

Applicant **Tri-County Joint Municipal Authority**  
26 Monongahela Avenue  
Fredericktown, PA 15333

[Borough or Township] East Bethlehem Township

County **Washington**

Type of Facility TTHM removal system

Consulting Engineer KLH Engineers, Inc.  
5173 Campbells Run Road  
Pittsburgh, PA 15205

Permit to Construct Issued April 21, 2016

**Operations Permit** issued to: **Municipal Authority of the City of New Kensington**, 920 Barnes Street, PO Box 577, New Kensington, PA 15068, (PWSID # 6560070) Allegheny Township, **Westmoreland County** on April 13, 2016 for the operation of facilities approved under Construction Permit # 6513504MA.

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

**Cancellation of Permit** issued to **Corner Water Supply & Service Corp**, PWSID No. 6160027, Elk & Paint Townships, **Clarion County** on March 24, 2016. This action represents the cancellation of Permit Number 8898-W. This action is a result of consolidating the permit into Permit Number 1615501.

**Cancellation of Permit** issued to **Corner Water Supply & Service Corp**, PWSID No. 6160027, Elk & Paint Townships, **Clarion County** on March 24, 2016. This action represents the cancellation of Permit Number 8898-W-MA1. This action is a result of consolidating the permit into Permit Number 1615501.

**Cancellation of Permit** issued to **Corner Water Supply & Service Corp**, PWSID No. 6160027, Elk & Paint Townships, **Clarion County** on March 24, 2016. This action represents the cancellation of Permit Number 8898-W-MA2. This action is a result of consolidating the permit into Permit Number 1615501.

**Cancellation of Permit** issued to **Corner Water Supply & Service Corp**, PWSID No. 6160027, Elk & Paint Townships, **Clarion County** on March 24, 2016. This action represents the cancellation of Permit Number 8898-W-MA3. This action is a result of consolidating the permit into Permit Number 1615501.

**Cancellation of Permit** issued to **Corner Water Supply & Service Corp**, PWSID No. 6160027, Elk & Paint Townships, **Clarion County** on March 24, 2016. This action represents the cancellation of Permit Number 1671504. This action is a result of consolidating the permit into Permit Number 1615501.

**Cancellation of Permit** issued to **Corner Water Supply & Service Corp**, PWSID No. 6160027, Elk & Paint Townships, **Clarion County** on March 24, 2016. This action represents the cancellation of Permit Number 1677501. This action is a result of consolidating the permit into Permit Number 1615501.

**Cancellation of Permit** issued to **Corner Water Supply & Service Corp**, PWSID No. 6160027, Elk & Paint Townships, **Clarion County** on March 24, 2016. This action represents the cancellation of Permit Number 1680501. This action is a result of consolidating the permit into Permit Number 1615501.

**Permit No. 6216501**, Public Water Supply.

Applicant	<b>Wesley Woods, Inc.</b>
Township or Borough	Eldred Township
County	<b>Warren</b>
Type of Facility	Public Water Supply
Consulting Engineer	Kerry D. Tyson, P.E. Nittany Engineering & Associates, LLC 2836 Earlstown Road, Suite 1 Centre Hall, PA 16828
Permit to Construct Issued	April 26, 2016

**SEWAGE FACILITIES ACT PLAN APPROVAL**

**Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P.S. § 750.5)**

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Taylor Township	PO Box 627 Hustontown, PA 17229	Fulton

*Plan Description:* Approval of a revision to the official plan of Taylor Township, Fulton County. The project is known as Bullock SFTF. The plan provides for the installation of a small flow treatment facility, to repair a failing on-lot sewage disposal system for a single family dwelling, with discharge to an unnamed tributary to Sideling Hill Creek, a High Quality stream. The proposed development is located along Dublin Mills Road. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-29908-114-3s and the APS Id is 887116. Any permits must be obtained in the name of the property owner.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995  
PREAMBLE 2**

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

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

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of



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

The Department has received the following plans and reports:

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

**Suburban Towanda Property, LLC**, 891 Golden Mile Road, Wysox Township, **Bradford County**. CEMATS, 3232 Seneca Turnpike, Canastota, NY 13032, on behalf of Suburban Towanda Property, LLC, P.O. Box 4833, Syracuse, NY 13221, submitted a Remedial Investigation Report and Final Report concerning the remediation of site soil and groundwater contaminated with petroleum products. The Final Report demonstrated attainment of the Site-Specific and Statewide Health Standards, and was approved by the Department on April 18, 2016.

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

**Holcombe Energy Resource, LLC**, 185 Henry Holod Road, Nicholson Township, **Wyoming County**. Resource Environmental Management, Inc., 50 Maple Street, Montrose, PA 18801, on behalf of Holcombe Energy Resource LLC, 1 Kim Avenue, Suite 5, Tunkhannock, PA 16857, submitted a Final Report concerning remediation of site soils contaminated with chloride, aluminum, arsenic, barium, boron, chromium, copper, iron, lead, lithium, manganese, selenium, vanadium, and zinc. The report is intended to document remediation of the site to meet the Statewide Health and Background Standards.

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

**Former Garden State Tanning**, 16 South Franklin Street, Fleetwood, PA 19522, Borough of Fleetwood, **Berks County**. BL Companies, 4242 Carlisle Pike, Suite 260, Camp Hill, PA 17011, on behalf of Borough of Fleetwood, 110 West Arch Street, Suite 104, Fleetwood, PA 19522, submitted a Remedial Investigation Report concerning remediation of site soils and groundwater contaminated with VOCs, Lead, and PAHs. The report is intended to document remediation of the site to meet the Residential Statewide Health and Site Specific Standards.

**Turkey Hill # 76 Minit Mart**, 2101 New Danville Pike, Lancaster, PA 17603, Pequea Township, **Lancaster County**. Letterle & Associates, Inc., 2022 Axemann Road, Suite 201, Bellefonte, PA 16823, on behalf of Keystone Petroleum Equipment, Ltd, 981 Trindle Road West, Mechanicsburg, PA 17055, submitted a Final Report concerning remediation of site soil contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

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

**John Maneely Company—Wheatland Tube Cold Draw Facility**, 200 Clinton Street, Wheatland Borough, **Mercer County**. TRC Environmental, One Council Avenue, Cincinnati, OH 45242 and Ramboll Environ US Corporation, 1760 Market Street, Suite 1000, Philadel-

phia, PA 19103, on behalf of JMC Steel Group—Wheatland Tube, 16161, submitted a Cleanup Plan/Final Report concerning the remediation of site soil contaminated with 1,1,1-trichloroethane, 1,1,2-trichloroethane, 1,1-dichloroethane, 1,1-dichloroethene, 1,2,4-trimethyl benzene, benzene, chloroform, cis-1,2-dichloroethene, ethyl benzene, methylene chloride, tetrachloroethene, trans-1,2-dichloroethene, trichloroethene, arsenic and site groundwater contaminated with chloride, nitrogen (ammonia), pH, sulfate, 1,1,1-trichloroethane, 1,1,2-trichloroethane, 1,1-dichloroethane, 1,1-dichloroethene, 1,2,4-trichlorobenzene, 1,4-dioxane, benzene, carbon tetrachloride, cis-1,2-dichloroethene, methylene chloride, tetrachloroethene, trichloroethene, vinyl chloride, 2,4-dinitrotoluene, 3,3'-dichlorobenzidine, 2,6-dinitrotoluene, 4-nitroaniline, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[g,h,i]perylene, benzo[k]fluoranthene, bis[2-chloroethyl] ether, bis[2-ethylhexyl]phthalate, chrysene, dibenz[a,h]anthracene, hexachlorobenzene, indeno[1,2,3-cd]pyrene, n-nitroso-di-n-propylamine, pentachlorophenol, phenanthrene, aroclor-1242, aroclor-1248, aroclor-1254, aroclor-1260, PCBs (total), aluminum, arsenic, beryllium, cadmium, chromium (total), cobalt, cyanide (total), iron, fluoride, lead, manganese, mercury, nickel, nitrate, nitrite, selenium, silver, and zinc. The report is intended to document remediation of the site to meet a combination of the Site-Specific and Statewide Health Standard.

**Medicine Shoppe**, 629 State Street, City of Meadville, **Crawford County**. Moody & Associates, Inc., 11548 Cotton Road, Meadville, PA 16335, on behalf of Power, Power, Power, 623 State Street, Meadville, PA 16335, submitted a Final Report concerning the remediation of site soil contaminated with benzene, toluene, ethylbenzene, total xylene, isopropylbenzene (Cumene), 1,2-dichloroethane, 1,2-dibromoethane (EDB), naphthalene, methyl-tert-butylether (MTBE), 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, and lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Christian H. Buhl Legacy Trust Site**, 745 East State Street, City of Sharon, **Mercer County**. Environmental Geo-Services, 678 Georgetown Road, Hadley, PA 16130 on behalf of Christian H. Buhl Legacy Trust, 7 West State Street, Suite 208, Sharon, PA 16146, submitted a Remedial Investigation, Risk Assessment, and Final Report concerning the remediation of site soil contaminated with 1,2,4-Trimethylbenzene and 1,2-Dibromoethane and site groundwater contaminated with 1,2,4-Trimethylbenzene, 1,3,5-Trimethylbenzene, Benzene, 1,2-Dichloroethane, Ethylbenzene, Naphthalene, Toluene, Xylenes (total) and 1,2-Dibromoethane. 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*

**5301 Butler Street Property**, 5301 Butler Street, City of Pittsburgh—10th Ward, **Allegheny County**. American Geosciences, Inc., 3925 Reed Boulevard, Suite 400, Murrysville, PA 15668 on behalf of Schreiber Real Estate, 5840 Ellsworth Avenue, Pittsburgh, PA 15232 has submitted a Remedial Investigation Report (RIR) concerning site soils contaminated with petroleum related constituents from underground storage tanks and prior use of the property as a gasoline station. Notice of the RIR was published in the *Tribune-Review* on March 1, 2016.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).**

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

**Former Verizon Hermitage Garage/Work Center (GLC 58044)**, 2605 Freedland Road, City of Hermitage, **Mercer County**. Langan Engineering & Environmental Services, 601 Technology Drive, Suite 200, Canonsburg, PA 15317, on behalf of Verizon Pennsylvania, LLC, 966

South Matlack Street, West Chester, PA 19382, submitted a Final Report concerning the remediation of site soil contaminated with Benzo[a]anthracene, Benzo[a]pyrene, Benzo[b]fluoranthene, Indeno[1,2,3-c,d]pyrene, Dibenz[a,h]-anthracene, Arsenic, and Manganese in a former utility pole storage area. The Final Report also describes the remediation of site soil contaminated with Benzene, Naphthalene, Anthracene, Benzo[a]anthracene, Benzo[a]pyrene, Benzo[b]fluoranthene, Benzo[g,h,i]perylene, Chrysene, Fluorene, Phenanthrene and Pyrene in a former hydraulic lift area. The Final Report demonstrated attainment of the Residential Statewide Health Standard for soil constituents, except for Arsenic and Benzo[a]pyrene, which demonstrated attainment of the Non-Residential Statewide Health Standard. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on April 14, 2016.

**FedEx**, 2600 Hirtzel Road, North East Township, **Erie County**. GZA GeoEnvironmental, Inc., 501 Office Center Drive, Suite 220, Fort Washington, PA 19034, on behalf of YRC Freight, 10990 Roe Avenue, Overland Park, KS 66211, submitted a Final Report concerning the remediation of site soil contaminated with cis-1,2-dichloroethene, 1,1-dichloroethene, vinyl chloride, trichloroethylene and site groundwater contaminated with trichloroethylene. The Final Report did not demonstrate attainment of the Background Standard and was disapproved by the Department on April 13, 2016.

**Fleeger Well Pad (Rex Energy)**, 346 Jamisonville Road, Center Township, **Butler County**. Environmental Remediation and Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of R. E. Gas Development, 366 Walker Drive, State College, PA 16801, submitted a Final Report concerning the remediation of site soil contaminated with benzene, toluene, ethylbenzene, cumene, methyl tert-butyl ether, naphthalene, 1,2,4 trimethylbenzene, 1,3,5 trimethylbenzene, and barium. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 13, 2016.

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

**Brookhaven Shop Center**, 3304-3700 Edgmont Avenue, Brookhaven Borough, **Delaware County**. Thomas Petrecz, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440, Darryl D. Borelli, Manko Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 901, Bala Cynwyd, PA 19004 on behalf of John Segal, Luis Fine, Jane Segal, Merrill Sporkin and Odette Steinberg, t/a Brookhaven Shopping Center, 390 Street, Charles Way, York, PA 17402 has submitted a Remedial Investigation/Risk Assessment and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with chlorinated vocs. The Remedial Investigation and Risk Assessment and Cleanup Plan were approved by the Department on April 18, 2016. PF805633.

**USS Steel Fairless KIPC 158 Acre Parcel**, One Ben Fairless Drive, **Falls County**. Colleen Costello, GHD Services, Inc., 410 Eagleview Blvd, Suite 110, Exton, PA 1934 on behalf of Michael H. Leon, United States Steel Corporation, 1350 Penn Avenue, Suite 220, Pittsburgh, PA 1522 has submitted a Final Report concerning the remediation of site soil contaminated with vocs, svocs, metals, pcbs and cyanide. The Final report demonstrated

attainment of the Statewide Health Standard and was approved by the Department on April 18, 2016. PF807837.

#### HAZARDOUS WASTE TRANSPORTER LICENSE

**Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.**

*Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 69170, Harrisburg, PA 17106-9170*

*Hazardous Waste Transporter License Reissued*

**Tradebe Transportation LLC**, 4343 Kennedy Avenue, East Chicago, IN 46312. License No. PA-AH 0745. Effective Apr 26, 2016.

*Renewal Applications Received*

**Tradebe Transportation LLC**, 4343 Kennedy Avenue, East Chicago, IN 46312. License No. PA-AH 0745. Effective Apr 25, 2016.

#### RESIDUAL WASTE GENERAL PERMITS

**Permit(s) issued Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; 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.**

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

**General Permit No. WMGR023SW001.** Oil Service, Inc., 3498 Grand Avenue, Pittsburgh, PA 15225-1612. Determination of Applicability under the general permit for the beneficial use, limited to the processing of, waste oil (excluding used oil) and unused oil contaminated with water in mobile units or at a stationary facility for the purpose of reconditioning the oil which shall be reused by the generator of the waste oil or unused, contaminated oil in Neville Township, **Allegheny County**. The General Permit was issued by the Southwest Regional Office on April 26, 2016.

#### REGISTRATION FOR RESIDUAL WASTE GENERAL PERMITS

**Registration for General Permit issued under the Solid Waste Management Act; and Residual Waste Regulations for a General Permit To Operate Residual Waste Processing Facilities (25 Pa. Code § 287.611 relating to authorization for general permit).**

*South Central Regional Office: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.*

**General Permit No. WMGR109-SC007. Keystone Holdings, LLC**, 2850 Appleton Street, Camp Hill, PA 17011-8039. The Department of Environmental Protection has approved a renewal for a registration under General Permit WMGR109 to Keystone Holdings, LLC for the processing and beneficial use of used restaurant oil, yellow grease, grease trap waste, oil and animal fats from food processing or rendering plants, waste from ethanol production, soy bean soap stock, float grease (from waste-

water treatment plants), and off-specification vegetable oil for use as a biofuel or biodiesel. This Registration is for their location at 2850 Appleton Street, Camp Hill, PA 17011-8039 in Lower Allen Township, **Cumberland County**. The permit for this facility was issued on April 26, 2016.

#### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

**Permits issued under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

*Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**Permit No. 101709. Neiderer Sanitation, LLC**, 1745 Storms Store Road, New Oxford, PA 17350.

A new operating permit was issued on April 21, 2016 for a municipal waste transfer station located in Oxford Township, **Adams County**. This permit is issued in accordance with Article V of the Solid Waste Management Act, 35 P.S. §§ 6018.101, et seq.

Compliance with the terms and conditions set forth in the permit is mandatory. You have the right to file an appeal as to these terms and conditions.

#### AIR QUALITY

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

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

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

**GP1-46-0250: SCI-Graterford**, Route 29, (P.O. Box 246, Graterford, PA 19426-0246) On April 19, 2016 to install and operate a Number 2 fuel oil/natural gas-fired boiler in Skippack Township, **Montgomery County**.

**GP3-46-0133: Terra Technical Services, LLC**, (600 Brandywine Avenue, Bldg 100) On April 19, 2016 to install and operate a portable nonmetallic mineral processing plant in Upper Merion Township, **Montgomery County**.

**GP9-46-0086: Terra Technical Services, LLC**, (600 Brandywine Avenue, Bldg 100) On April 19, 2016 to operate a diesel and No. 2 fuel-fired internal combustion engine in Upper Merion Township, **Montgomery County**.

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

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

**GP1-49-00025B: Pennsylvania Department of Corrections** (1 Kelly Drive, Coal Township, PA 17866) on March 16, 2016, authorized the construction and operation of a 26.87 million Btu per hour, Superior model W4-X-4000-W160-WPFC-GA2 natural gas/# 2 fuel oil-fired boiler pursuant to the General Plan Approval and General Operating Permit for Small Gas and No. 2 Oil

Fired Combustion Units (BAQ-GPA/GP-1) located in Coal Township, **Northumberland County**.

**GP5-18-179C: Diversified Oil & Gas, LLC** (130 Raymond Drive, Indiana, PA 15701) on April 21, 2016, for the change of ownership and authorization to continue operation of one (1) 330 bhp Caterpillar model G379 NA 4SRB four-stroke rich-burn (s/n 72B01175) compressor engine equipped with a EMIT NSVR model EAS-1450T-0606 NSCR catalytic converter, one (1) existing NATCO model SGR-125-KR-4015 glycol dehydrator with a reboiler burner heat input of 0.125 MMBtu/hr and two (2) 2,141 gallon pipeline liquids tanks pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compressor and/or Processing Facilities (BAQ-GPA/GP-5) at the Horne Compressor Station located in Beech Creek Township, **Clinton County**.

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

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

**GP9-10-265D: Iron Mountain Information Management** (1137 Branchton Road, Boyers, PA 16020) on April 11, 2016, for the authority to construct and/or operate four (4) Cummins engines, Model Nos. QSK60 G6 NR2-2,922 bhp, and Model No. QSL9-G7 NR3—455 bhp (BAQ-GPA/GP-9) located in Cherry Township, **Butler County**.

**GP5-27-031B: Pennsylvania General Energy Company, LLC—Guitonville Compressor Station** (FR 127 WR 5107, Marienville, PA 16239) on February 24, 2016, for the authority to construct and/or operate a 600 hp Ajax DPC-2803LE compressor engine, 4,200 gallon produced fluids tank, four (4) miscellaneous storage tanks and facility fugitive emissions (BAQ-GPA/GP-5) located in Jenks Township, **Forest County**.

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**Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

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

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

**46-0234B: C.S. Products Inc.** (301 Randolph Road, Ambler, PA 19002) On April 20, 2016 to operate a fabrication facility for the manufacturing of roll-off containers/dumpsters with the site level emission limits for VOC of 22.2 TPY and HAP of 9.4 TPY. This facility is located in Upper Dublin Township, **Montgomery County**.

**15-0078G: Janssen Biotech, Inc.** (200 Great Valley Parkway, Malvern, PA 19335-1302) On April 19, 2016 for the installation and operation of one (1) Tier 2 diesel-fired generator set with the rated capacity of 2,250 horsepower and having an electrical generating capacity of 1,500 kilowatts which located in East Whiteland Township, **Chester County**.

**15-0151: Pacer Industries, Inc.** (200 Red Road, Coatesville, PA 19320), for an increase in the production of depolymerized natural rubber (DPR) at its existing grinding wheel manufacturing facility, which is located in Valley Township, **Chester County**.

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

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

**06-05069AA: East Penn Manufacturing Co., Inc.** (P.O. Box 147, Lyon Station, PA 19536) on April 18, 2016, for proposed changes to operations in the Industrial Battery Manufacturing Facility. The Industrial Battery Manufacturing Facility is located at the Lyon Station Plant in Richmond Township, **Berks County**. The changes involve the following:

Item No. 1—Proposed Ultra Battery Operations changes:

A) Install one (1) new 120,000 CFM fabric filter dust collector (C720) with secondary HEPA filtration (C720A).

B) Install Ultra Battery Operations equipment using 35,000 CFM capacity of new collector.

C) Temporarily relocate seven (7) “book-mold” gridcast machines from Source 133 (C22) to Source 143 controlled by C720/C720A using 50,000 CFM capacity of C720/C720A.

NOTE: Later these “book-mold” gridcast machines will be moved to C722/C722A.

D) Item No. 1 changes will create 35,000 CFM capacity in C720/C720A for future use.

Item No. 2—Proposed Unigy II Three-Process Operations changes:

A) Install one (1) new 120,000 CFM fabric filter dust collector (Control C721) with secondary HEPA filtration (Control C721A).

B) Install new Unigy II Three-Process Operations equipment (Source 721) including:

i) Four (4) Tiegel Negative Discharge Ovens with two (2) unloading stations.

ii) Two (2) Positive Drycharge Tunnel Ovens with two (2) loading and two (2) unloading stations.

iii) Two (2) cassette loading machines.

iv) One (1) TBS/Industrial Style COS machine.

v) One (1) TBS wrapper/stacker.

C) Physical relocation of existing equipment to Source 721.

i) Three (3) hand burning stations.

ii) One (1) hand stacking station.

iii) Three (3) assembly lines.

iv) One (1) wrapper/stacker machine.

Item No. 3—Proposed Open Tank Formation Operations:

A) Install three (3) new 46,000 CFM mist eliminators as part of C31.

B) Install 26 new single rows of formation, 5,250 CFM each, as part of Source 149 controlled by the three new mist eliminators.

C) Install three (3) new make-up air units 3.614 mmBtus/hr each (Map: 165A -> Z65).

Item No. 4—Proposal for Source 723 withdrawn.

Item No. 5—Proposed Unigy II Gridcasting Operations:

A) Install one (1) new 120,000 CFM fabric filter dust collector (C722) equipped with secondary HEPA filtration (C722A).

B) Install six (6) new gridcast machines (Source 722) using 40,000 CFM capacity of C722.

C) In the future seven (7) "book-mold" gridcast machines will be relocated from Source 143 (C720/C720A) to Source 722 (C722/C722A) and using 50,000 CFM capacity of new collector (See Item No. 1D).

D) Item No. 5 changes will create 30,000 CFM capacity in C722/C722A for future use.

Item No. 6—Existing Industrial Facility Gridcasting Collector changes will:

A) Increase capacity of C39/C39A from 75,734 CFM to 120,000 CFM.

B) Install one (1) new stripcast/punchcast machine as part of Source 143 controlled by C39/C39A.

Note: Source 143 and Controls C39/C39A were added by Plan Approval 06-05069V.

Item No. 7—Existing Industrial Facility Wet Pasting Collector changes:

A) Increase capacity of C40/C40A from 23,016 CFM to 32,000 CFM.

B) Install two (2) new paste mixers and two (2) new flash dry ovens as part of Source 146 controlled by C40/C40A.

Item No. 8—Existing Industrial Facility Dry Pasting Collector changes:

A) Increase capacity of C29/C29A from 80,339 CFM to 120,000 CFM.

B) Install two (2) new pasting lines and two (2) new paste operator hoods as part of Source 147 controlled by C29/C29A.

Item No. 9—Combustion Source changes:

A) Install two (2) make-up air units 2.250 mmBtus/hr each.

B) Install three (3) make-up air units 5.274 mmBtus/hr each.

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

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

**25-025V: General Electric Company—Erie** (2901 East Lake Road, Bldg 9-201, Erie, PA 16531) on April 19, 2016, has issued a plan approval for the construction of Electro-Coat Operations and construction of a new paint booth in Building 7 in Lawrence Park Township, **Erie County**. This is a Title V facility.

**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

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

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

**09-0007C: Waste Management GROWS North**, (1000 New Ford Mill Rd, Morrisville, PA 19067-3704) On April 6, 2016 to extend for construction and installation of a

landfill gas collection and a treatment system and a pipeline for the sale of landfill gas and two backup flare in Falls Township, **Bucks County**.

**46-0007: Holy Redeemer Hospital**, (1648 Huntingdon Pike, Meadowbrook, PA 19046-8001) On April 18, 2016 to extend for startup and temporary operation of a new cogeneration plant in Abington Township, **Montgomery County**.

**15-0009C: AGC Chemical Americans, Inc.** (255 S Bailey Road, Downingtown, PA 19335-2003) On April 18, 2016 to extend for the modification of the polytetrafluoroethylene (PTFE) free flow process to retain four ovens along with the fluid bed dryer and to install a cartridge filter in between cyclone and the scrubber in Clan Township, **Chester County**.

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

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

**41-00078C: Regency NEPA Gas Gathering, LLC** (101 West Third Street, Williamsport, PA 17701) on April 22, 2016, to extend the authorization for the construction of four natural-gas fired compressor engines (Source IDs P107-P110) each equipped with oxidation catalysts (C107-C110). The plan approval also incorporates two existing natural-gas fired compressor engines (Source IDs P105 and P106), each equipped with oxidation catalysts (C105 and C106), two existing glycol dehydrators (Source IDs P201 and P202) and three existing natural-gas fired compressor engines (Source IDs P101-P103) each equipped with oxidation catalysts (C101-C103) at the Barto Compressor Station located in Penn Township, **Lycoming County** to October 22, 2016. The plan approval has been extended.

**47-309-001: United States Gypsum Company** (60 PPL Road, Danville, PA 17821) on April 13, 2016, extended the authorization an additional 180 days from May 1, 2016 to October 28, 2016, to allow continued operation of the gypsum manufacturing operations located at their facility in Derry Township, **Montour County** pending issuance of Title V operating permit. The plan approval has been extended.

**47-00014B: United States Gypsum Company** (60 PPL Road, Danville, PA 17821) on April 13, 2016, extended the authorization an additional 180 days from May 24, 2016 to November 20, 2016, to allow continued operation of the board kiln dryer located at their facility in Derry Township, **Montour County** pending issuance of Title V operating permit. The plan approval has been extended.

**47-00014C: United States Gypsum Company** (60 PPL Road, Danville, PA 17821) on April 13, 2016, extended the authorization an additional 180 days from May 17, 2016 to November 13, 2016, to allow continued operation of the board kiln dryer located at their facility in Derry Township, **Montour County** pending issuance of Title V operating permit. The plan approval has been extended.

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

*Contact: Edward Orris, P.E., Environmental Engineer Manager—Telephone: 412-442-4161*

**11-00356C: Allegheny Valley Connector, LLC** (625 Liberty Ave., Suite 1700, Pittsburgh, PA 15222) Extension effective April 26, 2016, to extend the period of temporary

operation of one lean burn natural gas-fired compressor engine rated at 1,340 bhp and known as Laurel Ridge Engine # 3, and one thermal oxidizer controlling dehydrators # 1 & # 2 authorized under PA-11-00356C until September 28, 2016, at Laurel Ridge/Rager Mountain Compressor Station located in Jackson Township, **Cambridge County**.

**26-00588: Laurel Mountain Midstream Operating, LLC** (1550 Coraopolis Heights Road, Suite 140, Moon Township, PA 15108) Extension effective April 28, 2016, to extend the period of temporary operation of the three new ultra lean burn natural gas-fired compressor engines rated at 1,380 bhp each and controlled by oxidation catalysts, and the natural gas-fired turbine rated at 15,525 bhp covered under plan approval PA-26-00588 until September 28, 2016, at Shamrock Compressor Station located in German Township, **Fayette County**.

**26-00588A: Laurel Mountain Midstream Operating, LLC** (1550 Coraopolis Heights Road, Suite 140, Moon Township, PA 15108) Extension effective April 28, 2016, to extend the period of temporary operation of the new dehydrator and emergency generator under PA-26-00588A until September 28, 2016, at Shamrock Compressor Station located in German Township, **Fayette County**. One Solar Titan 130 turbine rated at 19,553 HP and originally authorized to be installed at this facility under PA-26-00588A is no longer authorized as the 18-month period to commence construction specified under 25 Pa. Code § 127.13(b) has passed.

**65-00839B: Texas Eastern Transmission, L.P.** (PO Box 1642, Houston, TX 77251) Extension effective April 28, 2016, to extend the period of temporary operation of the Solar Titan 250 turbine rated at 30,000 HP and controlled by an oxidation catalyst until September 28, 2016, at the Delmont Compressor Station located in Salem Township, **Westmoreland 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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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

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

**23-00034: Villanova University** (800 E. Lancaster Avenue, Villanova, PA 19085) On April 18, 2016 for operation of 4 boilers, 39 miscellaneous heaters, and 50 emergency generators at the facility located in Radnor Township, **Delaware County**. The permit is for a Title V facility, and Villanova University is a major facility for nitrogen oxide emissions. The applicable requirements of 40 CFR Subpart JJJJJJ were incorporated into the permit for the boilers. The applicable requirements of 40 CFR Part 63 Subpart ZZZZ, 40 CFR Part 60 Subpart IIII and 40 CFR Part 60 Subpart JJJJ were incorporated into the permit for the respective emergency engines. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the plant operating within all applicable air quality requirements.

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

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

**13-00005: Altadis USA, Inc.** (1000 Tresckow Road, Mcadoo, PA 18237-2504) The Department issued a renewal Title V Operating Permit on April 21, 2016, for a

tobacco sheeting, soap film, and denture adhesive ingredient manufacturing facility in Banks Township, **Carbon County**.

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

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

**18-00006: Dominion Transmission Inc.** (5000 Dominion Boulevard, Glen Allen, VA 23060) on April 25, 2016, for operation of their Leidy Transmission Station located in Leidy Township, **Clinton County**. The Title V operating permit contains requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State regulations.

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**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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

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

**09-00102: Clean Earth of Southeast PA** (7 Steel Road East, Morrisville, PA 19067) On April 18, 2016, a renewal of a Synthetic Minor State Only Operating Permit for the operation of their soil remediation operations and the incorporation of Plan Approval No. 09-0102E in Falls Township, **Bucks County**.

**23-00026: Glasgow, Inc.** (PO Box 1089, Glenside, PA 19038) On April 18, 2016, a renewal of the State Only Operating Permit for an asphalt plant which requires adherence to a reactivation plan including the replacement or black light testing of the bags in the Baghouse, which controls particulate emissions. This facility is located in Springfield Township, **Delaware County**.

**15-00101: Kendal Crosslands Communities** (P.O. Box 100, Kennett Square, PA 19348) On April 18, 2016, a renewal of the State Only Operating Permit for the operation of two (2) 1,500 kW diesel fuel-fired generators, six (6) dual fuel-fired boilers that can fire either natural gas or No. 2 fuel oil, two (2) emergency diesel fuel-fired generators and other insignificant processes and combustion sources at their facilities located in Kennett and Pennsbury Townships, **Chester County**.

**23-00016: PQ Corporation** (1201 West Front Street, Chester, PA 19013; Attn: Mr. Edward Hines) On April 19, 2016, a renewal of the Title V Operating Permit for the operation of two (2) glass melting furnaces including boilers, furnaces, a spray drying operation, and a backup generator at their plant located in the City of Chester, **Delaware County**.

**46-00273: Titanium Finishing Company** (248 Main St., East Greenville, PA 18041) On April 19, 2016, a renewal of a State-Only Operating Permit for plating, polishing, anodizing and coloring processes plant in East Greenville Borough, **Montgomery County**.

**23-00024: Hanson Aggregates, Glen Mills Quarry** (533 Forge Road, Glen Mills, PA 19342) On April 19, 2016, a renewal of the State Only Operating Permit for the operation of a quarry and rock crushing in Thornbury Township, **Delaware County**.

**09-00110: Riverside Construction Materials, Inc.** (7900 North Radcliffe Street, Bristol, PA 19007) On April 20, 2016 a renewal of the State Only Operating Permit

for the operation of their cement and bulk material handling processes located in Bristol Township, **Bucks County**.

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

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

**59-00024: Seneca Resources Corporation** (51 Zents Blvd., Brookville, PA 15825) on April 19, 2016, was issued a renewal state only operating permit for their Cherry Flats Compressor Station located in Covington Township, **Tioga County**. The state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**17-00022: Walker Lumber Company, Inc.** (PO Box 60, 148 Tipple Lane, Woodland, PA 16881) issued on April 18, 2016, the renewal State Only operating permit for their Bigler Plant facility located in Bradford Township, **Clearfield County**. All applicable Federal and State regulatory requirements including testing, monitoring, recordkeeping, reporting, and work practice conditions to assure compliance with the applicable requirements have been included in State Only Operating Permit 17-00022.

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

*Contact: Matt Williams, Facilities Permitting Chief at Telephone: 814-332-6940*

**10-00388: Thousand Hills, LLC** (2 Sprint Drive, Cranberry Township, PA 16066) on April 21, 2106, the Department issued a new State Only operating permit for the large animal crematory located in the Muddy Creek Township, **Butler County**. The source at the facility is a propane-fueled, 3 million Btus/hr cremator. The facility is a Natural Minor. The conditions of the previous plan approval are incorporated into the new permit. The potential emissions from the facility are as follows: PM, 4.09 tpy; NO<sub>x</sub>, 3.12 tpy; CO, 2.58 tpy; SO<sub>x</sub>, 1.90 tpy; and VOCs, 0.26 tpy. The permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**25-00464: Klein Plating Works** (2020 Greengarden Road, Erie, PA 16502) on April 19, 2016, the Department issued the renewal of the State Only Operating Permit for their plating operations facility in Erie City, **Erie County**. The sources at the facility include, miscellaneous natural gas combustion, acid tanks (Bright Dip), two automatic aluminum plating and strip lines, and electrodeless nickel plating tanks (subject to 40 CFR Part 63 Subpart WWWW). The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. The potential PM, Nickel, Cyanide, Lead, and Combined HAPs emissions from the facility are: 4.61 TPY, 0.00098 TPY, 0.05 TPY, 0.03 TPY, and 0.09 TPY, respectively.

**25-01034: Emkey Gas Processing LLC** (558 West 6th Street, Suite 200, Erie, PA 16507) on April 20, 2016, the Department issued a new Natural Minor Operating Permit to operate the Union City Gas Plant in Union Township, **Erie County**. The facility's primary emission sources include four compressor engines, a hot oil heater, pressured product storage tanks, a dehydrator, and various small tanks for fluids, coolant, oil, and glycol. Three of the engines are subject to 40 CFR Part 60 Subpart JJJJ—Standards of Performance for Stationary Spark

Ignition Internal Combustion Engines. The facility is also subject to 40 CFR 60 Subpart OOOO—Standards of Performance for Crude Oil and Natural Gas Production, Transmission and Distribution. The fugitive emissions from the components (valves, connectors, flanges, and pumps) are subject to 40 CFR 60 Subpart VVa—Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006. This Permit incorporates the requirements of Plan Approval 25-1034A, GP5-25-1034A, and GP5-25-892A. The controlled NO<sub>x</sub>, CO, VOC, SO<sub>2</sub>, PM, PM<sub>10</sub>, PM<sub>2.5</sub>, and CO<sub>2e</sub> emissions from this facility are: 22.2 TPY, 18.8 TPY, 22.7 TPY, 0.043 TPY, 0.062 TPY, 2.45 TPY, 2.45 TPY, and 23,753 TPY, respectively.

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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*

**23-00011: Sunoco Partners Marketing & Terminal, L.P.—Darby Creek Tank Farm** (Hook & Calcon Hook Roads, Sharon Hill, PA 19079) On April 20, 2016, a Minor Modification of Title V Operating Permit for the storage of transmix (or any other volatile organic liquid with a true vapor pressure of less than 11 psia under actual storage conditions) in storage tanks DC-27 and DC-28 (Source IDs 131-132, respectively) at the facility, which is located in Darby Township, **Delaware County**.

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

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

**10-00287: Minteq International Manufacturing** (395 Grove City Road, Slippery Rock, PA 16057-8508) on April 15, 2016, issued an administrative amendment of the State Only Operating Permit for the facility located in Slippery Rock Township, **Butler County**. The administrative amendment incorporated the change in responsible official and the permit contact.

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

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

**20-00307: Fisher & Ludlow Incorporated** (607 Erie Street, Saegertown, PA 16433-5001) on April 22, 2016, for the surface coating facility located in Saegertown Borough, **Crawford County**. This State Operating Permit was revoked because the facility has ceased production and the equipment is being removed prior to sale of the property.

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P.S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1002).**

### Coal Permits Issued

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

**56773798 and NPDES No. PA0001881. Miller Springs Remediation Management, Inc.**, (5005 LBJ Freeway, Suite 1350, Dallas, TX 75244-6119). To renew the permit for the Bird Mine No. 2/No. 3 in Conemaugh Township, **Somerset County** and Stonycreek Township, **Cambria County** and related NPDES permit for reclamation-water treatment only. No additional discharges. The application was considered administratively complete on March 28, 2012. Application received June 2, 2011. Permit issued April 21, 2016.

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

**Permit No. 56140103 and NPDES No. PA0279315, Fieg Brothers**, 3070 Stoystown Road, Stoystown, PA 15563, commencement, operation and restoration of a bituminous surface and auger mine in Southampton and Fairhope Townships, **Somerset County**, affecting 291.3 acres. Receiving streams: unnamed tributaries to Wills Creek to Potomac River classified for the following use: high quality cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 30, 2014. Permit Issued: April 18, 2016.

**Permit No. 4274SM5 and NPDES No. PA0262218, New Enterprise Stone & Lime Co., Inc.**, P.O. Box 77, New Enterprise, PA 16664, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Broad Top Township, **Bedford County**, affecting 11.5 acres. Receiving streams: unnamed tributary to Six Mile Run classified for the following use: warm water fishes. The first downstream potable water supply intake from the point of discharge is the Saxton Municipal Water Authority. Application received: January 21, 2016. Permit Issued: April 19, 2016.

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

**Permit No. 54773005R6. Reading Anthracite Company**, (PO Box 1200, Pottsville, PA 17901), renewal of an existing anthracite surface mine and coal refuse reprocessing operation in St. Clair Borough, Blythe and East Norwegian Townships, **Schuylkill County** affecting

2,108.0 acres, receiving stream: Mill Creek. Application received: December 15, 2015. Renewal issued: April 20, 2016.

**Permit No. 54773006GP104R. Reading Anthracite Company**, (PO Box 1200, Pottsville, PA 17901), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54773005 in St. Clair Borough, Blythe and East Norwegian Townships, **Schuylkill County**, receiving stream: Mill Creek. Application received: December 15, 2015. Renewal issued: April 20, 2016.

### Noncoal Permits Issued

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

**Permit No. 05960301 and NPDES Permit No. PA0213373, New Enterprise Stone & Lime Co., Inc.**, P.O. Box 77, New Enterprise, PA 16664, renewal of NPDES Permit, Snake Spring Valley Township, **Bedford County**. Receiving stream: Raystown Branch Juniata River, classified for the following use: trout stocked fishes. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received: February 17, 2016. Permit Issued: April 21, 2016.

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

**3074SM13. Allegheny Mineral Corporation** (P.O. Box 1022, Kittanning, PA 16201) Revision to add 1.4 acre to an existing large industrial minerals mine in Slippery Rock & Worth Townships, Slippery Rock Borough, **Butler County**, affecting a total of 1,059.9 acres. Receiving streams: Unnamed tributaries to Slippery Rock Creek, Slippery Rock Creek, and unnamed tributaries to Wolf Creek. Application received: December 10, 2015. Permit Issued: April 18, 2016.

**1270-3074SM13-E-4. Allegheny Mineral Corporation** (P.O. Box 1022, Kittanning, PA 16201) Application for a stream encroachment to conduct support activities within 100 feet of Slippery Rock Creek for the construction and operation of an overhead conveyor in Slippery Rock Borough, Slippery Rock Township, and Worth Township, **Butler County**. Receiving streams: Unnamed tributaries to Slippery Rock Creek, Slippery Rock Creek, and unnamed tributaries to Wolf Creek. In conjunction with this approval, the Department is granting a 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of Sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State water quality standards. Application received: December 10, 2015. Permit Issued: April 18, 2016.

**1270-3074SM13-E-5. Allegheny Mineral Corporation** (P.O. Box 1022, Kittanning, PA 16201) Application for a stream encroachment to conduct support activities within 100 feet of unnamed tributary No. 4 to Slippery Rock Creek for the construction and operation of an overhead conveyor and a temporary access road in Slippery Rock Borough, Slippery Rock Township, and Worth Township, **Butler County**. Receiving streams: Unnamed tributaries to Slippery Rock Creek, Slippery Rock Creek, and unnamed tributaries to Wolf Creek. In conjunction with this approval, the Department is granting a 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of Sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not



violate applicable Federal and State water quality standards. Application received: December 10, 2015. Permit Issued: April 18, 2016.

**3074SM13. Allegheny Mineral Corporation** (P.O. Box 1022, Kittanning, PA 16201) Application for a wetlands encroachment to affect 0.286 acre of wetland for the construction and operation of an overhead conveyor in Slippery Rock Borough, Slippery Rock Township, and Worth Township, **Butler County**. Receiving streams: Unnamed tributaries to Slippery Rock Creek, Slippery Rock Creek, and unnamed tributaries to Wolf Creek. In conjunction with this approval, the Department is granting a 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of Sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State water quality standards. Application received: December 10, 2015. Permit Issued: April 18, 2016.

**10120303. Allegheny Mineral Corporation** (P.O. Box 1022, Kittanning, PA 16201) Revision to an existing large industrial minerals mine to add 96.1 acres in Worth Township, **Butler County**, affecting a total of 432.0 acres. Receiving streams: Unnamed tributaries to Slippery Rock Creek and Slippery Rock Creek. Application received: August 24, 2015. Permit Issued: April 18, 2016.

**1270-10120303-E-5. Allegheny Mineral Corporation** (P.O. Box 1022, Kittanning, PA 16201) Application for a stream encroachment to conduct mining activities within 100 feet of unnamed tributary No. 3 to Slippery Rock Creek in Worth Township, **Butler County**. Receiving streams: Unnamed tributaries to Slippery Rock Creek and Slippery Rock Creek. Application received: August 24, 2015. Permit Issued: April 18, 2016.

**1270-10120303-E-6. Allegheny Mineral Corporation** (P.O. Box 1022, Kittanning, PA 16201) Application for a stream encroachment to mine through and mitigate for impacts unnamed tributary Nos. 8 and 8A to Slippery Rock Creek in Worth Township, **Butler County**. Receiving streams: Unnamed tributaries to Slippery Rock Creek and Slippery Rock Creek. Application received: August 24, 2015. Permit Issued: April 18, 2016.

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

**Permit No. 8073SM5A1C12 and NPDES Permit No. PA013731. Gill Quarries, Inc.** (PO Box 187, Fairview Village, PA 19409), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in East Norriton Township, **Montgomery County**, receiving stream: Stony Creek. Application received: May 21, 2015. Renewal issued: April 21, 2016.

#### ACTIONS ON BLASTING ACTIVITY APPLICATIONS

**Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

##### *Blasting Permits Issued*

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

**10164001. Weaver Homes** (The Glen at Woodside LP, P.O. Box 449, Mars, PA 16046). Blasting activity permit for construction blasting at Woodside Development on

Overlook Drive in Cranberry Township, **Butler County**. This blasting activity permit will expire on July 1, 2016. Permit Issued: April 19, 2016.

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

**14164106. Douglas Explosives, Inc.** (2052 Philipsburg Bigler Highway, Philipsburg, PA 16866). Blasting for commercial development in College Township, **Centre County** with an expiration date of December 30, 2016. Permit issued: April 22, 2016.

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

**65164102. Wampum Hardware Co.** (636 Paden Road, New Galilee, PA 16141). Blasting activity permit for the construction of the Smithton Power Plant, located in South Huntingdon Township, **Westmoreland County** with an expiration date of December 31, 2017. Blasting permit issued: April 20, 2016.

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

**Permit No. 06164105. Keystone Blasting Service,** (15 Hopeland Road, Lititz, PA 17543), construction blasting for Green Valley Estates in Lower Heidelberg Township, **Berks County** with an expiration date of November 30, 2016. Permit issued: April 20, 2016.

**Permit No. 36164124. Keystone Blasting Service,** (15 Hopeland Road, Lititz, PA 17543), construction blasting for Christ Glick manure pit in Ephrata Township, **Lancaster County** with an expiration date of July 30, 2016. Permit issued: April 20, 2016.

**Permit No. 36164125. M & J Explosives, LLC,** (P.O. Box 1248, Carlisle, PA 17013), construction blasting for Ironstone Ranch in West Donegal Township, **Lancaster County** with an expiration date of April 19, 2017. Permit issued: April 20, 2016.

**Permit No. 36164126. M & J Explosives, LLC,** (P.O. Box 1248, Carlisle, PA 17013), construction blasting for Tanger Outlets in West Lampeter Township, **Lancaster County** with an expiration date of April 19, 2017. Permit issued: April 25, 2016.

### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be

filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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**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.**

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*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E23-522. DELCORA**, City of Chester, P.O. Box 999, Chester, PA 19016, Chester City, **Delaware County**; ACOE Philadelphia District.

To perform the water obstruction and encroachment activities listed below within the floodplain of Ridley Creek (WWF), as part of the Ridley Creek Capital Improvement Project as follows:

1. To construct and maintain a gravel access road to facilitate the inspection and maintenance of a manhole and auxiliary sewer lines.

2. To extend and maintain approximately 165 linear feet an existing 18-inch diameter culvert under the proposed access road, including energy dissipation rip-rap at the discharge point to curtail the existing erosion problem as part of the project objective.

3. To extend by approximately 149 linear feet, an existing 8-inch diameter PVC pipe from its present outfall location and connect it to the proposed 18-inch diameter pipe extension above.

The proposed project is located along Ridley Creel approximately 1.63 mile above its confluence with the Delaware River in in Ridley Township, Delaware County (USGS Quadrangle Bridgeport NJ-PA—Latitude 39° 48' 33"—Longitude 75° 24' 49").

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)).

**E46-1127. Whitmarsh Township**, 616 Germantown Pike, Lafayette Hill, PA 19444, Whitmarsh Township, **Montgomery County**, ACOE Philadelphia District.

To restore approximately 1.2 mile of the Andorra Creek's floodplain and riparian Buffer to prevent

streambank erosion within the channel and improve the water quality of the impaired watershed. The proposed work will impact 0.35 acre of wetland.

The site is located near Harts Lane and terminates near spring Mill Park (Norristown, PA, Lat.: 40.0826; Long. -75.2602).

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 Regional Office, Waterways and Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511*

**E52-252. Sunrise Lake Property Owners Association**, 101 Sunrise Drive, Milford, PA 18337. Dingman Township, **Pike County**, Army Corps of Engineers Philadelphia District.

To construct and maintain the following water obstructions and encroachments for the purpose of constructing a parking lot.

1. A channel change consisting of a watercourse realignment of a UNT to Rattlesnake Creek (HQ-CWF, MF) for approximately 410-linear feet.

2. A 20-foot wide road crossing of two UNT's to Rattlesnake Creek (HQ-CWF, MF) consisting of four 30-inch diameter HDPE pipes and one 18-inch diameter HDPE pipe depressed 6 inches below streambed elevation with headwalls, endwalls and riprap aprons.

3. An outfall structure consisting of a 12-inch culvert with a concrete headwall and riprap apron.

The project is located approximately 0.05 mile north of the Sunrise Drive and Copper Court intersection (Edgemere Quadrangle Latitude: 41°19'15"; Longitude: -74°57'59").

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

**E19-313. John Bieler**, 41 Arrowhead Road, Danville, PA 17821. Bieler Driveway Crossing, in Madison Township, **Columbia County**, ACOE Baltimore District (Millville, PA Quadrangle; Latitude: 41° 7' 25.5"; Latitude 76° 36' 48").

To construct, operate and maintain 60 inch culvert pipe crossing for a private driveway. The 60 inch culvert shall be depressed below the bed surface elevation 1 foot with the material removed placed back into the bottom of the culvert pipe. Two additional 24 inch culvert pipes shall be installed on either side of the 60 inch culvert at a minimum of 2 feet above the proposed bed elevation at the inlet of the culvert. The 24 inch culvert pipes are intended to be relief culverts at times of high water or blockage in the 60 inch culvert pipe. R-5 riprap aprons will be installed on the inlet and outlet ends of the culvert pipe. This crossing is located in the East Branch of Chillisquaque Creek, Warm Water Fishery and is located 1 mile north on Ants Hill Road from its intersection with SR 0044. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

**E63-679, Valley Brook Country Club**, 425 Hidden Valley Road, McMurray, PA 15317, Cecil Township and Peter Township, **Washington County**, ACOE Pittsburgh District.

Has been given consent to:

1. Operate and maintain an existing steel truss bridge, with a width of 11.42' and a 14.44' underclearance, over Chartiers Creek (WWF);

2. Operate and maintain an existing road crossing across Chartiers Creek, with a 20' width, consisting of twenty (20) 18" diameter low flow culverts, which is used as a low water crossing;

3. Construct and maintain a single span, steel beam and truss bridge, with a 10' width and 17.64' underclearance, over Chartiers Creek;

4. Construct and maintain a golf cart path over an unnamed tributary to Chartiers Creek (WWF) (aka Stream # 6) with a 10' long, 24" diameter HDPE pipe with headwalls and endwalls and a 6" depression below the natural streambed elevation;

5. Construct and maintain a golf cart path over another unnamed tributary to Chartiers Creek (WWF) (aka Stream # 5) with a 12' long, 24" diameter HDPE pipe with headwalls and endwalls and a 6" depression below the natural streambed elevation;

6. Construct and maintain a golf cart path over another unnamed tributary to Chartiers Creek (WWF) (aka Stream # 2) with a 16' long, 24" diameter HDPE pipe with headwalls and endwalls and a 6" depression below the natural streambed elevation;

7. Construct and maintain a 4' wide, wood and timber foot bridge over Stream # 5;

8. Construct and maintain a 4' wide, wood and timber footbridge over Stream # 2;

9. Place and maintain fill in approximately 73 linear feet of another unnamed tributary to Chartiers Creek (WWF) (aka Stream 8) in association with the construction of a new/replacement golf hole—stream flow will be maintained through an underdrain consisting of a 6" perforated pipe and AASHTO # 57 course aggregate;

10. Place and maintain fill in approximately 116 linear feet of Stream 5 in association with the construction of another new/replacement golf hole—stream flow will be maintained through an underdrain consisting of a 6" perforated pipe and AASHTO # 57 course aggregate;

For the purpose of improving safety for golfers, workers, club members and guests, in and around the existing golf course and swimming pool, from errant golf balls. The project cumulatively impacts approximately 245' of watercourses. 670 LF of Chartiers Creek will be enhanced with riparian plantings as on-site compensation for permanent impacts to streams. The Valley Brook Golf Club is located at 425 Hidden Valley Road (Canonsburg, PA USGS topographic quadrangle; Latitude: 40° 18' 0"; Longitude: -80° 8' 8"; Sub-basin: 20F; ACOE: Pittsburgh District), in Cecil and Peters Townships, Washington County.

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

**E4129-102: Range Resources—Appalachia, LLC, 80 Health Drive, Lock Haven, PA 17745, Cogan House Township, Lycoming County, ACOE Baltimore District.**

To construct, operate, and maintain:

1) A 35-foot long, 18-inch diameter culvert with associated fill and two 12-inch water lines above the culvert impacting 53 linear feet of an unnamed tributary to Larrys Creek (EV) (White Pine, PA Quadrangle 41°22' 31'N 77°11'29'W).

The project will result in a total of 53 linear feet of stream impacts for the purpose of installing a permanent access roadway to a natural gas well site and water pipelines for Marcellus well development.

#### ENVIRONMENTAL ASSESSMENTS

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

**EA25-053, US Army Corps of Engineers (Buffalo District), 1776 Niagara Street, Buffalo, NY 14207. 2016 Erie Harbor Dredging, Erie County.**

The US Army Corps of Engineers is granted Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) for the maintenance dredging of the Erie Channel in Lake Erie and Presque Isle Bay, and the disposal of dredged material at the existing open-lake disposal site approximately three and one-third miles north-northeast of the Presque Isle peninsula in Lake Erie. The Water Quality Certification is based on an environmental assessment (EA15-053). Certification is granted contingent upon compliance with the following conditions:

1. The U.S. Army Corps of Engineers (USACOE) shall minimize sediment distribution in Lake Erie during open-lake disposal, by implementing 'Best Management Practices' (BMPs), as described in the 2016 USACOE submittal entitled 'Erosion and Sedimentation Control Plan.

2. All maintenance dredging and the discharge of dredged material shall be avoided from April 15 through June 14, in order to avoid adverse impacts during the spawning season for endangered and protected fish species.

3. USACOE and/or its dredging/disposal contractor shall be required to notify the Erie Water Works one (1) week prior to commencement of work. Notice shall include a list of dates when dredging activities are planned for the Erie Harbor Entrance Channel (EMU-2) and/or the Inner Harbor (EMU-3 and EMU-4), with subsequent update notices to proposed dredging dates for these areas as soon as practicable.

#### EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

*Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335*

ESCGP-2 #ESG15-019-0058—Lynx Lateral Gathering Pipeline

Applicant ETC Northeast Pipeline LLC  
Contact Travis Gross

Address 7000 Northeast Pipeline, LLC  
City Wexford State PA Zip Code 15090

County Butler Township(s) Concord  
Receiving Stream(s) and Classification(s) UNTs to Con-

noquenessing Creek

*Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

ESCGP-2 # ESX29-015-16-0004

Applicant Name Talisman Energy USA Inc

Contact Person Scott Puder

Address 337 Daniel Zenker Dr

City, State, Zip Horseheads, NY 14845

County Bradford

Township(s) Pike Twp & LeRaysville Borough

Receiving Stream(s) and Classification(s) UNT to Rockwell Ck (WWF, MF); UNT to Mill Ck (WWF, MF)

Secondary—Rockwell Ck & Mill Ck

ESCGP-2 # ESG29-035-16-0002

Applicant Name Range Resources—Appalachia LLC

Contact Person Mike Middlebrook

Address 88 Health Dr

City, State, Zip Lock Haven, PA 17745

County Clinton

Township(s) Gallagher

Receiving Stream(s) and Classification(s) UNT to Middle Branch Queens Run (HQ-CWF); UNT to East Branch

Queens Run (HW-CWF)

Secondary—Middle Branch Queens Run (HQ-CWF);

East Branch Queens Run (HQ-CWF)

ESCGP-2 # ESX29-015-16-0005

Applicant Name Chesapeake Appalachia LLC

Contact Person Eric Haskins

Address 14 Chesapeake Lane

City, State, Zip Sayre, PA 18840

County Bradford

Township(s) Monroe

Receiving Stream(s) and Classification(s) UNT to S Branch Towanda Ck (CWF, MF)

Secondary—S Branch Towanda Ck

ESCGP-2 # ESG29-105-16-0001

Applicant Name JKLM Energy LLC

Contact Person Scott Blauvelt

Address 2200 Georgetown Dr, Suite 500

City, State, Zip Sewickley, PA 15143-8753

County Potter

Township(s) Summit

Receiving Stream(s) and Classification(s) UNT to Nelson Run (HW-CWF)

Secondary—Nelson Run (HQ-CWF)

**STORAGE TANKS  
SITE-SPECIFIC INSTALLATION PERMITS**

**The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P.S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Environmental Cleanup and Brownfields, Director, PO Box 8763, Harrisburg, PA 17105-8763.**

<i>SSIP Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
16-51-026	Philadelphia Energy Solutions Refining and Marketing LLC 3144 Passyunk Avenue Philadelphia, PA 19145 Attn: Mark Brandon	Philadelphia	City of Philadelphia	1 AST storing Off-test Cumene	474,600 gallons

[Pa.B. Doc. No. 16-789. Filed for public inspection May 6, 2016, 9:00 a.m.]

**Bid Opportunity**

**NCF 008-101.1, Non-Coal Fund Project, James Tucker, Nelson Mine, Annin Township, McKean County.** The principal items of work and approximate quantities include clearing and grubbing, access road—improvement 100 tons, access road—restoration 560 square yards, grading and seeding 2.1 acres. This bid issues on May 6, 2016, and bids will be opened on June 14, 2016, at 2 p.m. Bid documents, including drawings in PDF format and Auto-Cad Map 3D format, may be downloaded for free beginning on the issue date from the Department of Environmental Protection’s (Department) web site at [www.dep.pa.gov/ConstructionContracts](http://www.dep.pa.gov/ConstructionContracts). Bid

documents and drawings can also be obtained upon payment of \$22, plus \$8 for postage, which includes sales tax, by calling (717) 787-7820. Auto-Cad Map 3D format drawings can also be purchased on a compact disc (CD) for an additional \$5 per CD. Money will not be refunded. This project is financed by the Department’s Non-Coal Forfeiture Program. Contact the Construction Contracts Section at (717) 787-7820 or [joelmiller@pa.gov](mailto:joelmiller@pa.gov) for more information on this bid.

JOHN QUIGLEY,  
*Secretary*

[Pa.B. Doc. No. 16-790. Filed for public inspection May 6, 2016, 9:00 a.m.]

### Proposed Annual Monitoring Network Plan for Philadelphia

Part 58 of 40 CFR (relating to ambient air quality surveillance) requires state and local air pollution control agencies to adopt and submit to the United States Environmental Protection Agency (EPA) Regional Administrator an Annual Monitoring Network Plan (AMNP) by July 1, 2016. The AMNP provides for the establishment and maintenance of an air quality surveillance system that consists of a network of monitoring stations. A proposed AMNP must be made available for public inspection and comment for at least 30 days prior to submission to the EPA.

Air Management Services is the local air pollution control agency for the City of Philadelphia (City) under the Department of Public Health. Philadelphia has an air monitoring network of 11 air monitoring stations that house instruments that measure ambient levels of air pollutants.

The proposed AMNP is available for public inspection on the City's web site at <http://www.phila.gov/health/airmanagement/PublicMeetings.html> and at the Office of Air Management Services, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104, during normal business hours. For further information, contact Henry Kim, Chief of Program Services at (215) 685-9439.

Written comments on the proposed AMNP should be sent to Henry Kim, Chief of Program Services, Air Management Services, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104. Only written comments will be accepted. Comments received by facsimile will not be accepted. Persons wishing to file comments on the proposed AMNP must submit comments by June 6, 2016.

JOHN QUIGLEY,  
*Secretary*

[Pa.B. Doc. No. 16-791. Filed for public inspection May 6, 2016, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Lease Retail Space to the Commonwealth Allegheny County or Butler County

Proposers are invited to provide a proposal to the Department of General Services for approximately 3,000 net usable square feet of retail space for the Liquor Control Board in Allegheny County or Butler County, due on or before 3 p.m. on Friday, July 22, 2016. For more information on SFP No. 94800, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,  
*Secretary*

[Pa.B. Doc. No. 16-792. Filed for public inspection May 6, 2016, 9:00 a.m.]

### Lease Retail Space to the Commonwealth Philadelphia County

Proposers are invited to provide a proposal to the Department of General Services for 5,500 to 7,000 net

usable square feet of retail space for the Liquor Control Board in Philadelphia, Philadelphia County, due on or before 3 p.m. on Friday, May 27, 2016. For more information on SFP No. 94804, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,  
*Secretary*

[Pa.B. Doc. No. 16-793. Filed for public inspection May 6, 2016, 9:00 a.m.]

### Real Estate for Sale Lawrence County

The Department of General Services (Department) will accept bids for the purchase of the former New Castle Youth Development Center, consisting of 143.34 ± acres of land and 13 buildings totaling 236,444 ± square feet, at 1745 Frew Mill Road, New Castle, Shenango Township, Lawrence County. Bids are due Wednesday, July 27, 2016. Interested parties wishing to receive a copy of Solicitation No. 94789 should view the Department's web site at [www.dgs.pa.gov](http://www.dgs.pa.gov) or call Andrew Lick at (717) 772-8842.

CURTIS M. TOPPER,  
*Secretary*

[Pa.B. Doc. No. 16-794. Filed for public inspection May 6, 2016, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Hillsdale Rehabilitation and Nursing Center  
383 Mountain View Drive  
Hillsdale, PA 15746  
FAC ID # 134402

The Wesley Village  
209 Roberts Road  
Pittston, PA 18640  
FAC ID # 750702

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.67(j) and (k) (relating to electric requirements for existing and new construction):

StoneRidge Towne Centre  
7 West Park Avenue  
Myerstown, PA 17067  
FAC ID # 051102

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).

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 16-795. Filed for public inspection May 6, 2016, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Bureau of Maintenance and Operations; Access Route Approval

Under the provisions of 75 Pa.C.S. § 4908 (relating to operation of certain combinations on interstate and certain other highways), the Department of Transportation approved on April 26, 2016, the following access route for use by the types of truck combinations as indicated:

1. (X) 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' feet 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 3027	From SR 220 to SR 3028	Lycoming	0.20
SR 3028	From SR 3027 to Oliver Street	Lycoming	0.10
Oliver Street	From SR 3028 to Cemetery Street	Lycoming	0.30
Cemetery Street	From Oliver Street to Poplar Street	Lycoming	0.10
Poplar Street	From Cemetery Street to Locust Street	Lycoming	0.20
Locust Street	From Poplar Street to Oliver Street	Lycoming	0.10

The municipality of Jersey Shore Borough approved the access route within their respective jurisdiction.

Questions should be directed to George Harpster at (717) 783-6473.

LESLIE S. RICHARDS,  
*Secretary*

[Pa.B. Doc. No. 16-796. Filed for public inspection May 6, 2016, 9:00 a.m.]

### State Transportation Commission Meeting

The State Transportation Commission will hold a meeting on Thursday, May 12, 2016, from 10 a.m. to 12 p.m. in the Meeting Room, Bedford Township Supervisors, 1007 Shed Road, Bedford, PA 15522. For more information, contact Ellen E. Sweeney, (717) 787-2913, [ellsweeney@pa.gov](mailto:ellsweeney@pa.gov).

LESLIE S. RICHARDS,  
*Secretary*

[Pa.B. Doc. No. 16-797. Filed for public inspection May 6, 2016, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Classification of Wild Trout Streams; Proposed Additions and Revisions; July 2016

Under 58 Pa. Code § 57.11 (relating to listing of wild trout streams), it is the policy of the Fish and Boat Commission (Commission) to accurately identify and classify stream sections supporting naturally reproducing populations of trout as wild trout streams. The Commission's Fisheries Management Division maintains the list of wild trout streams. The Executive Director, with the approval of the Commission, will from time to time publish the list of wild trout streams in the *Pennsylvania Bulletin*. The listing of a stream section as a wild trout stream is a biological designation that does not determine how it is managed. The Commission relies upon many factors in determining the appropriate management of streams.

At the next Commission meeting on July 11 and 12, 2016, the Commission will consider changes to its list of wild trout streams. Specifically, the Commission will consider the addition of the following streams or portions of streams to the list:

<i>County of Mouth</i>	<i>Stream Name</i>	<i>Section Limits</i>	<i>Tributary to</i>	<i>Mouth Lat/Lon</i>
Butler	Lowrey Run	Headwaters to Mouth	Allegheny River	41.172222 79.694168
Butler	Sarver Run	Headwaters to Mouth	North Branch Rough Run	40.810953 79.731959
Butler	UNT to Rough Run (RM 2.77)	Headwaters to Mouth	Rough Run	40.801010 79.724437
Cambria	Downey Run	Headwaters to Mouth	North Branch Blacklick Creek	40.501760 78.908749
Cambria	Hinckston Run	Headwaters to Benshoff Hill Road	Conemaugh River	40.340556 78.925000
Cambria	North Branch Little Conemaugh River	Headwaters to Old US 22 Bridge	Little Conemaugh River	40.383331 78.720833
Cambria	Simmons Run	Headwaters to Mouth	Elk Creek	40.530501 78.880851
Cambria	UNT to Chest Creek (RM 30.60)	Headwaters to Mouth	Chest Creek	40.596150 78.651060
Cambria	UNT to Hinckston Run (RM 8.40)	Headwaters to Mouth	Hinckston Run	40.422462 78.865976
Cambria	UNT to South Branch Blacklick Creek (RM 10.50)	Headwaters to Mouth	South Branch Blacklick Creek	40.459294 78.793614
Cambria	UNT to South Branch Blacklick Creek (RM 9.39)	Headwaters to Mouth	South Branch Blacklick Creek	40.460346 78.811905
Cambria	Walker Run	Headwaters to Mouth	North Branch Blacklick Creek	40.503989 78.905262
Cambria	Wolf Run	Headwaters to Mouth	North Branch Blacklick Creek	40.583860 78.802988
Cameron	Board Rock Hollow Run	Headwaters to Mouth	First Fork Sinnemahoning Creek	41.332760 78.071556
Cameron	Mill Run	Headwaters to Mouth	First Fork Sinnemahoning Creek	41.432499 78.043892
Cameron	Pepper Hill Run	Headwaters to Mouth	First Fork Sinnemahoning Creek	41.355152 78.066193
Carbon	Bergers Creek	Headwaters to Mouth	Lizard Creek	40.769444 75.733333
Carbon	Indian Run	Headwaters to Mouth	Buck Mountain Creek	40.965000 75.764167
Carbon	Mahoning Creek	Headwaters to Mouth	Lehigh River	40.825000 75.700833
Carbon	UNT to Buck Mountain Creek (RM 3.37)	Headwaters to Mouth	Buck Mountain Creek	40.979582 75.799157
Carbon	UNT to Lehigh River (RM 63.46)	Headwaters to Mouth	Lehigh River	40.970920 75.753070
Carbon	UNT to Lizard Creek (RM 3.96)	Headwaters to Mouth	Lizard Creek	40.778405 75.723874
Carbon	UNT to Lizard Creek (RM 7.05)	Headwaters to Mouth	Lizard Creek	40.763890 75.760370
Centre	Laurel Run	Headwaters to UNT to Laurel Run (RM 2.07)	West Branch Susquehanna River	41.119911 78.096283
Centre	UNT to West Branch Susquehanna River (RM 108.92)	Headwaters to Mouth	West Branch Susquehanna River	41.231130 77.918653
Clearfield	UNT to Chest Creek (RM 15.06)	Headwaters to Mouth	Chest Creek	40.739620 78.68006

<i>County of Mouth</i>	<i>Stream Name</i>	<i>Section Limits</i>	<i>Tributary to</i>	<i>Mouth Lat/Lon</i>
Clearfield	UNT to Chest Creek (RM 16.24)	Headwaters to Mouth	Chest Creek	40.731905 78.692414
Clearfield	UNT to Chest Creek (RM 7.65)	Headwaters to Mouth	Chest Creek	40.807830 78.680210
Clearfield	UNT to Chest Creek (RM 7.94)	Headwaters to Mouth	Chest Creek	40.803956 78.680539
Clearfield	UNT to Clearfield Creek (RM 7.97)	Headwaters to Mouth	Clearfield Creek	40.972707 78.405784
Clinton	Reeds Run	Headwaters to Mouth	West Branch Susquehanna River	41.139167 77.427554
Clinton	UNT to West Branch Susquehanna River (RM 60.16)	Headwaters to Mouth	West Branch Susquehanna River	41.173000 77.358000
Clinton	UNT to West Branch Susquehanna River (RM 81.22)	Headwaters to Mouth	West Branch Susquehanna River	41.261587 77.594552
Columbia	Deerlick Run	Headwaters to Powerline at RM 0.62	Fishing Creek	41.070652 76.435887
Elk	Bear Creek	Headwaters to Mouth	Silver Creek	41.519386 78.703392
Elk	Little Mill Creek	Private Pond at RM 8.68 to Mouth	Clarion River	41.453580 78.720321
Elk	Silver Creek	Headwaters to Johnsonburg Reservoir at RM 3.94, and from Johnsonburg Reservoir Dam at RM 3.77 to Mouth	West Branch Clarion River	41.497494 78.682472
Elk	UNT to Clarion River (RM 99.60)	Headwaters to Mouth	Clarion River	41.452390 78.680110
Fayette	UNT to Breakneck Run (RM 2.64)	Headwaters to Mouth	Breakneck Run	40.038137 79.523330
Forest	Wildcat Run	Headwaters to Mouth	Tionesta Creek	41.616480 79.150318
Huntingdon	UNT to Shaver Creek (RM 1.98)	Headwaters to Ford Mouth	Shaver Creek	40.587168 78.039201
Huntingdon	West Branch Roaring Run	Headwaters to Mouth	Roaring Run	40.181870 78.065530
Huntingdon	Yellow Branch	Headwaters to Farm Lane Crossing at RM 0.85	Great Trough Creek	40.210509 78.085554
Indiana	South Branch Blacklick Creek	Headwaters to SR 271 Bridge	Blacklick Creek	40.483814 78.923714
Indiana	UNT to Conemaugh River (RM 42.69)	Headwaters to Mouth	Conemaugh River	40.420256 79.027160
Jefferson	Stump Creek	Headwaters to Helvatia Reservoir at RM 11.39	Mahoning Creek	40.973889 78.856389
Juniata	McKinley Run	Headwaters to UNT at RM 2.46	Tuscarora Creek	40.450965 77.544770
Juniata	UNT to McKinley Run (RM 2.99)	Headwaters to Mouth	McKinley Run	40.465392 77.587168
Lancaster	Kellys Run	Headwaters to Mouth	Susquehanna River	39.834965 76.338951
Lebanon	UNT to Conewago Creek (RM 17.14)	Headwaters to Mouth	Conewago Creek	40.235928 76.526672
Lehigh	UNT to Ontelaunee Creek (RM 10.56)	Headwaters to Mouth	Ontelaunee Creek	40.701090 75.767360
Luzerne	Tennile Run	Headwaters to Mouth	Bear Creek	41.191113 75.754166



<i>County of Mouth</i>	<i>Stream Name</i>	<i>Section Limits</i>	<i>Tributary to</i>	<i>Mouth Lat/Lon</i>
Luzerne	UNT to Bear Creek (RM 5.18)	Headwaters to Mouth	Bear Creek	41.167059 75.744509
Luzerne	UNT to Bear Creek (RM 7.50)	Headwaters to Mouth	Bear Creek	41.202504 75.752738
Luzerne	UNT to Bear Creek Lake (RM 6.86)	Headwaters to Mouth	Bear Creek Lake	41.185647 75.751675
Lycoming	Bear Trap Hollow	Headwaters to Mouth	White Deer Hole Creek	41.119026 77.030907
Lycoming	Dutch Hollow Run	Headwaters to Mouth	Pine Creek	41.219251 77.322188
Lycoming	Herritt Hollow Run	Headwaters to Mouth	Pine Creek	41.487602 77.492447
Lycoming	Lick Run	Headwaters to Mouth	Mill Creek (Warrensville)	41.294090 76.939636
McKean	Irish Hollow Run	Headwaters to Mouth	Potato Creek	41.786616 78.41905
McKean	Rices Creek	Headwaters to Mouth	Potato Creek	41.878311 78.396744
McKean	Robbins Brook	Headwaters to Mouth	Potato Creek	41.736199 78.391681
Mercer	Fox Run	Headwaters to Mouth	Yellow Creek	41.278889 80.146389
Mercer	Mill Run	Headwaters to Mouth	Neshannock Creek	41.164722 80.224722
Monroe	Dresser Run	Headwaters to Lake Corbeth	East Branch Tobyhanna Creek	41.185000 75.378056
Monroe	UNT to Pocono Lake (RM 10.29)	Headwaters to Mouth	Pocono Lake	41.088924 75.530462
Monroe	Wolfs Spring Run	Headwaters to Mouth	Pocono Lake	41.096944 75.513611
Perry	UNT to Fishing Creek (RM 1.68)	Headwaters to Mouth	Fishing Creek	40.335790 76.940610
Potter	East Darian Run	Headwaters to Mouth	First Fork Sinnemahoning Creek	41.575890 78.048676
Potter	Orebed Creek	Headwaters to PA-NY State Border	Out of State	41.998562 77.940590
Potter	Rose Brook	Headwaters to PA-NY State Border	Out of State	41.998710 77.722231
Potter	UNT to East Darian Run (RM 0.49)	Headwaters to Mouth	East Darian Run	41.580670 78.042770
Schuylkill	Adams Run	Headwaters to Mouth	Swatara Creek	40.582540 76.405880
Schuylkill	Coal Run	Headwaters to Mouth	Middle Creek	40.632620 76.382630
Schuylkill	Gebhard Run	Headwaters to Mouth	Coal Run	40.644562 76.358589
Schuylkill	Good Spring Creek	Headwaters to Mouth	Swatara Creek	40.619040 76.385500
Schuylkill	Lorberry Creek	Headwaters to Mouth	Lower Rausch Creek	40.588690 76.411050
Schuylkill	Lower Rausch Creek	Headwaters to Mouth	Swatara Creek	40.587930 76.410770
Schuylkill	Middle Creek	Headwaters to Mouth	Good Spring Creek	40.627700 76.386930
Schuylkill	UNT to Lizard Creek (RM 9.26)	Headwaters to Mouth	Lizard Creek	40.749880 75.793380

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<i>County of Mouth</i>	<i>Stream Name</i>	<i>Section Limits</i>	<i>Tributary to</i>	<i>Mouth Lat/Lon</i>
Schuylkill	UNT to Middle Creek (RM 1.78)	Headwaters to Mouth	Middle Creek	40.640186 76.377391
Somerset	Bear Run	Headwaters to Mouth	Blue Lick Creek	39.843818 78.989660
Somerset	May Run	Headwaters to Mouth	Laurel Hill Creek	39.869235 79.321992
Somerset	Spruce Run	Headwaters to Mouth	Shade Creek	40.207492 78.873644
Somerset	Tubs Run	Headwaters to Mouth	Buffalo Creek	39.898752 79.012951
Somerset	UNT to Laurel Hill Creek (RM 5.45)	Headwaters to Mouth	Laurel Hill Creek	39.850848 79.315668
Somerset	UNT to Laurel Hill Creek (RM 6.15)	Headwaters to Mouth	Laurel Hill Creek	39.859498 79.320979
Sullivan	Ellis Creek	Headwaters to Mouth	Loyalsock Creek	41.450306 76.376038
Tioga	Benaure Hollow Run	Headwaters to Mouth	Pine Creek	41.740841 77.575577
Tioga	Herrington Hollow Run	Headwaters to Mouth	Pine Creek	41.743958 77.439171
Tioga	Stony Fork	Headwaters to Paint Run	Babb Creek	41.572500 77.337500
Tioga	Strap Mill Hollow Run	Headwaters to Mouth	Pine Creek	41.734909 77.429962
Union	Turtle Creek	Headwaters to UNT at RM 4.0	West Branch Susquehanna River	40.925823 76.860779
Wayne	North Branch Calkins Creek	Headwaters to Mouth	Calkins Creek	41.670000 75.069444
Wayne	Salt River Brook	Headwaters to Mouth	Little Equinunk Creek	41.816111 75.162222
Wayne	South Branch Calkins Creek	Headwaters to Mouth	Calkins Creek	41.669722 75.069444
Wayne	South Branch Equinunk Creek	Headwaters to Mouth	Equinunk Creek	41.836667 75.234167
York	Bermudian Creek	Headwaters to UNT at RM 17.29	Conewago Creek	40.009167 76.928612
York	Seaks Run	Headwaters to UNT downstream from I-83	East Branch Codorus Creek	39.846438 76.653757

The Commission also will consider the following revisions to the section limits of streams on the list:

<i>County of Mouth</i>	<i>Stream Name</i>	<i>Current Limits</i>	<i>Revised Limits</i>	<i>Tributary to</i>	<i>Mouth Lat/Lon</i>
Carbon	Quakake Creek	Headwaters to T-459 Bridge	Headwaters to Wetzel Creek	Black Creek	40.931389 75.822500
Fayette	Beaver Creek	Headwaters to Dinner Bell and Ohioyle Road Bridge	Headwaters to Mouth	Meadow Run	39.832939 79.509872
Fayette	McIntire Run	Headwaters to Mouth	Headwaters to small pond at Camp Whyley	Big Sandy Creek	39.791748 79.618423
Indiana	South Branch Two Lick Creek	Headwaters to SR 1014	Headwaters to Mouth	Two Lick Creek	40.673611 78.963890
Westmoreland	Baldwin Creek	Headwaters to SGL # 42 Boundary	Headwaters to Mouth	Conemaugh River	40.378613 79.065002

<i>County of Mouth</i>	<i>Stream Name</i>	<i>Current Limits</i>	<i>Revised Limits</i>	<i>Tributary to</i>	<i>Mouth Lat/Lon</i>
Westmoreland	UNT to Conemaugh River (RM 40.83)	Headwaters to Confluence of Sugar Run Reservoir Outflow	Headwaters to Mouth	Conemaugh River	40.399952 79.032692

Persons with comments, objections or suggestions concerning the classification of the streams listed may submit them in writing to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at [www.fishandboat.com/regcomments](http://www.fishandboat.com/regcomments). If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 16-798. Filed for public inspection May 6, 2016, 9:00 a.m.]

### Proposed Additions to List of Class A Wild Trout Waters; July 2016

The Fish and Boat Commission (Commission) is considering additions to its list of Class A Wild Trout Streams. Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource to conserve that resource and the angling it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. With rare exceptions, the Commission manages these stream sections solely for the perpetuation of the wild trout fishery with no stocking.

Criteria developed for Class A Wild Trout fisheries are species specific. Wild Trout Biomass Class Criteria include provisions for:

(i) *Wild Brook Trout Fisheries*

(A) Total brook trout biomass of at least 30 kg/ha (26.7 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Brook trout biomass must comprise at least 75% of the total trout biomass.

(ii) *Wild Brown Trout Fisheries*

(A) Total brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Brown trout biomass must comprise at least 75% of the total trout biomass.

(iii) *Mixed Wild Brook and Brown Trout Fisheries*

(A) Combined brook and brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(D) Brook trout biomass must comprise less than 75% of the total trout biomass.

(E) Brown trout biomass must comprise less than 75% of the total trout biomass.

(iv) *Wild Rainbow Trout Fisheries*

Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 2.0 kg/ha (1.78 lbs/acre).

(v) *Mixed Wild Brook and Rainbow Trout Fisheries*

(A) Combined brook and rainbow trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(D) Brook trout biomass shall comprise less than 75% of the total trout biomass.

(E) Rainbow trout biomass shall comprise less than 75% of the total trout biomass.

(vi) *Mixed Wild Brown and Rainbow Trout Fisheries*

(A) Combined brown and rainbow trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(D) Brown trout biomass shall comprise less than 75% of the total trout biomass.

(E) Rainbow trout biomass shall comprise less than 75% of the total trout biomass.

During recent surveys, Commission staff documented the following stream sections to have Class A wild trout populations. The Commission intends to consider adding these waters to its list of Class A Wild Trout Streams at its meeting on July 11 and 12, 2016.

<i>County</i>	<i>Stream</i>	<i>Section</i>	<i>Limits</i>	<i>Tributary to</i>	<i>Mouth Lat / Lon</i>	<i>Brook Trout (kg / ha)</i>	<i>Brown Trout (kg / ha)</i>	<i>Rainbow Trout (kg / ha)</i>	<i>Length (miles)</i>	<i>Survey Year</i>
Berks	Wyomissing Creek	1	Headwaters to former Mill Dam at RM 5.79	Schuylkill River	40.329444 75.939444	—	93.53	—	3.53	2015
Westmoreland	Left Fork Mill Creek	1	Headwaters to Mouth	Mill Creek	40.246113 79.129166	20.79	22.40	—	2.06	2015
Westmoreland	Right Fork Mill Creek	1	Headwaters to Mouth	Mill Creek	40.245834 79.129166	31.84	1.47	—	2.58	2015

Persons with comments, objections or suggestions concerning the additions are invited to submit comments in writing to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments also may be submitted electronically by completing the form at [www.fishandboat.com/regcomments](http://www.fishandboat.com/regcomments). If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 16-799. Filed for public inspection May 6, 2016, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Meetings Scheduled

The Health Care Cost Containment Council (Council) has scheduled the following meetings: Thursday, May 12, 2016—Data Systems Committee conference call at 10 a.m.; Tuesday, May 17, 2016—Executive Committee meeting at 9:30 a.m.; and Thursday, May 19, 2016—Council meeting at 10 a.m.

The meetings will be accessible at 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodation due to a disability who wish to attend should contact Reneé Greenawalt at (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,  
*Executive Director*

[Pa.B. Doc. No. 16-800. Filed for public inspection May 6, 2016, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Action Taken By The Commission

The Independent Regulatory Review Commission met publicly at 9 a.m., Thursday, April 21, 2016, and announced the following:

#### *Action Taken—Regulations Approved:*

Pennsylvania Liquor Control Board # 54-83: Posting Requirements for Extension (amends 40 Pa. Code Section 7.22)

Environmental Quality Board # 7-484: Environmental Protection Performance Standards at Oil and Gas Well Sites (amends 25 Pa. Code (Chapter 78))

### Approval Order

Public Meeting Held  
April 21, 2016

*Commissioners Voting:* George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; W. Russell Faber; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*Pennsylvania Liquor Control Board—  
Posting Requirements for Extension  
Regulation No. 54-83 (# 3095)*

On September 15, 2015, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Liquor Control Board (Board). This rulemaking amends 40 Pa. Code Section 7.22. The proposed regulation was published in the October 24, 2015 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on March 10, 2016.

This rulemaking amends the Liquor Control Board's regulations to require an applicant requesting an extension of liquor license to include additional premises to post public notice for a period of at least 30 days.

We have determined this regulation is consistent with the statutory authority of the Board (47 P.S. § 2-207(i)) 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.

### Approval Order

Public Meeting Held  
April 21, 2016

*Commissioners Voting:* George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson, dissenting; W. Russell Faber, dissenting; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*Environmental Quality Board—  
Environmental Protection Performance Standards at  
Oil and Gas Well Sites  
Regulation No. 7-484 (# 3042)*

On December 4, 2013, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code (Chapter 78). The proposed regulation was published in the December 14, 2013 *Pennsylvania Bulletin* with a 60-day public comment period. The final-form regulation was submitted to the Commission on March 3, 2016.

This regulation updates requirements regarding surface activities associated with the development of oil and gas wells and contains new environmental protections.

We have determined this regulation is consistent with the statutory authority of EQB (2012 Oil and Gas Act;

Clean Streams Law; Solid Waste Management Act; Dam Safety and Encroachments Act; Pennsylvania Land Recycling and Environmental Remediation Standards Act; Radiation Protection Act; and Unconventional Well Report Act) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 16-801. Filed for public inspection May 6, 2016, 9:00 a.m.]

### 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 regulations. 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>
57-312	Pennsylvania Public Utility Commission Reduce Barriers to Entry for Passenger Motor Carriers 46 Pa.B. 1016 (February 27, 2016)	3/28/16	4/27/16
7-522	Environmental Quality Board Handling and Use of Explosives 46 Pa.B. 996 (February 27, 2016)	3/28/16	4/27/16
18-467	Department of Transportation Hauling in Excess of Posted Weight Limit 46 Pa.B. 991 (February 27, 2016)	3/28/16	4/27/16

#### **Pennsylvania Public Utility Commission Regulation # 57-312 (IRRC # 3135)**

#### **Reduce Barriers to Entry for Passenger Motor Carriers**

**April 27, 2016**

We submit for your consideration the following comments on the proposed rulemaking published in the February 27, 2016 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the Pennsylvania Public Utility Commission (PUC) to respond to all comments received from us or any other source.

#### **1. Determination of whether this regulation is in the public interest.**

The PUC states in the Preamble's Executive Summary, in part:

Upon consideration of the acknowledged benefits of increased competition among passenger motor carriers and advances in technology, the Commission believes that it is appropriate to reduce the current barriers to entry for qualified applicants by eliminating the requirement that an applicant for passenger motor carrier authority establish that approval of the application will serve a useful public purpose, responsive to a public demand or need. Rather than determining public need by means of a complex, costly and time consuming administrative process, public need or demand will be determined in the marketplace by competition among passenger carriers in regard to price, quality and reliability, as well as the experi-

enced demand for their services by consumers who may freely choose among those competing carriers.

Similarly in regard to limited competition, this regulation streamlines the supporting financial information required to change tariffed rates and eliminates territorial restrictions that accompany a carrier's certificate of public convenience. These objectives are reflected in proposed deletions of portions or all of 52 Pa. Code §§ 1.43, 3.381, 3.382, 3.383, 3.384, 5.235, 23.64 and 23.68. The remaining amendments are additions to clarify the applicability of the regulation to passenger carriers based on the number of passenger and limousine carriers, as well as some editorial amendments.

The Preamble also explains that passenger carriers will continue to be required to establish that they have the technical and financial ability to provide the proposed service safely, reliably and legally, and that they are fully insured. In addition, passenger carriers will continue to be required to submit filings notifying the Commission of tariff changes and to provide the basic operational and financial data to support those filings.

The proposed amendments will substantially alter established practice in the passenger carrier industry with tangible results. In this instance, the rulemaking eliminates many protections the PUC formerly found to be in the public interest. Removal of some of these protections has raised concerns expressed in comments by the House Consumer Affairs Committee, Legislators and current certificate holders.

Among the issues raised in public comments are questions of whether the regulation meets the statutory provision at 66 Pa.C.S. § 1103(a) which requires a PUC finding that "granting such certificate is necessary or

proper for the service, accommodation, convenience, or safety of the public. . . .” This regulation is intended to reduce barriers to entry and introduce limited competition. However, the commentators explain that in rural areas they provide transportation services to persons who either do not drive or cannot afford a car, such as elderly and disabled persons. Passenger carrier services are needed to provide these people with transportation to medical appointments, shopping and recreational activities. Additionally, commentators state and provide documented support that in every jurisdiction where taxi deregulation has occurred, the consumer has suffered with poor service, decrepit fleets of taxis and higher prices. How has the PUC determined that the amendments to introduce competition will provide this portion of the rural population with the transportation services they need in the long term?

The PUC does not convincingly substantiate its statement in the Preamble that “Upon consideration of the acknowledged benefits of increased competition among passenger motor carriers and advances in technology. . . .” Based on the information provided in the proposed regulation, we believe further information and explanation is needed to establish that competition will adequately address and resolve these concerns. In regard to our criteria to determine whether a regulation is in the public interest, we ask the PUC to better establish that this regulation and the accompanying information fully explore and address whether the regulation represents a policy decision of such a substantial nature that it requires legislative review; the economic impact of the regulation; protection of the public health, safety and welfare; need for the regulation; implementation procedures; whether the regulation is supported by acceptable data and whether a less costly or less intrusive alternative of achieving the goal of the regulation has been considered because this regulation will impact small businesses.

**2. Legislative Comment—Policy decision of such a substantial nature that it requires legislative review; Need; Economic impact; Reasonableness; Protection of the public; Implementation procedures.**

*House Consumer Affairs Committee*

Representative Godshall, Chairman of the House Consumer Affairs Committee and Representative Daley, Minority Chairman, submitted a joint comment asking the PUC to withdraw the proposed regulation. They believe the proposed regulation is premature because Senate Bill 984 (SB984) is pending in the legislature which will modernize Pennsylvania’s transportation industry, and there will have to be integration of SB984 and the PUC’s regulations. We ask the PUC to establish how the regulation is in the public interest in relation to our consideration of whether the regulation represents a policy decision that requires legislative review and how the regulation will be implemented should SB984 become law.

*Comments by Representative Hanna, Democratic Whip, Representative Harper and Representative Murt*

Representative Hanna commented on behalf of Lock Haven Emergency Medical Services and volunteer ambulance services throughout Pennsylvania. Representative Hanna asks that the PUC review any possible negative effects of ambulatory transportation in rural communities before updating any transportation regulations. He states

that local volunteer ambulance companies need to have access to non-emergency revenue in order to remain operational.

Representative Harper commented on behalf of Transnet which is concerned the proposed regulation will harm their ability to provide transportation for seniors and disabled people. She asks the PUC to consider the effect of the proposed regulation on Transnet and the population it serves.

Representative Murt opposes the proposed regulation because it is basically deregulation and will undermine established businesses. He states the proposed changes would destabilize and damage our paratransit industry.

We will review the PUC’s responses to these legislative comments as part of our consideration of whether the final regulation is in the public interest.

**3. Public Comment—Consistency with statute; Need; Economic impact; Impact on small business; Acceptable data; Reasonableness; Protection of the public; Implementation procedures.**

There were 13 separate public comments submitted during the public comment period that closed on March 28, 2016. The issues raised in the public comments include:

- There is a need to regulate the number of passenger carriers and territories, and existing entry standards are not burdensome;
- Competition in the taxi industry has been tried elsewhere and it does not work and the PUC has no empirical data or evidence to the contrary which supports its move to deregulate;
- Competition will have a negative effect on small businesses that will far outweigh any benefit to the public;
- There is already substantial competition in the industry, and the industry is saturated with carriers;
- Competition can be a disincentive to operational investment;
- How will geographical limits and special conditions currently specified in certificates and tariffs be changed?;
- Requiring tariff approval while opening entry to the marketplace creates a situation that is not conducive to free market pricing;
- Substantial investment in operations and equipment will be placed in jeopardy if the proposed amendments are implemented;
- There will be more protests based on “fitness” and “propensity for safe operations” contrary to the PUC’s projected cost savings of \$4.5 million;
- Eliminating territorial restrictions would actually erect new barriers to entry for qualified applicants because any provider within the state would have standing to challenge applications; and
- Emergency medical services will be harmed if they lose the revenues they generate by also providing passenger carrier services.

Again, this rulemaking eliminates many long standing protections the PUC formerly found to be in the public interest and relies upon competition to provide services. The public commentators challenge many of the basic principles the PUC uses as the basis for amending the regulation. In regard to the arguments presented by the public commentators who oppose the amendments, the

PUC should further explain how the amendments will result in better services and how the merits of the amended regulation outweigh the many concerns presented in the public comments. We also ask the PUC to explain how it will monitor the success or failure of an amended regulation and what actions it may take in the event the amendments do not provide the results that were intended.

**4. Elimination of territorial Rights—Economic impact; Reasonableness; Implementation procedure.**

This rulemaking eliminates PUC-regulated passenger carrier's territorial restrictions that accompany a carrier's certificate of public convenience and the Preamble states that by eliminating the current territorial restrictions "passenger carriers will be deemed to have statewide authority." There are two agencies that regulate passenger carriers in Pennsylvania. The Philadelphia Parking Authority (PPA) regulates passenger carriers within the City of Philadelphia, and the PUC regulates the remainder of Pennsylvania's passenger carriers. We note that the PUC stated in the response to Regulatory Analysis Form (RAF) Question 13 that this regulation will not affect regulations of other state agencies. This raises questions as to what the PUC means by "statewide authority." If PUC-regulated passenger carriers are granted "statewide authority," does that affect territories within PPA's jurisdiction? Can a PUC-regulated passenger carrier perform call and demand services within the City of Philadelphia? We ask the PUC to further explain what is meant by "statewide authority" for the passenger carriers it regulates and what effect it has on PPA-regulated passenger services.

**5. Required supporting documentation—Compliance with the Regulatory Review Act; Economic impact; Acceptable data; Implementation procedure; Reasonableness.**

The comments of Yellow Taxi of Pittsburgh challenge information the PUC provided in the responses to RAF Questions 7, 10, 12, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 23(a), 24, 25, 26, 27, 28 and 29, as well as the proposed rulemaking order. The PUC should review these comments, as well as its other RAF responses, and revise the RAF responses and its order as appropriate to provide the best information possible in each circumstance.

**6. Deletion of Sections 3.383, 3.384 and 3.385—Consistency with statute.**

The PUC is deleting Section 3.383, 3.384 and 3.385 that deal with Temporary Authority and Emergency Temporary Authority. Subsection 3.383(a) explains and quotes the controlling legislation of 66 Pa.C.S. §§ 1103(d) and 2509 which state in regard to "Temporary authority" that the PUC "under such regulations as it shall prescribe may . . . consider and approve certificates of public convenience. . . ." Given the wording of the statute, the PUC should explain its authority to delete these regulatory provisions and how reliance on 52 Pa. Code §§ 3.1—3.12 will adequately meet the statute.

**7. Miscellaneous Clarity.**

The term "small passenger carrier" is replaced in Section 23.68 with the term "passenger carrier." Should Section 23.69 Stay-out provision also be amended or deleted? Additionally, should the definition of "small passenger carrier" in Section 23.1 be amended or deleted?

**Environmental Quality Board Regulation # 7-522  
(IRRC # 3138)**

**Handling and Use of Explosives**

**April 27, 2016**

We submit for your consideration the following comments on the proposed rulemaking published in the February 27, 2016 *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. Determining whether the regulation is in the public interest.**

Commentators state that several of the proposed requirements conflict with, duplicate or are more stringent than federal requirements. We ask EQB to ensure that the final-form regulation does not conflict with or duplicate other state or federal requirements. If the final-form regulation is more stringent than federal requirements in any areas, EQB should explain in the Preamble and final-form Regulatory Analysis Form (RAF) the compelling Pennsylvania interest that demands stronger regulations.

**2. Economic or fiscal impacts; Reasonableness of requirements, implementation procedures and timetables for compliance; Compliance with the RRA.**

We have concerns related to several aspects of the proposed regulation addressing fees.

EQB proposes several new or increased fees related to blaster's licenses, blasting activities and explosive storage magazines. Commentators state that the increases, some of which are between 300 and 500 percent, seem excessive and would be a hardship for the regulated community. RAF # 18 asks EQB to explain how the benefits of the regulation outweigh any costs or adverse effects. Related to new or increased permit fees, EQB states that "the increased costs to the regulated community reflected by the proposed fee schedule are necessary to support the explosives program without reliance on general fund monies." We ask EQB to explain in the final-form Preamble and RAF the reasonableness of imposing significant fee increases on the regulated community, and how any adverse effects of the fee increases are outweighed by the benefits of the regulation.

RAF # 19 requires a specific estimate of the costs and/or savings to the regulated community associated with compliance, and an explanation of how the dollar estimates were derived. EQB responds that:

- The new blasting activity permit fees are expected to cost the permittees, collectively, about \$65,000 per year. This is based on about 500 applications per year at a cost of \$130 per application.
- Increased magazine licensing fees are expected to cost the regulated community about \$175,000 per year.
- Increased blaster license fees will cost each individual blaster an additional \$50 per year.

How did EQB derive the \$175,000 in revenue generated by magazine licensing fees?

The Fee Report Form attached to the RAF shows a proposed fee schedule which includes the three fees mentioned above. However, there are seven additional fees on the schedule which are not mentioned in response



to RAF # 19. In the final-form Preamble and RAF, we ask EQB to provide specific estimates of all of the costs associated with compliance and an explanation of how the dollar estimates were derived.

Additionally, the Fee Report Form states the recommended fees are estimated to generate about \$300,000 annually, which will support the program. EQB should ensure that final-form RAF # 19 shows the fees totaling the revenue necessary to support the program.

**3. Section 210.13. General.—Economic or fiscal impacts; Reasonableness of requirements, implementation procedures and timetables for compliance.**

Subsection (b) states that a blaster's license will only be issued or renewed after it is verified that the applicant has undergone a background check by the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) as either a responsible person or an employee possessor. A commentator notes that this requirement is a hardship, if not an improbable step, for certain individuals who want to maintain their licenses but are not directly involved with handling or distributing explosives. The commentator suggests an exemption for individuals such as retired, unemployed or laid off blasters, as well as consultants and engineers where a license is critical to offer services such as independent blast design evaluations and expert witness testimony. Regarding this segment of the regulated community, how will EQB implement this requirement? Are there alternative methods for obtaining an ATF background check for those who are not employed by a company with an explosives permit? We ask EQB to address the reasonableness of this requirement, including its economic impact on this segment of the regulated community.

**4. Section 211.101. Definitions.—Economic or fiscal impacts; Protection of the public health, safety and welfare; Clarity and lack of ambiguity; Need for the regulation; Reasonableness of requirements, implementation procedures and timetables for compliance.**

Commentators request that EQB consider using ATF definitions because many companies have multi-state operations and deal with multiple government agencies. Commentators believe that standardizing definitions as much as possible would eliminate some confusion and improve safety. We ask EQB to explain the need for and reasonableness of defining terms that are already defined at the federal level. Additionally, EQB should ensure that final-form definitions do not conflict with federal definitions and are clear for the regulated community to implement.

*Blast area*

EQB proposes to revise the definition of blast area to include prevention of "the potential for" injury to persons and damage to property. Commentators are concerned that "potential" is vague and ambiguous, and they assert that requiring the area around the blast site "to be cleared and secured" sets a clear standard. One commentator asserts that the addition of "the potential for" makes the proposed definition more stringent than federal regulations. We ask EQB to delete the phrase "the potential for" from the final-form definition, or to explain why the proposed definition is reasonable and how it sets clear standards for compliance.

*Nuisance*

According to the Preamble, EQB is adding a definition for nuisance for use regarding enforcement actions by

DEP. Commentators strongly object to the new term which they argue is ambiguous, highly subjective in nature, and likely to lead to inconsistent application in the field.

A nuisance is something that is annoying or inconvenient, but EQB defines it as a hazard, which is generally understood as an unavoidable danger. We have concerns that taking a commonly understood term and defining it in an unexpected way creates ambiguity.

EQB uses the term nuisance only once in the regulation in Section 211.151 (relating to prevention of damage or injury). Subsections 211.151(a) and (b) both are new proposed language.

Subsection (a) states, "Blasting shall be conducted to prevent injury to persons or damage to private or public property. . . ." (Emphasis added.)

Subsection (b) states, "Blasting shall be conducted in a manner that does not cause a nuisance." (Emphasis added.)

If blasting is conducted to prevent injury to persons as required in Subsection (a), then by default the blasting would not cause a nuisance (an unavoidable danger) as defined by EQB. We ask EQB to delete the term nuisance and Subsection 211.151(b), or to explain why the final-form definition is necessary and how it sets clear standards for the regulated community.

*Person*

EQB is adding municipalities to be included under the definition of person. A commentator expresses concern that municipal bomb squads, who detonate explosives to ensure public safety, should not be regulated in the same manner as construction and mining operations. We ask EQB to explain in the RAF and Preamble of the final-form regulation the reasonableness of regulating public safety entities in the same category as industry.

*Unauthorized handling and use of explosives*

A commentator expresses concern that EQB's definition eliminates the 30-day grace period for vetting and obtaining clearances for new workers. If the definition used in the final-form regulation continues to eliminate the grace period, we ask EQB to address the reasonableness of the definition, as well as any economic impact it would have on the regulated community.

**5. Section 211.103. Enforcement.—Protection of the public health, safety and welfare; Clarity and lack of ambiguity; Reasonableness of requirements, implementation procedures and timetables for compliance.**

Subsection (d) states that the Department "will not" issue a permit or license to any person who has done any of the items listed in Paragraphs (1) through (4). Is it EQB's intention to never issue a permit or license to any person under these circumstances? Can a person correct a non-compliance requirement and at some point be issued a permit or license? We ask EQB to ensure that the final-form regulation makes clear how the regulation will be implemented.

**6. Section 211.124. Blasting activity permits.—Economic or fiscal impacts; Protection of the public health, safety and welfare; Clarity and lack of ambiguity; Reasonableness of requirements, implementation procedures and timetables for compliance.**

*Paragraph (a)(2)*

Elsewhere in the regulation, a printed signature is required. Will EQB accept an electronic signature under Paragraph (a)(2), or should this be clarified to require a printed signature?

*Paragraphs (a)(10) and (17)*

Commentators ask for additional clarity in Paragraphs (a)(10) and (17) if there is more than one blast.

*Paragraph (a)(20)*

What is the need for extending the distance in Paragraph (a)(20)? Commentators state that this change will cause unnecessary or excessive burden and costs. We ask EQB to explain the reasonableness of the change in distance and how the benefits outweigh the cost to industry.

*Paragraph (e)*

If an electronic version of the permit is acceptable in Paragraph (e), we ask EQB to clarify the language in the final-form regulation.

**7. Section 211.151. Prevention of damage or injury.—Clarity and lack of ambiguity.**

Subsection (d) addresses how blasts shall be designed and conducted. EQB proposes to modify the phrase “maximum allowable peak particle velocity” to “allowable particle velocity,” but then uses the phrase “maximum allowable peak particle velocity” in the last sentence. EQB uses this same phrase in Subsection (g). EQB should review this section to ensure the language is consistent and clear for the regulated community to comply.

**8. Section 211.152. Control of noxious gases, including carbon monoxide and oxides of nitrogen.—Clarity and lack of ambiguity; Need for the regulation.**

The title of this section addresses control of noxious gases, but EQB is inserting the term “toxic” in Subsections (a) and (b) to describe the gases. We ask EQB either to use one of these terms in the final-form regulation, or to explain the need for using both terms.

**9. Section 211.155. Preblast measures.—Clarity and lack of ambiguity; Reasonableness of requirements, implementation procedures and timetables for compliance.**

Item (7) addresses circumstances where there are no specific access points. In these cases, “a minimum of four signs shall be posted on all sides of the blast site. . . .” It is unclear how EQB intends for this provision to be implemented. For example, does EQB require one sign or four signs on each side? What is considered a “side”? We ask EQB to clarify this provision. Additionally, we ask EQB to explain in the Preamble of the final-form regulation how it determined that 100 feet from the blast site is the appropriate placement of warning signs.

**10. Subchapter J. Civil penalties.—Statutory authority; Conforms to the intention of the General Assembly; Determining whether the regulation is in the public interest; Economic or fiscal impacts; Need for the regulation; Reasonableness of requirements, implementation procedures and timetables for compliance.**

What is EQB’s specific statutory authority for this new subchapter imposing civil penalties? Based on the response provided by EQB in RAF # 8, it is not evident that the legislature intended for EQB to have the authority to

impose civil penalties under Chapter 211 (related to the storage, handling and use of explosives).

Under Subchapter J. Civil penalties in the Preamble, EQB states that this subchapter provides an alternative to filing summary citations with local magistrates. Provided EQB demonstrates its statutory authority, EQB should explain the need for establishing civil penalties, including why the current system of enforcement is insufficient. Further, EQB should explain the basis for the amount of each penalty established within the subchapter, including setting \$10,000 as the maximum penalty per day for each violation. EQB should address the economic impact and reasonableness of each penalty.

**Department of Transportation Regulation # 18-467  
(IRRC # 3139)****Hauling in Excess of Posted Weight Limit****April 27, 2016**

We submit for your consideration the following comments on the proposed rulemaking published in the February 27, 2016 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the Department of Transportation (Department) to respond to all comments received from us or any other source.

**1. Determining if the regulation is in the public interest.**

The Preamble included with this proposal does not provide enough information to allow for a proper evaluation of the rulemaking. In addition, many of the provisions use the word “may” and include language that is more appropriate for a guidance document or statement of policy. As written, it is unclear if these provisions are optional or required. This approach is not appropriate for a regulation because regulations have the full force and effect of law and establish binding norms.

The lack of information in the Preamble, coupled with the non-regulatory language in the rulemaking itself, prevent this Commission from determining if the rulemaking is in the public interest. In the preamble to the final-form regulation, we ask the Department to include a more detailed explanation of the intent and need for each definition and for all new language included in the rulemaking. As the Department develops the final-form of this rulemaking, we suggest that it consult with the Legislative Reference Bureau to ensure that language is written and formatted in a manner appropriate for a regulation.

**2. Section 189.2. Definitions.—Implementation procedures; Clarity.***At-risk industry sector*

The first part of this definition is based on statutory language found at 75 Pa.C.S.A. § 4902(a)(4) and reads as follows, “Industry sectors defined by the Department of Labor and Industry as having experienced a 20% or more decline in Statewide employment between March 2001 and March 2011. . . .” The remainder of this definition continues to state, “. . . and additional industry sectors that the Department determines, in consultation with the Department of Labor and Industry, to show evidence of economic decline.” We have three concerns with the second part of this definition. First, what is the Department’s specific statutory authority for this provision? The statute allows the Department of Labor and Industry to identify industry sectors that experienced a decline be-

tween March 2001 and March 2011, but does not contemplate any additional determinations to be made by the Department. Absent specific authority granted to it by the General Assembly, we recommend that this provision be deleted from the final-form regulation.

If the Department can demonstrate that it has the statutory authority for this provision, we question how it will be implemented. What criteria will be used to make that determination? We recommend that the final-form regulation specify the type of evidence that will be evaluated in making that determination. The criteria should be included in the body of the regulation, not the definition.

Third, we recommend that the final-form regulation specifically identify where a person can find out if an industry sector qualifies as an “at-risk industry sector” under this rulemaking.

#### *Commercial site*

This term is defined as, “A place including the rooms, buildings and interior or exterior places where commodities or services are exchanged, bought or sold.” Would structures that fall under this definition have to be permanent in nature? This should be clarified in the final-form regulation.

#### *Develop*

This term is defined as, “The processes associated with conventional and unconventional oil and gas development.” This section of the rulemaking provides a definition for “unconventional oil and gas development” that explains what processes are associated with that industry. However, there is not a corresponding definition for “conventional oil and gas development.” To improve the clarity of this definition and the regulation, we recommend that the term “conventional oil and gas development” be defined.

#### *Excess maintenance*

The phrase “caused by use of over-posted weight vehicles” is being deleted from this existing definition. Commentators have suggested that instead of deleting the phrase, it should be replaced with the phrase “caused by user vehicles.” We believe the suggestion offered would improve the clarity of the regulation and make it consistent with the statutory changes on which this rulemaking is based. We ask the Department to amend the final-form regulation as suggested.

#### *Extract*

The proposed definition for this term is: “The processes associated with gathering or removal of minerals, wind and other natural resources from the air, surface or subsurface, including, but not limited to, coal, stone, water and related site preparation, construction and onsite stockpiling.” We have three concerns. First, how can wind be gathered or removed? Second, the proposed definition of “natural resources” includes wind and minerals. Therefore, there is no need to include wind and minerals in this definition. Third, the overall meaning of this definition is unclear. We recommend that it be amended to improve its clarity.

#### *Freeze-thaw period*

This term is defined as: “The calendar period between February 15th and April 15th during which time thawing of previously frozen roadbed materials compromises the structural integrity of the pavement system. The posting authority may alter or modify this time period based on recent and anticipated weather conditions for a permit or

agreement.” We have two concerns. First, the second sentence is substantive and is not appropriate for the definitions section of a regulation. If this provision is retained in the final-form rulemaking, we recommend that it be moved to the body of the regulation. Second, how will the regulated community know if a freeze-thaw period has been changed by a posting authority? We recommend that notice provisions be included in the final-form rulemaking.

#### *Industry sector*

This term is defined as, “Sectors included in the North American Industry Classification System.” Commentators believe that these sectors can be broad and not specific enough for proper implementation of this rulemaking. When making determinations pertaining to “at-risk industry sectors”, will the Department and Department of Labor and Industry use the subsector stratification that is also part of the North American Industry Classification System? If so, this definition should be amended to reflect that fact.

#### *Letter of local determination*

This definition states, “A determination made by the Department identifying particular vehicles, routes or uses as local in nature.” We have two concerns. First, we note that 75 Pa.C.S.A. § 4902(a)(3) allows the Department to issue a statement of policy “adopting an appropriate methodology to provide letters of local determination that identify particular vehicles, routes or uses as local in nature.” The Department is also charged with promulgating regulations to implement the statutory provisions of 75 Pa.C.S.A. § 4902. See 75 Pa.C.S.A. § 4902(c)(3). What methodology has the Department developed to provide letters of local determination? Since local governments can also issue letters of local determination, we believe it is important to establish a defined methodology that all posting authorities can use to make these determinations. This will create consistency throughout the Commonwealth. We ask the Department to include the methodology in the body of the final-form regulation.

Second, commentators have suggested the term “Department” be changed to “posting authority.” We agree that this change would improve the clarity of the regulation. We note that the term “Department” is also used in § 189.4(b)(1)(ii), (iv), and (vi). We ask the Department to review these provisions to ensure that the term “Department” is appropriate compared to using the term “posting authority.”

#### *Permanent coal reprocessing or preparation plant*

Paragraph (ii) states the following, “The term does not include ancillary facilities located separately from the initial processing facility site or at the coal extraction site.” A commentator has noted that certain constraints prohibit ancillary facilities from being located adjacent to a plant. In the Preamble to the final-form rulemaking, we ask the Department to explain the rationale for the language included in Paragraph (ii).

#### *Permanent forest product processing mill*

We have three concerns with this definition. First, under Paragraph (ii), what is meant by “log stockpile facility”? A commentator questions if this means any facility where forest products can be stockpiled or does it mean a permanent facility. We ask the Department to clarify this provision.

Second under Paragraph (iii), portable saw mills are not to be included in this definition “unless the portable sawmill has become permanently affixed to the real estate.” Once the portable sawmill becomes permanently affixed to real estate, it is no longer portable. Therefore, we recommend that this provision be deleted from the final-form rulemaking.

Third, as noted above, the definition of “permanent coal reprocessing or preparation plant” includes a paragraph addressing ancillary facilities located separately from the initial processing facility.” When drafting this proposed rulemaking, did the Department consider adding a similar provision for this definition? In the Preamble to the final-form regulation, we ask the Department to explain the rationale for including ancillary facilities in the preceding definition, but not this definition.

*Reachable only through posted highways*

Commentators have expressed concern with the clarity of this definition and how this definition and the definition of “local traffic” will be implemented. As an example, one commentator believes this definition may be interpreted in two ways. The first is to absolutely prohibit the use of posted highways as part of the “most direct route.” The second is to allow the use of posted highways as part of the “most direct route” if an alternative nonposted highway is either not available or not reasonable to use. We ask the Department to revise the definition to provide greater clarity and consistency with definition of “local traffic.”

*Unconventional oil and gas development*

A commentator has suggested that the following language be added to this definition to improve clarity, “These activities do not include routine maintenance or operational activities of constructed assets.” Would these activities fall under this definition? This should be explained in the Preamble, and if appropriate, the suggested language should be added to the final-form regulation.

**3. Section 189.3. Local traffic.—Reasonableness; Implementation procedures; Clarity.**

*Subsection (c) Self-certification; proof of local traffic status.*

Subsection (c) pertains to self-certification and proof of local traffic status. It specifies the types of documents the operator of a user vehicle can use to prove that it is allowed to be traveling on a particular highway. A commentator notes that the types of documents are all hard-copy paper documents. Since a user vehicle’s destination can change during the course of a route, they suggest that electronic documents also be allowed as evidence. Under this provision, would electronic copies of documents be considered acceptable proof?

**4. Section 189.4. Use under permit.—Whether the regulation is consistent with legislative intent; Reasonableness; Implementation procedures; Clarity.**

*Subsection (a) General rule.*

We raise two concerns with this subsection. First, commentators believe it is unreasonable for users to carry an original or copy of the issued permit in the vehicle at all times. They note that it is impractical for bonded users that engage the services of multiple contractors. Under the rulemaking, can a bonded user allow its contractors to operate under its permit? If so, we agree with the commentators’ concern and ask the Department

to revise the final-form rulemaking to accommodate a bonded user that may use multiple contractors.

Second, the last sentence of Subsection (a) states the following: “The Department may determine through policy to allow use of electronic permits and self-certification documents to be utilized as acceptable proof of authorized hauling.” This is non-regulatory language and should be deleted from the rulemaking. We believe the use of electronic permits and self-certification documents is appropriate and should be included in regulation and not implemented through non-regulatory documents.

*Subsection (b) Permit categories.*

We have 11 concerns with this Subsection. First, Paragraph (b)(1) includes the phrase “local determination highway.” A commentator has noted that highways are not local determinations, rather, users of highways are designated as such. This phrase is also used in Paragraph (b)(vi). To improve the clarity of these provisions, we ask the Department to revise this terminology.

Second, can user vehicles qualify for more than one type of permit under Paragraph (b)(1)? This should be explained in the Preamble to the final-form rulemaking.

Third, a commentator believes that the inclusion of the phrase “in accordance with § 189.3” in Paragraph (b)(1)(i) is confusing and could lead to misinterpretation by some local authorities. In the Preamble to the final rulemaking, we ask the Department to explain how this provision will be implemented.

Fourth, 75 Pa.C.S.A. § 4902(a)(4) provides an exemption for at-risk industry sectors that haul on posted highways. This exemption is included under Paragraph (b)(1)(ii) of the proposed rulemaking. Per 75 Pa.C.S.A. § 4902(a)(5), the exemption expires on December 31, 2018. Neither the Preamble nor Annex of this proposal reference the expiration of the exemption. To improve the manner in which this regulation is implemented, we suggest that statutory expiration of the exemption for at-risk industry sectors that haul on posted highways be included in the Preamble and Annex.

Fifth, under Paragraph (b)(1)(ii), should “at risk” permits require clarification similar to “minimum use” permits found in Paragraph (b)(1)(iv) regarding use during the freeze-thaw period? We ask the Department to explain why minimum use permits are restricted during the freeze-thaw period, but at-risk permits are not.

Sixth, under (b)(1)(ii), a commentator has stated that the phrase “and is hauling on a posted highway currently bonded by an unconventional oil and gas development company” is not consistent with 75 Pa.CSA § 4902(a)(4) and should be deleted. Why is the quoted phrase included in this regulatory provision? This should be explained by the Department in the Preamble to the final-form regulation.

Seventh, Paragraph (b)(1)(iii) states that hauling activity, as defined by Chapter 190, a statement of policy that is currently being revised by the Department, may be authorized as a local determination permit category. We recommend that the definition of hauling activity be included in this rulemaking and the reference to Chapter 190 be deleted.

Eighth, a commentator has asked how would one qualify for a minimum use permit under Paragraph (b)(1)(iv). We recommend that the final-form regulation provide more detail on how a user can qualify for this type of permit.

Ninth, a commentator has asked why the nonbonded local determination categories in subparagraphs (b)(1)(ii)—(iv) do not apply to local authorities and why those authorities would need to enact an ordinance to make those subparagraphs applicable. We ask the Department to explain the rationale for this provision in the Preamble to the final-form regulation.

Tenth, Paragraph (b)(1)(vi) pertains to the use of local determination permits. It prohibits the use of a permit by anyone other than the owner or operator of the permit. A commentator notes that this prohibition is impractical because many industries use contractors to perform various tasks. What is the basis for this provision and how will the Department implement it? Will contractors be allowed to operate under the permit of a user? This should be explained in the Preamble to the final-form regulation.

Lastly, Paragraph (b)(2) establishes annual and seasonal bonded permits. Commentators have questioned the need for two separate permits and suggest that both be replaced with one bonded permit. In the Preamble to the final-form regulation, we ask the Department to explain the difference between the two types of permits and why both are needed.

#### *Subsection (d) Security*

The duration security must be kept is addressed under Paragraph (d)(1)(ii). We have two concerns with this paragraph. First, in addition to bonds, users may purchase or make available “any bond or other acceptable security for any appropriate duration for use during annual bonded or seasonal bonded permit periods.” This standard is vague and does not establish a binding norm. We recommend that it be deleted or amended to provide more direction to the regulated community as to what is acceptable. Second, the last sentence of this paragraph states, “The security will remain in effect until it is released by the posting authority.” A commentator has stated that there should be criteria related to the release of the security or the result would be that the authority could hold the security indefinitely. We agree and recommend that the final-form regulation be amended to include a mechanism for the release of the security.

#### *Subsection (e) Multiple users*

Paragraph (e)(2) is being amended to state that a posting authority “may” make certain determinations if multiple bonded users cannot agree on their relative responsibilities. Commentators believe the existing regulatory language, which states that posting authorities “will” make those determinations, should be retained. We agree that the original language, that requires a posting authority to act, is more appropriate for a regulation and suggest that it be retained in the final-form regulation.

#### *Subsection (f) Determination of highway condition*

This subsection establishes how inspections and reinspections will be conducted. We have two concerns. First, commentators have suggested that the subsection be amended to incorporate or reference Department publications that provide more specificity on how inspections are to be performed. To assist with the implementation and clarity of the provisions of this subsection, we ask the Department to include more detail, consistent with its existing practice and procedure, in the final-form regulation.

Subsection (f)(3) allows posting authorities to conduct roadway condition surveys and Subsection (f)(5) requires costs associated with the surveys to be paid for by the users. A commentator notes that since users must pay for the surveys, users should be notified of the surveys and be allowed to participate in those surveys. We find this suggestion to be reasonable and ask the Department to amend the final-form regulation to allow for notification and participation by the users.

#### **5. Section 189.5. Investigations and audits.—Whether the regulation is consistent with legislative intent; Reasonableness; Implementation procedures; Clarity.**

This new section implements statutory language found at 75 Pa.C.S.A. § 4902(i), relating to authority to conduct investigations and audits. Commentators note that the terms “investigations” and “audits” are not defined. They also note that this section allows for investigations for any permit category, yet the statute and this rulemaking limit audits to local determination permit categories. Will permit holders be notified of an investigation in writing? In the Preamble to the final-form rulemaking, we ask the Department to explain how it will implement this section, as it pertains to investigations.

#### **6. Section 189.6. Suspending, revoking or denying agreements or permits.—Reasonableness; Need; Implementation procedures.**

This section allows a posting authority that determines that a user has violated a legal or contractual obligation to suspend, revoke and/or deny current and future agreements and permits “under its jurisdiction.” We are concerned that the inclusion of the phrase “under its jurisdiction” would prevent other posting authorities, such as the Department or other local governments from suspending, revoking and/or denying agreements when they have knowledge that a user violated a legal or contractual obligation under the jurisdiction of another posting authority. What is the rationale for including “under its jurisdiction” in this section of the regulation? Would a posting authority reviewing an application for a new agreement or permit be precluded from considering a violation of a user that occurred under the jurisdiction of a different posting authority? We ask the Department to explain how this provision is to be implemented.

#### **7. Section 189.7. Use of special hauling permits for certain vehicles.—Implementation procedures; Clarity.**

This section reads as follows: “Users using permits under Chapter 179 (relating to oversize and overweight loads and vehicles) may be exempt from obtaining a permit under this chapter if adequate security is otherwise provided.” We have three concerns. First what is meant by “adequate security”? Second, what process what would a user follow to request an exemption? Third, what criteria will be used to determine if an exemption will be granted? We suggest that the final-form regulation be amended to provide greater clarity on how this provision will be implemented.

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 16-802. Filed for public inspection May 6, 2016, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application for Approval to Acquire Control of Aegis Security Insurance Company and American Sentinel Insurance Company

Patrick J. Kilkenny has filed an application to acquire control of Aegis Security Insurance Company and American Sentinel Insurance Company. The filing was received on April 5, 2016, and was made under the requirements of Article XIV of The Insurance Company Law of 1921 (40 P.S. §§ 991.1401—991.1413).

Persons wishing to comment on this acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, cbybee@pa.gov. Comments received will be part of the public record regarding the filing and will be forwarded to the applicant for appropriate response.

TERESA D. MILLER,  
Insurance Commissioner

[Pa.B. Doc. No. 16-803. Filed for public inspection May 6, 2016, 9:00 a.m.]

### Review Procedure Hearings under the Unfair Insurance Practices Act

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the company's termination of the insured's homeowners policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held in the Insurance Department's regional office in Harrisburg, PA. Failure by the appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of James S. Colosimo; File No. 16-188-195001; Brethren Mutual Insurance Company; Doc. No. P16-04-017; June 1, 2016, 10 a.m.

Parties may appear with or without counsel and offer relevant testimony or other relevant evidence, or both. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will

be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

TERESA D. MILLER,  
Insurance Commissioner

[Pa.B. Doc. No. 16-804. Filed for public inspection May 6, 2016, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security

Public Meeting held  
April 21, 2016

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

*Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security;*  
M-2015-2490383

#### Tentative Order

*By the Commission:*

The Commission's regulations at 52 Pa. Code § 54.40(a) state that an Electric Generation Supplier (EGS) license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. In addition, 52 Pa. Code § 54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a bond or other approved security in the amount directed by the Commission has been obtained.

Each EGS must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120 prior to the EGS's current security expiration date. Each financial instrument must be an original document that displays a "wet" signature or digital signature, preferable in blue ink, and displays a "raised seal" or original notary stamp. The name of the principal on the original financial instrument must match exactly with the name that appears on the EGS's license issued by the Commission.

Failure to file before the financial security's expiration date may cause Commission staff to initiate a formal proceeding that may lead to the following: cancellation of each company's electric supplier license, removal of each company's information from the Commission's website and notification to all electric distribution companies, in which each company is licensed to do business, of the cancellation of the license.

As of April 12, 2016, each EGS listed in the Supplier Table below has not provided proof to the Commission that it has a bond or other approved security in the amount directed by the Commission, to replace its expired bond as noted in the table below.

*Supplier Table—List of Electric Generation Suppliers*

<i>Docket Number</i>	<i>Company Name</i>	<i>Exp. Date</i>
A-2012-2300435	BTU Direct Marketing LLC	4/5/16
A-2013-2360865	Front Line Power Solutions	4/10/16
A-2011-2258266	HB Hayes & Associates LLC	4/1/16
A-2012-2293653	Incite Energy LLC	3/15/16
A-110174*	Liberty Power Delaware LLC	3/9/16
A-110175*	Liberty Power Holdings LLC	3/9/16
A-2010-2178095	North Shore Energy Consulting LLC	4/12/16
A-2010-2168441	Satori Enterprises LLC	3/31/16
A-2014-2416214*	Smartenergy Holdings LLC	1/7/17
A-2012-2321411	South Shore Trading and Distributors, Inc.	4/8/16
A-110131	Unitil Resources, Inc.	3/9/16
A-2011-2255323	Ultimate Energy Advisors LLC	4/1/16
A-2015-2511999	Voltarro	4/9/16

\* Taking title to electricity

As part of its EGS license validation procedures, the Commission's Bureau of Technical Utility Services sent a 60-day Security Renewal Notice Letter to each entity in the Supplier Table above stating that original documentation of a bond, or other approved security, must be filed within 60 days prior to each entity's security expiration date. None of the companies listed in the Supplier Table provided the required documentation.

Based on the above facts, we tentatively conclude that the EGSs listed in the Supplier Table are not in compliance with 52 Pa. Code § 54.40(a) and (d) and therefore it is appropriate to initiate the cancellation process for each EGS license of each company listed in the Supplier Table, without the necessity of a formal complaint, as being in the public interest; *Therefore,*

*It Is Ordered That:*

1. Cancellation of the Electric Generation Supplier Licenses of each company listed in the Supplier Table is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation & Enforcement, Department of Revenue—Bureau of Corporation Taxes, all electric distribution companies, all of the Electric Generation Suppliers in the Supplier Table and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.

3. Absent the filing of adverse public comment or the filing of approved security within 30 days after publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Services shall prepare a Final Order for entry by the Secretary.

4. Upon entry of the Final Order described in Ordering Paragraph No. 3 above, each company listed in the Supplier Table will be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility Services and the Assessment Section of the Bureau of Administration, removed from the Commission's website, and notifications be sent to all electric distribution companies in which the Electric Generation Suppliers are licensed to do business.

5. Upon entry of the Final Order described in Ordering Paragraph No. 3, each electric distribution company in which the Electric Generation Suppliers are licensed to do business, shall return the customers of the Electric Generation Suppliers to default service.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 16-805. Filed for public inspection May 6, 2016, 9:00 a.m.]

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (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 23, 2016. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

#### **Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.***

**A-2016-2533459. Willard J. Peachey** (2392 SR 655, Belleville, PA 17004) for the right to transport by motor vehicle, persons, upon call or demand, between points in Pennsylvania.

**A-2016-2540615. GE Hoover Transportation, LLC** (97 Owens Road, Punxsutawney, Jefferson County, PA 15767) for the right to transport as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the

Counties of Armstrong, Clearfield, Elk, Indiana, Jefferson and Westmoreland, to points in Pennsylvania, and return. *Attorney:* William A. Gray, Esquire, Vuono & Gray, LLC, 310 Grant Street, Suite 2310, Pittsburgh, PA 15219-2383.

**A-2016-2540709. David B. and Cynthia Gumbert, t/a Gumbert's Van Service** (137 Chelmsford Drive, Marietta, Lancaster County, PA 17547) for the right to transport as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lancaster County, to points in Pennsylvania, and return.

**A-2016-2541263. Maxi-Taxi Service, LLC** (600 Susquehanna Trail, C, Liverpool, Perry County, PA 17045) in call or demand service, in the Counties of Northumberland, Snyder and Union. *Attorney:* Matthew Slivinski, 111 North High Street, Suite One, Selinsgrove, PA 17870.

**Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.**

**A-2016-2538283. Susquehanna Valley Taxi Service, Inc.** (2225 Ridge Road, Northumberland, PA 17857) for the right to begin to transport, as a common carrier, by motor vehicle, persons, in call or demand service, in the Counties of Northumberland, Union, Snyder, excluding the Borough of Riverside, Northumberland County, which is to be a transfer of all rights authorized under the certificate issued at A-640217, Docket No. A-2015-2472707, to Susquehanna Valley Limousine, Inc., t/a Susquehanna Valley Taxi Service, subject to the same limitations and conditions. *Attorney:* Craig A. Doll, Esquire, P.O. Box 403, Hummelstown, PA 17036.

**Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under each application.**

**A-2016-2539415. JL Leasing, Inc., t/a Hire a Hand Moving** (448 Wallace Avenue, Bensalem, Bucks County, PA 19020) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points in Pennsylvania.

**A-2016-2540851. The Move Smith, LLC** (147 Municipal Drive, Bushkill, Pike County, PA 18324) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points in Pennsylvania.

**Application of the following for approval to begin operating as a broker for transportation of persons as described under the application.**

**A-2016-2540607. William F. Peterson** (P.O. Box 60929, Harrisburg, PA 17106-0929) for a brokerage license, evidencing the Commission's approval of the beginning of the right and privilege to operate as a broker, to arrange for the transportation of persons, between points in Pennsylvania.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 16-806. Filed for public inspection May 6, 2016, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

### Notice of Citation Complaints

Attention Edward R. Phillips, last known address 1244 South 49th Street, Philadelphia, PA 19143. Citation T-20693 has been issued to you by the Enforcement Department of the Taxicab and Limousine Division of the Philadelphia Parking Authority citing a violation of 52 Pa. Code § 1021.12, "Driver providing service without a valid driver's license" for your actions on February 26, 2016. Two (2) separate mailings of this citation to your address of record have been returned by the Postal Service marked "Return to Sender, attempted, not known, unable to forward." You have 15 days to answer this citation from date of publication by either pleading Liable, or by pleading Not Liable, and notifying the Philadelphia Parking Authority, Taxicab and Limousine Division, 2415 South Swanson Street, Philadelphia, PA 19148-4113, attention TLD Clerk.

The Philadelphia Parking Authority  
Taxicab and Limousine Division  
By: William Schmid  
Deputy Director of the TLD

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 16-807. Filed for public inspection May 6, 2016, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 16-025.1, PAMT Pavement Improvements—Phase 2, until 2 p.m. on Thursday, June 9, 2016. Information (including mandatory prebid information) can be obtained from [www.philaport.com](http://www.philaport.com) under "Our Port" then "Procurement" or call (215) 426-2600.

JACK DEMPSEY,  
*Deputy Executive Director*

[Pa.B. Doc. No. 16-808. Filed for public inspection May 6, 2016, 9:00 a.m.]

### Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 16-040.P, Purchase of Security Booth for Pier 98 Annex, until 2 p.m. on Tuesday, May 31, 2016. Information (including mandatory prebid information) can be obtained from [www.philaport.com](http://www.philaport.com) under "Our Port" then "Procurement" or call (215) 426-2600.

JACK DEMPSEY,  
*Deputy Executive Director*

[Pa.B. Doc. No. 16-809. Filed for public inspection May 6, 2016, 9:00 a.m.]



