



Volume 46 (2016)

Pennsylvania Bulletin
Repository

9-24-2016

September 24, 2016 (Pages 5991-6096)

Pennsylvania Legislative Reference Bureau

Follow this and additional works at: http://digitalcommons.law.villanova.edu/pabulletin_2016

Recommended Citation

Pennsylvania Legislative Reference Bureau, "September 24, 2016 (Pages 5991-6096)" (2016). *Volume 46 (2016)*. 39.
http://digitalcommons.law.villanova.edu/pabulletin_2016/39

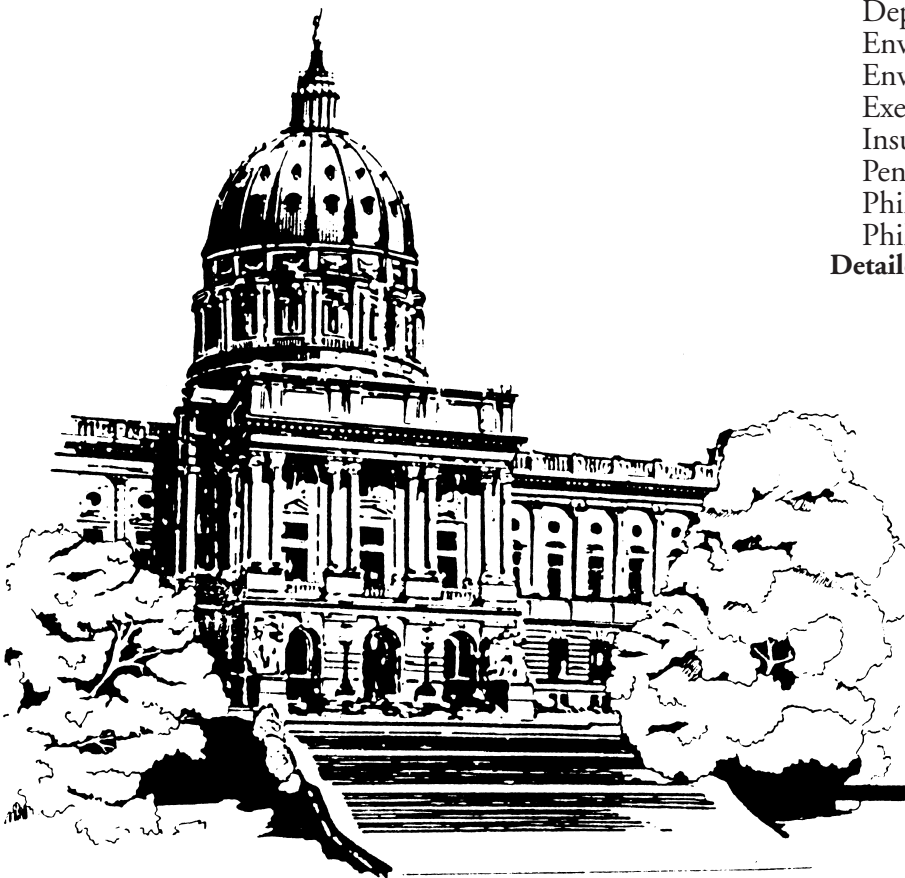
This September is brought to you for free and open access by the Pennsylvania Bulletin Repository at Villanova University Charles Widger School of Law Digital Repository. It has been accepted for inclusion in Volume 46 (2016) by an authorized administrator of Villanova University Charles Widger School of Law Digital Repository. For more information, please contact Benjamin.Carlson@law.villanova.edu.

PENNSYLVANIA BULLETIN

Volume 46
Saturday, September 24, 2016 • Harrisburg, PA
Number 39
Pages 5991—6096

Agencies in this issue

The Courts
Department of Agriculture
Department of Banking and Securities
Department of Education
Department of Environmental Protection
Department of General Services
Department of Health
Department of Human Services
Environmental Hearing Board
Environmental Quality Board
Executive Board
Insurance Department
Pennsylvania Public Utility Commission
Philadelphia Parking Authority
Philadelphia Regional Port Authority
Detailed list of contents appears inside.



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

No. 502, September 2016

CUT ON DOTTED LINES AND ENCLOSE IN AN ENVELOPE

CHANGE NOTICE/NEW SUBSCRIPTION

If information on mailing label is incorrect, please email changes to info@pabulletin.com or mail to:

FRY COMMUNICATIONS, INC.
Attn: *Pennsylvania Bulletin*
800 W. Church Rd.
Mechanicsburg, PA 17055-3198

CUSTOMER NUMBER (6 digit number above name on mailing label)

NAME OF INDIVIDUAL

OFFICE NAME—TITLE

ADDRESS (Number and Street)

(City) (State) (Zip Code)

TYPE OR PRINT LEGIBLY

PENNSYLVANIA



BULLETIN

(ISSN 0162-2137)

The *Pennsylvania Bulletin* is published weekly by Fry Communications, Inc. for the Commonwealth of Pennsylvania, Legislative Reference Bureau, 641 Main Capitol Building, Harrisburg, Pennsylvania 17120, under the policy supervision and direction of the Joint Committee on Documents under 4 Pa.C.S. Part II (relating to publication and effectiveness of Commonwealth documents). The subscription rate is \$82.00 per year, postpaid to points in the United States. Individual copies are \$2.50. Checks for subscriptions and individual copies should be made payable to "*Fry Communications, Inc.*" Periodicals postage paid at Harrisburg, Pennsylvania.

Postmaster send address changes to:

FRY COMMUNICATIONS, Inc.
Attn: *Pennsylvania Bulletin*
800 West Church Road
Mechanicsburg, Pennsylvania 17055-3198
(717) 766-0211 ext. 2340
(800) 334-1429 ext. 2340 (toll free, out-of-State)
(800) 524-3232 ext. 2340 (toll free, in State)

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

Fry Communications, Inc.
Attn: *Pennsylvania Bulletin*
800 West Church Road
Mechanicsburg, Pennsylvania 17055-3198

Copyright © 2016 Commonwealth of Pennsylvania

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

CONTENTS

THE COURTS

LOCAL COURT RULES

Bucks County

- Fees of the clerk of orphans' court; administrative order No. 2016-E0529 5999
 Fees of the register of wills; administrative order No. 2016-E0529 6001

Carbon County

- Amendment of local rule of civil procedure CARB.R.C.P. 1915.3 commencement of action. complaint. order; No. 16-2127 6003

Fayette County

- Approval for magisterial district judges to sentence offenders to intermediate punishment; No. AD-1-2016 6003

EXECUTIVE AND INDEPENDENT AGENCIES

DEPARTMENT OF AGRICULTURE

Notices

- Agricultural research project contractors 6022
 Referendum order on continuation of the Pennsylvania Apple Marketing Program 6023

DEPARTMENT OF BANKING AND SECURITIES

Notices

- Actions on applications 6024
 Maximum lawful rate of interest for residential mortgages for the month of October 2016 6025

DEPARTMENT OF EDUCATION

Notices

- Eligible partnerships; postsecondary grant application; high quality principals 6025

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices

- Applications, actions and special notices 6026
 Availability of National Pollutant Discharge Elimination System general permit for discharges of stormwater associated with industrial activity (PAG-03) 6083
 Nutrient Credit Trading Program; certification requests 6084

DEPARTMENT OF GENERAL SERVICES

Notices

- Real estate for sale 6085

DEPARTMENT OF HEALTH

Notices

- Ambulatory surgical facilities; requests for exceptions 6085
 Hospitals; requests for exceptions 6085
 Long-term care nursing facilities; requests for exception 6086

DEPARTMENT OF HUMAN SERVICES

Notices

- Disproportionate share and supplemental hospital payments 6086

ENVIRONMENTAL HEARING BOARD

Notices

- Western Allegheny Energy, LLC v. DEP; EHB doc. No. 2016-124-R 6087

ENVIRONMENTAL QUALITY BOARD

Rules and Regulations

- Safe drinking water; revised Total Coliform Rule 6005

EXECUTIVE BOARD

Statements of Policy

- Reorganization of the Department of Education 6020

INSURANCE DEPARTMENT

Notices

- Lincoln Benefit Life Company (LFCR-130710048); rate increase filing for various LTC forms 6087
 List of approved guide source method vendors; No. 2016-12 6087

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Notices

- 2017 schedule of filing dates for recovery of purchased gas costs; doc. No. L-840102 6088
 Certificate of public convenience 6088
 Service of notice of motor carrier applications 6088
 Service of notice of motor carrier formal complaints 6089
 Transfer of control (2 documents) 6093, 6094
 Transmission line; prehearing conference 6094

PHILADELPHIA PARKING AUTHORITY

Notices

- Request for bids 6095
 Service of notice of requirement to sell medallion; correction 6096

PHILADELPHIA REGIONAL PORT AUTHORITY

Notices

- Request for bids 6096

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

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

Pennsylvania Bulletin

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

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

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

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

Adoption, Amendment or Repeal of Regulations

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

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

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

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

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

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

How to Find Documents

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at www.pacode.com.

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

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

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

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

Printing Format

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

Fiscal Notes

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

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

Reproduction, Dissemination or Publication of Information

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

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

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

List of Pa. Code Chapters Affected

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

4 Pa. Code (Administration)

Adopted Rules

1	1529, 1891, 2027, 2029
6	440, 853
7a	2268, 2271
245	5082
247	5082

Proposed Rules

245	354
247	354

Statements of Policy

9	22, 219, 1027, 1808, 2065, 2318, 2858, 3072, 3259, 3961, 4185, 4189, 5106, 5588, 6020
58	3660

7 Pa. Code (Agriculture)

Proposed Rules

149	3655
-----	------

10 Pa. Code (Banking and Securities)

Proposed Rules

1	3420
102	3420
202	3420
203	3420
204	3420
205	3420
206	3420
207	3420
208	3420
209	3420
210	3420
211	3420
301	3420
302	3420
303	3420
304	3420
305	3420
401	3420
404	3420
501	3420
504	3420
513	3420
601	3420
602	3420
603	3420
604	3420
605	3420
606	3420
609	3420
610	3420
701	3420
901	3420
1001	3420

12 Pa. Code (Commerce, Trade and Local Government)

Proposed Rules

31	221
81	3069
151	4179

Statements of Policy

31	2171, 2423
----	------------

22 Pa. Code (Education)

Adopted Rules

12	3815
14	3815
16	3815
18	4955
49	3815

Proposed Rules

11	1806
73	1555

25 Pa. Code (Environmental Protection)

Adopted Rules

109	6005
121	2036
129	2036
215	446
250	5655
806	17
901	1417

Proposed Rules

93	1205, 1324, 2970
109	857
208	1421
210	996
211	996
218	3509
240	3509
252	5088
901	2967

28 Pa. Code (Health and Safety)

Adopted Rules

1131	3254
------	------

Proposed Rules

23	1798
----	------

31 Pa. Code (Insurance)

Adopted Rules

84	3645
161	2415

Proposed Rules

84	460
147	458

34 Pa. Code (Labor and Industry)

Adopted Rules

63	5083
401	2315
403	2315
405	2315

40 Pa. Code (Liquor)

Adopted Rules

1	352
7	2553
13	352

Proposed Rules

9	1652
11	1652

49 Pa. Code (Professional and Vocational Standards)
Adopted Rules
 25 1316
 36 447

Proposed Rules
 40 2417
 42 886, 888

52 Pa. Code (Public Utilities)
Adopted Rules
 53 449, 1791
 62 4959
 1017 1203

Proposed Rules
 1 1016
 3 1016
 5 1016
 23 1016
 29 1016
 57 654
 61 658
 67 658

Statements of Policy
 69 1902

55 Pa. Code (Human Services)
Adopted Rules
 13 3177
 14 3177
 20 3177
 2380 3177
 2390 3177
 2600 3177
 2800 3177
 3800 3177
 4200 3177
 4210 3177
 4215 3177
 4220 3177
 4230 3177
 4300 3177
 4305 3177
 4310 3177
 6201 3177
 6210 3177
 6211 3177
 6250 3177
 6350 3177
 6400 3177
 6500 3177
 6600 3177

Statements of Policy
 1101 2683
 1150 3262

58 Pa. Code (Recreation)
Adopted Rules
 53 1549
 65 1650, 5539, 5731
 75 5731
 105 1549
 111 1549
 131 2664
 133 5084
 135 5084, 5085
 139 2665, 2671
 141 2674, 2675

143 2676
 147 5086
 465a 5540
 583 5540
 585 5540
 587 5540
 588 5540
 589 5540
 590 5540
 591 5540
 592 5540
 593 5540
 611a 5540
 668a 5540
 669a 5540
 670a 5540
 671a 5540
 672a 5540
 673a 5540
 674a 5540
 675a 5540
 676a 5540

Proposed Rules
 65 2557, 5736
 93 2555
 111 2555
 131 1426
 133 2680
 135 2679, 3258
 139 1427, 1553
 141 1423, 1425, 1552
 143 1423
 147 2678
 681a 1433

61 Pa. Code (Revenue)
Adopted Rules
 701 3646
 702 3646
 703 3646

67 Pa. Code (Transportation)
Proposed Rules
 189 991
 403 3957

201 Pa. Code (Rules of Judicial Administration)
Adopted Rules
 1 3790
 7 1781
 19 330, 3790
 40 5472

204 Pa. Code (Judicial System General Provisions)
Adopted Rules
 83 1642, 2163

Proposed Rules
 81 2274, 2407, 4820
 83 978, 2407

207 Pa. Code (Judicial Conduct)
Adopted Rules
 3 2033
 4 2033
 5 2033
 21 4951
 33 553
 51 553
 105 2167

210 Pa. Code (Appellate Procedure)

Adopted Rules

3 8
 5 3231
 9 8
 17 3232

Proposed Rules

1 2518
 3 2518
 5 2518
 7 2518
 9 2518, 5886
 13 2518
 15 2518
 16 2518
 17 2518
 19 2518, 5886
 27 2518
 33 2518

225 Pa. Code (Rules of Evidence)

Adopted Rules

83 2409

Proposed Rules

Article IX 3793, 3795

231 Pa. Code (Rules of Civil Procedure)

Adopted Rules

200 332, 2409, 3797
 1000 1895, 2409, 3797
 1915 1412, 2854
 1920 3233
 Part II 3804, 5479

Proposed Rules

200 982
 1650 3635
 1910 2275
 1915 3932
 Part II 332, 2306

234 Pa. Code (Rules of Criminal Procedure)

Adopted Rules

1 3806
 4 1532, 3235
 5 1532, 3414, 5893
 7 1532
 8 554
 10 1532, 3235

Proposed Rules

1 1643
 2 4951
 5 1643, 3636, 3935
 7 3637

237 Pa. Code (Juvenile Rules)

Adopted Rules

1 2411, 3808, 5533
 11 2411, 3808
 16 3415

Proposed Rules

1 555, 3939
 2 3940
 4 1782
 5 3944
 6 3944
 11 555
 12 3940
 13 3949
 15 3951
 16 3951

246 Pa. Code (Minor Court Civil Rules)

Adopted Rules

100 2412
 200 3811
 300 2412

Proposed Rules

500 984
 1000 984

249 Pa. Code (Philadelphia Rules)

Unclassified 445, 1541, 2855, 2953, 3416, 4048,
 5069, 5073, 5533, 5894

252 Pa. Code (Allegheny County Rules)

Unclassified 1542, 4078

255 Pa. Code (Local Court Rules)

Unclassified .. 209, 558, 560, 647, 651, 652, 759, 854, 855,
 856, 987, 988, 989, 1192, 1201, 1311, 1312, 1314, 1412,
 1414, 1415, 1416, 1542, 1787, 1789, 1896, 1897, 1898,
 2034, 2035, 2314, 2413, 2549, 2551, 2660, 2966, 3064,
 3239, 3240, 3243, 3245, 3250, 3417, 3418, 3640, 3641,
 3642, 3643, 3644, 3813, 3954, 3956, 4119, 4120, 4129,
 4135, 4142, 4144, 4147, 4148, 4155, 4159, 4161, 4172,
 4821, 4826, 4829, 4833, 4848, 4953, 5079, 5534, 5535,
 5536, 5726, 5728, 5894, 5895, 5896, 5897,
 5999, 6001, 6003

THE COURTS

Title 25—LOCAL COURT RULES

BUCKS COUNTY

Fees of the Clerk of Orphans' Court; Administrative Order No. 2016-E0529

Order

And Now, To Wit, this 25th day of August, 2016, in accordance with the provisions of Act 18 of April 21, 1994, upon the determination of the Clerk of Orphans' Court that these fees are fair and reasonable, the following Bill of Costs is established to become effective on October 1, 2016, to be chargeable to the parties and to the estates before this Court for settlement for all services of the Clerk of Orphans' Court of Bucks County, in the transaction of the business of this Court.

By the Court

JEFFREY L. FINLEY,
President Judge

Bucks County Orphans' Court Bill of Costs

Formal Accountings

Personal Representative, Trustee and Guardian Accounts

Includes Advertising and Adjudication

** Do Not Add \$10.00 ACP Fee

Over	But not more than	Accounts-advertising included
\$ -	\$250.00	\$25.00
\$250.00	\$1,000.00	\$35.00
\$1,000.00	\$5,000.00	\$50.00
\$5,000.00	\$10,000.00	\$75.00
\$10,000.00	\$25,000.00	\$100.00
\$25,000.00	\$50,000.00	\$150.00
\$50,000.00	\$100,000.00	\$200.00
\$100,000.00	\$200,000.00	\$250.00
\$200,000.00	\$300,000.00	\$350.00
Add \$150 for each additional \$100,000 or fraction thereof		
Re-advertising Accounts \$100.00	Insolvent Estates \$25.00	Objections \$40.00
ESTATES		
AFFIDAVIT/CERTIFICATE OF SERVICE		NC
ANNUAL AND FINAL REPORT/INVENTORY		\$30.00
ANSWER		NC
ACP FEE, (initial filings)		\$10.00
APPEALS:		
Petition to Appeal from Register of Wills Decision		\$80.00
Notice of Appeal to Superior Court		\$80.00
Filing Fee to Superior Court (payable to Superior Court)		\$85.50
BOND, filing		\$15.00
CERTIFICATION OF AUTHORIZED TO ACT AS CORPORATE FIDUCIARY		\$50.00
CEMETERY TRUST RECORDING		\$100.00
CERTIFICATION OF RECORD:		\$20.00
CITATION		\$40.00
CLAIM (incl. SATISFACTION and/or WITHDRAWAL)		\$40.00
CREDIT CARD:		
	(lower than \$250.00)	\$3.00
	(higher than \$250.01)	\$10.00
	Imaging per page	\$1.00
**DEED EXECUTION BY CLERK		\$20.00
**DISCLAIMER		\$30.00
ELECTION AGAINST A WILL		\$20.00
ELECTRONIC TRANSFER SERVICE FEE		\$10.00
(plus images/per page over 10 pgs./max. fee \$50.00)		\$1.00
EXEMPLIFICATION OF RECORD (issued)		\$60.00
FAMILY SETTLEMENT AGREEMENT		\$45.00

INFORMAL ACCOUNTS		\$50.00
JCP FEE, state mandated		\$35.50
MOTIONS:	Discovery	\$85.00
	Judgment on the Pleading	
	Post Hearing	
	Reconsideration (Include a courtesy copy)	
	Summary Judgement	\$5.00
NOTARY FEE: \$5.00 (each instrument)		\$85.00
PRELIMINARY OBJECTIONS		\$85.00
PETITIONS (all, including Guardianships)		\$35.00
PLEADINGS & PAPERS (instruments not specifically listed)		\$35.00
PRAECIPE:		NC
Entry /Withdrawal of Appearance		\$35.00
Discontinue/Withdrawal Petition		\$35.00
Enter Judgment		\$15.00
Satisfaction of Award		\$15.00
Settle, Discontinue and End		\$5.00%
POUNDAGE (for monies determined by the Court)		1.00%
Percentage of each dollar of the first \$1,000		\$40.00
Percentage of each dollar of each additional \$1000 or fraction thereof		\$35.00
**POWER OF ATTORNEY		\$15.00
**RECEIPT & RELEASE w/out Family Settlement Agreement		\$35.00
**SATISFACTION OF AWARD		\$15.00
**SCHEDULE OF DISTRIBUTION		\$50.00
**STATEMENT OF FIDUCIARY		\$15.00
STIPULATION		\$20.00
SUBPOENA		\$50.00
TRUST INSTRUMENTS		\$30.00
ADOPTIONS		\$10.00
ADOPTION SEARCH INQUIRIES		\$20.00
AMENDED BIRTH CERTIFICATE APPLICATION (Form H105.102)		\$75.00
(make payable to Vital Records)		
CERTIFIED ADOPTION DECREE		
COUNSELING FEE (filed with the Report of Intent to Adopt)		
PETITION TO ADOPT:	Initial Petition	\$95.00
	JCP	\$35.50
	ACP	\$10.00
	Certificate of Adoption	\$20.00
		<hr/>
		\$160.50
PETITION OF RELINQUISHMENT OF PARENTAL RIGHTS:	Initial Petition	\$85.00
	JCP	\$35.50
	ACP	\$10.00
		<hr/>
		\$130.50
Subsequent Petitions		\$85.00
Pre-placement fee payable to B.C. Children and Youth		\$650.00
Report of Intention to Adopt		\$30.00
Report of Intermediary		\$30.00
RESEARCH		
Service Fees:		
Minimum Fee (up to 1 hour)		\$25.00
Hourly Fee (over 1 hour/billed in 1/4 hour increments)		\$40.00
Imaging Fee (per page over 10 pgs.)		\$1.00
Note: \$80.00 deposit required on any research request over two hours		
MARRIAGE LICENSES		
Marriage License Application		\$50.00
Includes ACP FEE		\$10.00
Includes one certified Certificate of Marriage		\$20.00
		<hr/>
		\$80.00
Affidavit of Name Verification		\$10.00
Certification of Marriage		\$20.00
Consent of Parent or Guardian		\$10.00
Duplicate/Reissue Marriage License		\$10.00
Verification Letter		\$20.00
Outside Office Appearance		\$125.00

THE COURTS

6001

Waiver—under age 16	\$35.00
Waiver of three-day day waiting period:	
Emergency	\$75.00
Active Military	NC
NON-RESIDENT AND OUT OF STATE AFFIDAVIT FOR MARRIAGE LICENSE (Maryland Application Process)	\$20.00

Note: Instruments not specifically listed will be charged at a rate comparable to this schedule for a similar instrument

[Pa.B. Doc. No. 16-1636. Filed for public inspection September 23, 2016, 9:00 a.m.]

BUCKS COUNTY

Fees of the Register of Wills; Administrative Order No. 2016-E0529

Order

And Now, To Wit, this 25th day of August, 2016, in accordance with the provisions of 42 P.S. § 21022.1, upon the determination of the Register of Wills that these fees are fair and reasonable, the following Bill of Costs is established to become effective on October 1, 2016, to be chargeable to the parties and to the estates before this Court for settlement for all services of the Register of Wills of Bucks County, in the transaction of the business of this Court.

By the Court

JEFFREY L. FINLEY,
President Judge

Bucks County Register of Wills—Bill of Costs (Effective October 1, 2016)

ACCOUNTING (Informal)	\$60.00
BOND & WAIVER OF BOND (Probate)	\$15.00
CAVEAT	
Formal (including Bond)	\$115.00
Informal	\$50.00
Answer	NC
Withdrawal	NC
CERTIFICATION	
Filed or issued	\$20.00
(plus images/per page over 10 pgs.)	\$1.00
CODICIL (filing/each)	\$20.00
COMMISSION	\$50.00
CONVENIENCE FEE—	(up to \$250.00) \$3.00
All Credit Card Transactions:	(over 250.01) \$10.00
Plus:	Imaging per document \$1.00
DEATH CERTIFICATE (filed, non-probate)	\$20.00
DISCLAIMER	\$30.00
DOCKET ENTRIES (per page)	\$1.00
ENTRY OF APPEARANCE	NC
EXEMPLIFICATION—	
Issued by Bucks ROW, each (plus \$1.00 copy fee/per page over 10 pgs.)	\$60.00
Received for filing only, each	\$30.00
FAMILY SETTLEMENT AGREEMENT	\$45.00
HEARING—before the Register of Wills*	\$100.00
* <i>Note:</i> deposit for court reporter, fee to be assessed at hearing	\$200.00
IMAGING, per page/staff	\$1.00
per page/public	\$0.25

INHERITANCE TAX—REV-1500 (with Probate)	NC
REV-1500—Inheritance Tax Return Only (Non-Probate)	\$25.00
REV-1500—Supplemental Return (each)	\$20.00
706—Federal Estate Tax Return	\$20.00
Release of Statutory Lien	\$15.00
INVENTORY	
Original Filing	\$25.00
Supplemental Filing (each)	\$20.00
LETTERS* calculated based on probate assets (See chart at right)	Varies
LETTERS (reissue, revocation or to successor personal rep.)	\$75.00
MANDATED FEES	
ACP—Automated Computer Project (all first filings)	\$10.00
JCP—Judicial Computer Project (all petitions for grant of letters)	\$35.50
PLL—Public Law Library (all petitions for grant of letters)	\$10.00
NOTARY FEE (per document)	\$5.00
NOTICE OF APPEAL FROM PROBATE	\$50.00
OUTSIDE OFFICE APPEARANCE	\$125.00
PETITION (Miscellaneous)	\$75.00

LETTERS OF ADMINISTRATION AND TESTAMENTARY*

Graduated according to gross value of probate assets

<i>Over</i>		<i>But not more than</i>		<i>Amount Due</i>	
\$ -	to	250	=	\$50.00	
\$ 250	to	1,000	=	\$55.00	
\$ 1,000	to	5,000	=	\$90.00	
\$ 5,000	to	10,000	=	\$115.00	
\$ 10,000	to	25,000	=	\$140.00	
\$ 25,000	to	50,000	=	\$165.00	
\$ 50,000	to	100,000	=	\$190.00	
\$ 100,000	to	200,000	=	\$290.00	
\$ 200,000	to	300,000	=	\$390.00	
Add \$150 for each additional \$100,000 or fraction thereof					
PETITION FOR CITATION					
First person cited					\$90.00
Each additional person cited					\$10.00
Answer or Withdrawal					NC
Certified copy of Citation (each)					\$20.00
PLEADINGS and PAPERS—filing (affidavits, certifications, motions, orders and miscellaneous instruments not specifically listed)					\$30.00
POUNDAGE (for monies determined by the court)					
Percentage of each dollar of the first \$1,000					5.00%
Percentage of each dollar of each additional \$1000 or fraction thereof					1.00%
RESEARCH SERVICE FEES:					
Minimum Fee (up to 1 hour)					\$25.00
Hourly Fee (over 1 hour/billed in 1/4 hour increments)					\$40.00
Imaging Fee (per page over 10 pgs.)					\$1.00
<i>Note: \$80 deposit required on any research request over two hours</i>					
RENUNCIATION, incl. REJECTION, RESIGNATION and/or DESIGNATION					\$15.00
RETURNED CHECK FEE					\$45.00

SHORT CERTIFICATE (new/each)	\$10.00
Update Fee (each)	\$4.00
SUBPOENA	\$20.00
WITHDRAWAL OF APPEARANCE	NC
WITNESS AFFIDAVIT	\$15.00
*ADDITIONAL PROBATE FEE: At the time of filing the Petition for Grant of Letters an estimate of the gross probate value of the estate is made. The initial fee for Letters is based on that estimated value. When the Inheritance Tax Return and Inventory are filed, the actual gross probate value of the estate is then calculated. If the actual gross probate value is greater than the estimated gross probate value, an additional probate fee is charged.	
<i>Note:</i> Items not specifically listed will be charged at a rate comparable to this schedule for a similar item.	

[Pa.B. Doc. No. 16-1637. Filed for public inspection September 23, 2016, 9:00 a.m.]

CARBON COUNTY

Amendment of Local Rule of Civil Procedure CARB.R.C.P. 1915.3 Commencement of Action. Complaint. Order; No. 16-2127

Administrative Order No. 12-2016

And Now, this 2nd day of September, 2016, it is hereby

Ordered and Decreed that, effective November 1, 2016, the Carbon County Court of Common Pleas Amends Carbon County Rule of Civil Procedure CARB.R.C.P. 1915.3 governing Commencement of Action, Complaint and Order in custody matters.

The Carbon County District Court Administrator is Ordered and Directed to

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

2. Electronically email a Word file of the Local Rule and Administrative Order to bulletin@palrb.us and file two (2) certified copies with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. Publish the Rule on the Carbon County Court website at <http://www.carboncourts.com>.

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

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

6. Keep continuously available for public inspection copies of the Administrative Order and Rule in the Prothonotary's Office.

7. Incorporate the local rule no later than thirty (30) days after publication in the *Pennsylvania Bulletin* with this Court's complete set of Rules of Court published at <http://www.carboncourts.com>.

By the Court

ROGER N. NANOVIC,
President Judge

Rule 1915.3. Commencement of Action. Complaint. Order.

The person to be designated in the notice to defend as the person from whom legal services can be obtained shall be the same as provided for in CARB.R.C.P. 1018.1.

Any party to a custody action, who is incarcerated and cannot attend any scheduled proceeding and wishes to participate by electronic means, shall request permission from Court Administration seven (7) days before the scheduled event. Said party shall be responsible for making the arrangements with Court Administration and the Warden of said facility where the party is incarcerated.

[Pa.B. Doc. No. 16-1638. Filed for public inspection September 23, 2016, 9:00 a.m.]

FAYETTE COUNTY

Approval for Magisterial District Judges to Sentence Offenders to Intermediate Punishment; No. AD-1-2016

Order

And Now, this 30th day of August, 2016, it is hereby Ordered that the Administrative Order for Magisterial District Judges to sentence to Intermediate Punishment is amended as follows.

The Clerk of Courts is directed as follows:

(1) File one (1) copy of the Administrative Order with the Administrative Office of Pennsylvania Courts.

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

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

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

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

(2) Thereafter, compile the Administrative Order within the complete set of local rules no later than 30 days following the publication in the *Pennsylvania Bulletin*.

The amendment of the Administrative Order for Magisterial District Judges to sentence to Intermediate Punish-

ment shall become effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

By the Court

JOHN F. WAGNER, Jr.,
President Judge

Amended Administrative Order

Approval for Magisterial District Judges to Sentence Offenders to Intermediate Punishment

It is hereby *Ordered* that, pursuant to Act 41 of 2000, the Magisterial District Judges of Fayette County are approved to sentence, at their discretion, offenders who are convicted of a violation of 75 Pa.C.S.A. § 1543(a) (Driving While Operating Privilege is Suspended or Revoked) and 75 Pa.C.S.A. § 1543(b) (Driving While Operating Privilege is Suspended or Revoked—DUI Related) to Intermediate Punishment for the applicable mandatory period.

All court costs, fines and the Offender Supervision Fee shall be collected and disbursed by the Magisterial District Judges. The Electronic Monitoring fee shall be collected by the Fayette County Adult Probation and Parole Department.

The Magisterial District Judges of Fayette County are further authorized and approved to revoke an offender’s participation in the Intermediate Punishment Program upon motion by the Fayette County Adult Probation Office and after hearing. Upon revocation of an offender’s participation in the Intermediate Punishment Program the Magisterial District Judge shall have the authority to resentence and shall have the discretion to credit the offender for time served while on Intermediate Punishment with electronic monitoring.

[Pa.B. Doc. No. 16-1639. Filed for public inspection September 23, 2016, 9:00 a.m.]

RULES AND REGULATIONS

Title 25—ENVIRONMENTAL PROTECTION

ENVIRONMENTAL QUALITY BOARD

[25 PA. CODE CH. 109]

Safe Drinking Water; Revised Total Coliform Rule

The Environmental Quality Board (Board) amends Chapter 109 (relating to safe drinking water) to read as set forth in Annex A. The amendments supplement the Total Coliform Rule (TCR) by requiring public water systems (PWS) that are vulnerable to microbial contamination to perform assessments to identify sanitary defects and subsequently take action to correct them.

This final-form rulemaking will protect public health through a multibarrier approach designed to guard against microbial contamination by evaluating the effectiveness of treatment and the integrity of drinking water distribution systems, and by finding and fixing sanitary defects.

This final-form rulemaking applies to all PWSs.

The proposed rulemaking was included in a two-part proposal which was submitted to the Board for consideration at its meeting on April 21, 2015. One part contained proposed regulations necessary to assume primacy with respect to the Federal Revised Total Coliform Rule (RTCR) and the other part of the proposal included amendments to various other portions of Chapter 109. In response to a motion made at that meeting, the Board voted to approve the portion of the proposed rulemaking regarding the RTCR but to split the other proposed amendments into a separate rulemaking to provide an opportunity for further consideration by the Technical Assistance Center for Small Drinking Water Systems Advisory Board (TAC) and other interested parties. This final-form rulemaking exclusively concerns the RTCR.

This final-form rulemaking was adopted by the Board at its meeting on June 21, 2016.

A. Effective Date

This final-form rulemaking will go into effect upon publication in the *Pennsylvania Bulletin*.

B. Contact Persons

For further information, contact Lisa D. Daniels, Director, Bureau of Safe Drinking Water, P.O. Box 8467, Rachel Carson State Office Building, Harrisburg, PA 17105-8467, (717) 787-9633; or William Cumings, Assistant Counsel, Bureau of Regulatory Counsel, P.O. Box 8464, Rachel Carson State Office Building, Harrisburg, PA 17105-8464, (717) 787-7060. Persons with a disability may use the Pennsylvania AT&T Relay Service, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

C. Statutory Authority

The final-form rulemaking is being made under the authority of section 4 of the Pennsylvania Safe Drinking Water Act (act) (35 P.S. § 721.4), which grants the Board the authority to adopt rules and regulations governing the provision of drinking water to the public, and section 1920-A of The Administrative Code of 1929 (71 P.S. § 510-20), which authorizes the Board to promulgate rules and regulations necessary for the performance of the work of the Department.

D. Background and Purpose

In February 2013, the United States Environmental Protection Agency (EPA) adopted regulations amending 40 CFR Part 141 (relating to National primary drinking water regulations) to implement an RTCR. See 78 FR 10269 (February 13, 2013). Minor corrections to the RTCR were published at 79 FR 10665 (February 26, 2014). The compliance date for the RTCR is April 1, 2016. To maintain primacy with respect to the RTCR, it is imperative that the Board adopt regulations which are at least as stringent as those in the Federal regulations.

According to the preamble to the Federal RTCR, the rule aims to increase public health protection through the reduction of sanitary defects that could provide potential pathways of entry for fecal contamination into the distribution system of a PWS or could indicate a failure or imminent failure of a barrier that is already in place. See 78 FR 10269, 10276. Since fecal contamination may contain waterborne pathogens including bacteria, viruses and parasitic protozoa, a decrease in fecal contamination should reduce the risk from these contaminants.

In addition, the Federal rule aims for greater public health protection than the 1989 TCR in a cost-effective manner by: maintaining the objectives of the 1989 TCR (that is, to evaluate the effectiveness of treatment, to determine the integrity of the distribution system and to signal the possible presence of fecal contamination); using the optimal indicator for the intended objectives (that is, using total coliforms as an indicator of system operation and condition rather than an immediate public health concern and using *E. coli* as a fecal indicator); and requiring systems that may be vulnerable to contamination, as indicated by the nature of their operation, to have in place procedures that will minimize the incidence of contamination (for example, requiring start-up procedures for seasonal systems). The EPA, therefore, anticipates greater public health protection under the RTCR compared to the 1989 TCR because of the RTCR's more preventive approach to identifying and fixing problems that affect or may affect public health. See 78 FR 10269, 10272, 10273.

The final-form rulemaking was presented to the TAC on March 16, 2016. The TAC made several recommendations that were incorporated into this final-form rulemaking. Section E includes more information about the TAC's recommendations. The changes described in Section E reflect comments received on repeat monitoring and public notification. The TAC also requested that repeat monitoring requirements be further clarified in RTCR technical guidance, which the Department intends to do.

The Board requested comments on whether only fixed alternative repeat monitoring locations should be allowed or if a standard operating procedure (SOP) for choosing locations may also be allowed and why. The Department agrees with the comments received regarding the alternative fixed location and has incorporated that provision into this final-form rulemaking. However, a recommendation to allow the use of an SOP to establish criteria for selecting repeat sample sites on a case-by-case basis is not being added to this final-form rulemaking. The Department believes that repeat sample sites shall be properly documented in the system's sample siting plan to ensure appropriate monitoring by the system and allow for proper oversight by the Department. However, nothing in this final-form rulemaking discourages or prevents a

water system from using advanced technology to conduct investigations and collect additional special samples when determining the cause and extent of sanitary defects.

The Independent Regulatory Review Commission (IRRC) requested that the Board provide its rationale for requiring 1-hour notification to the Department for the detection of *E. coli*. The detection of *E. coli* warrants 1-hour reporting to the Department and this notification occurs under current § 109.701(a)(3)(i) and (ii) (relating to reporting and recordkeeping). However, there are situations under the RTCR that would not be covered under § 109.701(a)(3)(i) and (ii). For example, seasonal systems conducting start-up monitoring, as required under § 109.301(3)(v) (relating to general monitoring requirements), that learn of *E. coli*-positive start-up samples are not required to notify the Department under § 109.701(a)(3)(i) or (ii). Therefore, § 109.701(a)(3)(iv) is necessary so that seasonal systems notify the Department within 1 hour to confer with the Department regarding potential steps to take to address the *E. coli* results prior to serving water to the public thereby protecting the public health.

IRRC also requested that the Board explain how the Department's regulation of bottled water fits into the regulatory framework of the EPA's RTCR and the United States Food and Drug Administration's (FDA) regulations on bottled water. The FDA regulations do not pre-empt the Department from regulating bottled water systems in the manner set forth in Chapter 109. As noted in testimony presented to a Congressional subcommittee by a Deputy Commissioner of the FDA, "[i]n addition to FDA, state and local governments also regulate bottled water. FDA relies on state and local government agencies to approve water sources for safety and sanitary quality, as specified in [21 CFR] 129.3(a)." See Statement of Joshua M. Sharfstein, MD, Principal Deputy Commissioner of Food and Drugs, Food and Drug Administration before the Subcommittee on Oversight and Investigations of the House Committee on Energy and Commerce, July 8, 2009. Section 129.3(a) of 21 CFR (relating to definitions) provides that an "[a]pproved source . . . means a source of water and the water therefrom . . . that has been inspected and the water sampled, analyzed, and found to be of a safe and sanitary quality according to applicable laws and regulations of State and local government agencies having jurisdiction."

The act authorizes the Department to regulate PWSs in this Commonwealth. Section 3 of the act (35 P.S. § 721.3) defines "public water system" as including "[a] system which provides water for bottling or bulk hauling for human consumption." As stated in the preamble to the Permit by Rule for Bottled Water Systems published at 29 Pa.B. 2231 (April 24, 1999), systems providing water for bottling include:

- (1) Bottled water systems, which provide water for bottling in sealed containers.
- (2) Vended water systems, which provide water for bottling through the use of water vending machines.
- (3) Retail water facilities which provide water for bottling by dispensing at a store counter unit servings of water in a customer's or the system's containers.

E. Summary of Changes to the Proposed Rulemaking

§ 109.202. State MCLs, MRDLs and treatment technique requirements

Proposed § 109.202(c)(4)(iii) (relating to State MCLs, MRDLs and treatment technique requirements) was de-

leted in response to public comments. That subparagraph would have authorized the Department to direct a PWS to conduct a Level 1 or Level 2 assessment if circumstances exist which may adversely affect drinking water quality. Commentators suggested that § 109.4(4) (relating to general requirements) obligates PWSs to take investigative action when necessary, but that these investigations should not be confused with assessments under the RTCR.

§ 109.301. General monitoring requirements

Section 109.301(3) was amended in response to public comments. The language added in this final-form rulemaking clarifies that when PWSs forego *E. coli* testing and assume that a sample is *E. coli*-positive Tier 1 public notification is only required in the event that an *E. coli* violation occurs.

Section 109.301(3)(i)(E) was proposed to be added to reflect 40 CFR 141.854(c)(2) (relating to routine monitoring requirements for non-community water systems serving 1,000 or fewer people using only ground water), which provides that a community water system serving 1,000 people or fewer may be required to begin monitoring on an alternate schedule. Changes to § 109.301(3)(i)(E) are not being made in this final-form rulemaking; however, the TAC requested that clarification be provided in this preamble regarding this clause. To clarify, although required for primacy, this clause will not be applied in this Commonwealth as long as all PWSs are required to monitor for total coliform no less frequently than monthly. The special monitoring evaluation described in the Federal rule applies only to PWSs monitoring less frequently than monthly.

Proposed § 109.301(3)(ii)(B) regarding check samples was amended in response to public comments. The language added in this final-form rulemaking provides clarification that a PWS is not required to identify or collect a check sample at only one repeat monitoring location on either side of a routine location that tests positive for total coliform. Instead, a PWS may identify all connections within five connections upstream and five connections downstream as potentially available repeat monitoring locations and then, when needed, select from those identified sites the available taps for sampling. Further, the language added in this final-form rulemaking allows PWSs to obtain Department approval of sites identified in the sample siting plan that are located outside of five connections. This language incorporates the "alternative fixed locations" allowed under the Federal rule and offers greater flexibility to PWSs.

Proposed § 109.301(3)(ii)(D) was amended in response to public comment. The language added in this final-form rulemaking clarifies that when any check sample is total coliform positive and additional check samples are required, the PWS shall continue to collect check samples from the same three locations that were sampled in response to the routine sample testing positive. The language added in this final-form rulemaking is based on information provided from the EPA. The TAC provided comment regarding this language and its suggested language to provide additional clarification to this clause has been incorporated.

Section 109.301(3)(ii)(F) was added in this final-form rulemaking in response to public comment. The clause provides PWSs the opportunity to collect check samples from locations not identified in its sample siting plan in the event that the locations identified in the plan are unavailable. This added clause provides greater flexibility

to PWSs and dispels concerns that if an identified repeat monitoring location is unavailable then a PWS has no alternative for complying with the regulation. The TAC provided comment regarding this language and its suggested edits to provide additional clarification to this clause have been incorporated.

§ 109.409. Tier 2 public notice—categories, timing and delivery of notice

Proposed § 109.409(a)(3) (relating to Tier 2 public notice—categories, timing and delivery of notice), which concerned failure to report *E. coli* MCL or positive *E. coli* routine or check sampling results, was deleted and added to the Tier 3 requirements in § 109.410(a)(5) (relating to Tier 3 public notice—categories, timing and delivery of notice) in response to public comments.

§ 109.410. Tier 3 public notice—categories, timing and delivery of notice

Section 109.410(a)(5) was moved from proposed § 109.409(a)(3) in response to public comments and now reflects 40 CFR 141.204(a)(6) (relating to Tier 3 Public Notice—Form, manner, and frequency of notice).

Section 109.410(a)(6), concerning failure to submit a completed assessment form, was added as a Tier 3 notice category in response to public comments and now reflects 40 CFR 141.204(a)(6).

Section 109.410(a)(7), concerning failure to submit certification of completion of seasonal system start-up procedures, was added as a Tier 3 notice category in response to public comments and now reflects 40 CFR 141.204(a)(6).

§ 109.701. Reporting and recordkeeping

Proposed § 109.701(a)(9)(i), which would have required a PWS to provide notice to the Department if a Level 1 or Level 2 assessment was triggered, was deleted to eliminate a reporting burden on PWSs. The Federal rule does not require PWSs to notify the state when an assessment is triggered.

Section 109.701(a)(9)(ii) was renumbered as § 109.701(a)(9)(i).

Section 109.701(a)(9)(iii) was renumbered as § 109.701(a)(9)(ii).

§ 109.810. Reporting and notification requirements

Proposed language in § 109.810(b) (relating to reporting and notification requirements) was amended by adding language to ensure that laboratories also provide sufficient notification to a public water supplier and the Department in the event that a seasonal start-up sample tests positive for total coliform to help ensure seasonal systems do not open prior to obtaining a negative test result.

F. Benefits, Costs and Compliance

Benefits

This final-form rulemaking will affect all 8,868 PWSs serving approximately 12.75 million residents in this Commonwealth. The residents of this Commonwealth will benefit from the avoidance of a full range of health effects from the consumption of contaminated drinking water such as acute illness, endemic and epidemic disease, waterborne disease outbreaks and death.

As discussed by the EPA in the preamble to the Federal RTCR, the benefits of the Federal rule are largely unquantifiable but include the potential for decreased incidence of endemic illness from fecal contamination and

other waterborne pathogens, increased knowledge regarding system operation, accelerated maintenance and repair, avoided costs of outbreaks and reductions in averting behavior. See 78 FR 10269, 10308—10320.

Compliance costs

Compliance costs were derived from the EPA's economic analysis. The preamble published at 78 FR 10269, 10320 defined these costs as “the net change in costs resulting from revisions to the 1989 TCR rather than absolute total costs of implementing the 1989 TCR as revised by the RTCR.” National costs were adjusted to represent the ratio of PWSs in this Commonwealth compared to the number of PWSs Nationwide. It is estimated that water systems in this Commonwealth will bear nearly \$1.72 million of this total annual cost. The following figures represent estimated annual cost by system type: community water systems—\$126.77 per system/year; nontransient noncommunity water systems—\$128.90 per system/year; and transient noncommunity water systems—\$229.31 per system/year.

This estimate includes costs for all PWSs being required to monitor for total coliform monthly. It is important to note that mandating monthly monitoring for all PWSs will eliminate the Federal requirement to collect three additional samples in the month following a total coliform positive sample. Based on a 5-year average of approximately 580 positive samples per year, regulated noncommunity water systems are expected to not incur approximately \$40,000 per year in these extra sampling costs.

Compliance assistance plan

The Safe Drinking Water Program utilizes the Commonwealth's Pennsylvania Infrastructure Investment Authority Program to offer financial assistance to eligible PWSs. This assistance is in the form of a low-interest loan, with some augmenting grant funds for hardship cases. Eligibility is based upon factors such as public health impact, compliance necessity and project/operational affordability.

The Safe Drinking Water Program established a network of regional and central office training staff that is responsive to identifiable training needs. The target audience in need of training may be either program staff or the regulated community.

In addition to this network of training staff, the Bureau of Safe Drinking Water has staff dedicated to providing both training and outreach support services to PWS operators. The Department's web site also provides timely and useful information for treatment plant operators.

Paperwork requirements

Paperwork requirements include the following: revisions to a sample siting plan; completion of a Level 1 or Level 2 assessment form, or both, when sample results indicate the presence of total coliform or *E. coli*, or both, in a sufficient number of samples as designated by the regulations; submission of a seasonal system start-up plan for PWSs that operate seasonally; and annual submission of a form to the Department certifying that a seasonal system start-up plan was implemented prior to opening for the season.

G. Sunset Review

These regulations will be reviewed in accordance with the sunset review schedule published by the Department to determine whether the regulations effectively fulfill the goals for which they were intended.

H. Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on September 22, 2015, the Department submitted a copy of the notice of proposed rulemaking, published at 45 Pa.B. 5943 (October 3, 2015), to IRRC and the Chairpersons of the House and Senate Environmental Resources and Energy Committees for review and comment.

Under section 5(c) of the Regulatory Review Act, the Department shall submit to IRRC and the House and Senate Committees copies of comments received during the public comment period, as well as other documents when requested. In preparing the final-form rulemaking, the Department has considered all comments from IRRC and the public.

Under section 5.1(j.2) of the Regulatory Review Act (71 P.S. § 745.5a(j.2)), on August 17, 2016, the final-form rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on August 18, 2016, and approved the final-form rulemaking.

I. Findings

The Board finds that

(1) Public notice of proposed rulemaking was given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202) and regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2.

(2) A public comment period was provided as required by law, and all comments were considered.

(3) These regulations do not enlarge the purpose of the proposed rulemaking published 45 Pa.B. 5943.

(4) These regulations are necessary and appropriate for administration and enforcement of the authorizing acts identified in Section C of this preamble.

J. Order

The Board, acting under the authorizing statutes, orders that:

(a) The regulations of the Department, 25 Pa. Code Chapter 109, are amended by adding § 109.715 and amending §§ 109.1, 109.202, 109.301, 109.303, 109.408, 109.409, 109.410, 109.701, 109.702, 109.705, 109.810, 109.901, 109.903, 109.1003 and 109.1008 to read as set forth in Annex A, with ellipses referring to the existing text of the regulations

(*Editor's Note:* The amendment to § 109.410 was not included in the proposed rulemaking published at 45 Pa.B. 5943.)

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

(c) The Chairperson of the Board shall submit this order and Annex A to IRRC and the Senate and House Committees as required under the Regulatory Review Act (71 P.S. §§ 745.1—745.14).

(d) The Chairperson of the Board shall certify this order and Annex A and deposit them with the Legislative Reference Bureau, as required by law.

(e) This order shall take effect immediately.

PATRICK McDONNELL,
Acting Chairperson

(*Editor's Note:* See 46 Pa.B. 5790 (September 3, 2016) for IRRC's approval order.)

Fiscal Note: Fiscal Note 7-494 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 25. ENVIRONMENTAL PROTECTION PART I. DEPARTMENT OF ENVIRONMENTAL PROTECTION

Subpart C. PROTECTION OF NATURAL RESOURCES

ARTICLE II. WATER RESOURCES

CHAPTER 109. SAFE DRINKING WATER

Subchapter A. GENERAL PROVISIONS

§ 109.1. Definitions.

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

* * * * *

Lead service line—A service line made of lead which connects a water main to a building inlet and a lead pigtail, gooseneck or other fitting which is connected to the lead line.

Level 1 assessment—An evaluation to identify the possible presence of sanitary defects, defects in distribution system coliform monitoring practices and, when possible, the likely reason that the system triggered the assessment.

Level 2 assessment—An evaluation to identify the possible presence of sanitary defects, defects in distribution system coliform monitoring practices and, when possible, the likely reason that the system triggered the assessment. This assessment provides a more detailed examination of the system, including the system's monitoring and operational practices, than does a Level 1 assessment through the use of more comprehensive investigation and review of available information, additional internal and external resources, and other relevant practices.

Liquid from dewatering processes—A stream containing liquids generated from a unit used to concentrate solids for disposal.

* * * * *

SUVA—Specific ultraviolet absorption at 254 nanometers (nm)—An indicator of the humic content of water. It is a calculated parameter obtained by dividing a sample's ultraviolet absorption at a wavelength of 254 nm (UV_{254}) (in m^{-1}) by its concentration of dissolved organic carbon (DOC) (in mg/L).

Sanitary defect—A defect that could provide a pathway of entry for microbial contamination into the distribution system or that is indicative of a failure or imminent failure in a barrier that is already in place.

Sanitary survey—An onsite review and evaluation of a public water system's source, facilities and equipment and the operation and maintenance procedures used by a public water supplier for producing and distributing safe drinking water.

Seasonal system—A noncommunity water system that is not operated as a public water system on a year-round basis and starts up and shuts down at the beginning and end of each operating season.

Sedimentation—A process for the removal of solids before filtration by gravity or separation.

* * * * *

Subchapter B. MCLs, MRDLs OR TREATMENT TECHNIQUE REQUIREMENTS

§ 109.202. State MCLs, MRDLs and treatment technique requirements.

* * * * *

(c) *Treatment technique requirements for pathogenic bacteria, viruses and protozoan cysts.* A public water system shall provide adequate treatment to reliably protect users from the adverse health effects of microbiological contaminants, including pathogenic bacteria, viruses and protozoan cysts. The number and type of treatment barriers and the efficacy of treatment provided shall be commensurate with the type, degree and likelihood of contamination in the source water.

* * * * *

(3) A community public water system shall provide continuous disinfection and comply with Subchapter M (relating to additional requirements for groundwater sources) for groundwater sources.

(4) Public water systems shall conduct assessments in accordance with § 109.705(b) (relating to system evaluations and assessments) after meeting any of the triggers under subparagraph (i) or (ii). Failure to conduct an assessment or complete a corrective action in accordance with § 109.705(b) is a treatment technique violation requiring 1-hour reporting in accordance with § 109.701(a)(3) and public notification in accordance with § 109.409 (relating to Tier 2 public notice—categories, timing and delivery of notice).

(i) A Level 1 assessment is triggered if any of the following conditions occur:

(A) For systems taking 40 samples or more per month under § 109.301(3), the system exceeds 5.0% total coliform-positive samples for the month.

(B) For systems taking fewer than 40 samples per month under § 109.301(3), the system has two or more total coliform-positive samples in the same month.

(C) The system fails to take every required check sample under § 109.301(3) after any single total coliform-positive sample.

(ii) A Level 2 assessment is triggered if any of the following conditions occur:

(A) A system fails to meet the *E. coli* MCL as specified under subsection (a)(2).

(B) A system triggers another Level 1 assessment, as defined in subparagraph (i), within a rolling 12-month period, unless the Department has determined a likely reason that the samples that caused the first Level 1 assessment were total coliform-positive and has established that the system has corrected the problem.

(5) Failure by a seasonal water system to complete the approved start-up procedure prior to serving water to the public as required under § 109.715 (relating to seasonal systems) is a treatment technique violation requiring 1-hour reporting in accordance with § 109.701(a)(3) and public notification in accordance with § 109.409.

(d) *Fluoride.* A public water system shall comply with the primary MCL for fluoride of 2 mg/L, except that a noncommunity water system implementing a fluoridation program approved by the Department of Health and

using fluoridation facilities approved by the Department under § 109.505 (relating to requirements for noncommunity water systems) may exceed the MCL for fluoride but may not exceed the fluoride level approved by the Department of Health. The secondary MCL for fluoride of 2 mg/L established by the EPA under 40 CFR 143.3 (relating to secondary maximum contaminant levels) is not incorporated into this chapter.

* * * * *

Subchapter C. MONITORING REQUIREMENTS

§ 109.301. General monitoring requirements.

Public water suppliers shall monitor for compliance with MCLs, MRDLs and treatment technique requirements in accordance with the requirements established by the EPA under the National Primary Drinking Water Regulations, 40 CFR Part 141 (relating to National primary drinking water regulations), except as otherwise established by this chapter unless increased monitoring is required by the Department under § 109.302 (relating to special monitoring requirements). Alternative monitoring requirements may be established by the Department and may be implemented in lieu of monitoring requirements for a particular National Primary Drinking Water Regulation if the alternative monitoring requirements are in conformance with the Federal act and regulations. The monitoring requirements shall be applied as follows:

* * * * *

(3) *Monitoring requirements for coliforms.* Public water systems shall determine the presence or absence of total coliforms for each routine or check sample; and, the presence or absence of *E. coli* for a total coliform positive sample in accordance with analytical techniques approved by the Department under § 109.304 (relating to analytical requirements). A system may forego *E. coli* testing on a total coliform-positive sample if the system assumes that any total coliform-positive sample is also *E. coli*-positive. A system which chooses to forego *E. coli* testing shall, under § 109.701(a)(3), notify the Department within 1 hour after the water system learns of the violation or the situation, and shall provide public notice in accordance with § 109.408 (relating to Tier 1 public notice—categories, timing and delivery of notice) if there is a violation of the *E. coli* MCL as set forth in subparagraph (iv).

(i) *Frequency.* Public water systems shall collect monthly samples at regular time intervals throughout the monitoring period as specified in the system distribution sample siting plan under § 109.303(a)(2) (relating to sampling requirements). Systems which use groundwater and serve 4,900 persons or fewer may collect all required samples on a single day if they are from different sampling sites in the distribution system.

(A) The number of monthly total coliform samples that a public water system shall take is based on the population served by the system as follows:

<i>Population Served</i>	<i>Minimum Number of Samples per Month</i>
25 to 1,000	1
1,001 to 2,500	2
2,501 to 3,300	3
3,301 to 4,100	4
4,101 to 4,900	5
4,901 to 5,800	6

<i>Population Served</i>	<i>Minimum Number of Samples per Month</i>
5,801 to 6,700	7
6,701 to 7,600	8
7,601 to 8,500	9
8,501 to 12,900	10
12,901 to 17,200	15
17,201 to 21,500	20
21,501 to 25,000	25
25,001 to 33,000	30
33,001 to 41,000	40
41,001 to 50,000	50
50,001 to 59,000	60
59,001 to 70,000	70
70,001 to 83,000	80
83,001 to 96,000	90
96,001 to 130,000	100
130,001 to 220,000	120
220,001 to 320,000	150
320,001 to 450,000	180
450,001 to 600,000	210
600,001 to 780,000	240
780,001 to 970,000	270
970,001 to 1,230,000	300
1,230,001 to 1,520,000	330
1,520,001 to 1,850,000	360
1,850,001 to 2,270,000	390
2,270,001 to 3,020,000	420
3,020,001 to 3,960,000	450
3,960,001 or more	480

(B) A public water system that uses either a surface water or a GUDI source and does not practice filtration in compliance with Subchapter B (relating to MCLs, MRDLs or treatment technique requirements) shall collect at least one total coliform sample at the entry point, or an equivalent location as determined by the Department, within 24 hours of each day that the turbidity level in the source water, measured as specified in paragraph (2)(i)(B), exceeds 1.0 NTU. The Department may extend this 24-hour collection limit to a maximum of 72 hours if the system adequately demonstrates a logistical problem outside the system's control in having the sample analyzed within 30 hours of collection. A logistical problem outside the system's control may include a source water turbidity result exceeding 1.0 NTU over a holiday or weekend in which the services of a Department certified laboratory are not available within the prescribed sample holding time. These sample results shall be included in determining compliance with the MCL for *E. coli* established under § 109.202(a)(2) and whether an assessment has been triggered under § 109.202(c)(4).

(C) Prior to serving water to the public each season, a seasonal system shall collect one or more total coliform samples in accordance with the Department-approved start-up procedure specified in § 109.715 (relating to seasonal systems) until coliforms are not detected in a set

of samples. These samples are considered special purpose samples under subparagraph (v).

(D) A system may take more than the minimum number of required routine samples only if the samples are collected in accordance with § 109.303(a)(2) and are included in the sample siting plan in accordance with § 109.701(a)(5). These samples shall be included in determining whether an assessment has been triggered under § 109.202(c)(4).

(E) A community water system serving 1,000 people or fewer or a noncommunity water system may be required to begin monitoring on an alternate schedule established by the Department. This determination will be made based on the results of a special monitoring evaluation performed during a sanitary survey. The system shall continue monitoring on the alternate schedule until otherwise notified by the Department.

(ii) *Repeat monitoring.* A public water system shall collect a set of check samples within 24 hours of being notified of a total coliform-positive routine sample, a total coliform-positive check sample or a total coliform-positive sample collected under subparagraph (i)(B). The Department may extend this 24-hour collection limit to a maximum of 72 hours if the system adequately demonstrates a logistical problem outside the system's control in having the check samples analyzed within 30 hours of collection. A logistical problem outside the system's control may include a coliform-positive sample result received over a holiday or weekend in which the services of a Department accredited laboratory are not available within the prescribed sample holding time.

(A) A public water system shall collect at least three check samples for each routine total coliform-positive sample found.

(B) The system shall collect at least one check sample from the sampling tap where the original total coliform-positive sample was taken. The system shall also collect at least one check sample at any tap within five service connections upstream of the original coliform-positive sample and at least one check sample at any tap within five service connections downstream of the original sampling site unless alternative locations are approved by the Department in accordance with § 109.701(a)(5). If a total coliform-positive sample occurs at the end of the distribution system or one service connection away from the end of the distribution system, the water supplier shall collect an additional check sample upstream of the original sample site in lieu of a downstream check sample.

(C) A system shall collect all check samples on the same day, except that a system with a single service connection may collect the required set of check samples all on the same day or consecutively over a 3-day period.

(D) At a minimum, the system shall collect one set of check samples for each total coliform-positive routine sample. If a check sample is total coliform-positive, the public water system shall collect an additional set of check samples from the same locations in the manner specified in this subparagraph. The system shall continue to collect additional sets of check samples from the same locations until either total coliforms are not detected in a set of check samples, or the system determines that an assessment has been triggered under § 109.202(c)(4).

(E) Results of all routine and check samples not invalidated by the Department shall be included in determining compliance with the MCL for *E. coli* as established under § 109.202(a)(2) or whether an assessment has been triggered under § 109.202(c)(4).

(F) If an upstream or downstream repeat monitoring location identified in the sample siting plan is not available in the time frame specified in this subparagraph, the public water system shall notify the Department prior to collecting the check sample that the check sample will be collected from a location within reasonable proximity to the routine monitoring location.

(iii) *Invalidation of total coliform samples.* A total coliform sample invalidated under this paragraph does not count towards meeting the minimum monitoring requirements of this section.

(A) The Department may invalidate a total coliform-positive sample if one of the following applies:

(I) The laboratory which performed the analysis establishes that improper sample analysis caused the total coliform-positive result.

(II) A domestic or other nondistribution system plumbing problem exists when a coliform contamination incident occurs that is limited to a specific service connection from which a coliform-positive sample was taken in a public water system with more than one service connection. The Department's determination to invalidate a sample will be based on a total coliform-positive check sample collected at the same tap as the original total coliform-positive sample and all total coliform-negative check samples collected within five service connections of the original total coliform positive sample. This type of sample invalidation does not apply to public water systems with only one service connection.

(III) A total coliform-positive sample result is due to a circumstance or condition which does not reflect water quality in the distribution system. The Department's decision to invalidate a sample will be based on evidence that the sample result does not reflect water quality in the distribution system. In this case, the system shall still collect all check samples required under subparagraph (ii) to determine compliance with the MCL for *E. coli* as established under § 109.202(a)(2) or whether an assessment has been triggered under § 109.202(c)(4). The decision to invalidate a total coliform-positive sample result and supporting evidence will be documented by the Department, in writing, and approved and signed by the supervisor of the Department official who recommended the decision.

(B) A laboratory shall invalidate a total coliform sample if no total coliforms are detected and one of the following occurs:

(I) The sample produces a turbid culture in the absence of gas production using an analytical method where gas formation is examined.

(II) The sample exhibits confluent growth or produces colonies too numerous to count with an analytical method using a membrane filter.

(III) The sample produces a turbid culture in the absence of an acid reaction in the Presence-Absence Coliform Test.

(C) If a laboratory invalidates a sample because of interference as specified in clause (B), the laboratory shall notify the system within 1 business day to collect another sample from the same location as the original sample within 24 hours of being notified of the interference and have it analyzed for the presence of total coliforms. The system shall resample within 24 hours of being notified of interference and continue to resample every 24 hours until it receives a valid result. The Department may extend this 24-hour limit to a maximum of 72 hours if the

system adequately demonstrates a logistical problem outside the system's control in having the resamples analyzed within 30 hours. A logistical problem outside the system's control may include a notification of a laboratory sample invalidation, due to interference, which is received over a holiday or weekend in which the services of a Department accredited laboratory are not available within the prescribed sample holding time.

(iv) *Compliance determinations.*

(A) A system is in compliance with the MCL for *E. coli* as specified under § 109.202(a)(2) for samples taken under this paragraph unless any of the following conditions occur:

(I) The system has an *E. coli*-positive check sample following a total coliform-positive routine sample.

(II) The system has a total coliform-positive check sample following an *E. coli*-positive routine sample.

(III) The system fails to take all required check samples following an *E. coli*-positive routine sample.

(IV) The system fails to test for *E. coli* when any check sample tests positive for total coliform.

(B) A public water system shall determine compliance with the MCL for *E. coli* in clause (A) for each month in which it is required to monitor for total coliforms.

(v) *Special purpose samples.* Special purpose samples, such as those taken to determine whether disinfection practices are sufficient following pipe placement, replacement or repair, those taken to investigate potential problems in the distribution system or those collected as part of a seasonal system start-up procedure, may not be used to determine compliance with the MCL for *E. coli* as established under § 109.202(a)(2) or whether an assessment has been triggered under § 109.202(c)(4). Check samples taken under subparagraph (ii) are not considered special purpose samples, and shall be used to determine compliance with the monitoring, MCL and treatment technique requirements for total coliforms and *E. coli* established under § 109.202(a)(2) and (c)(4).

* * * * *

§ 109.303. Sampling requirements.

(a) The samples taken to determine a public water system's compliance with MCLs or MRDLs or to determine compliance with monitoring requirements shall be taken at the locations identified in §§ 109.301 and 109.302 (relating to general monitoring requirements; and special monitoring requirements), or as follows:

(1) Samples for determining compliance with the turbidity MCL shall be taken at each entry point associated with a surface water source that the Department has determined shall be filtered.

(2) Samples for determining compliance with the *E. coli* MCL under § 109.202(a)(2) (relating to State MCLs, MRDLs and treatment technique requirements) and for determining whether an assessment is triggered under § 109.202(c)(4) shall be taken at regular intervals throughout the monitoring period at sites which are representative of water throughout the distribution system according to a written sample siting plan as specified under § 109.701(a)(5) (relating to reporting and recordkeeping). Representative locations include, but are not limited to, the following:

- (i) Dead ends.
- (ii) First service connection.

- (iii) Finished water storage facilities.
 - (iv) Interconnections with other public water systems.
 - (v) Areas of high water age.
 - (vi) Areas with previous coliform detections.
- (3) Samples for determining compliance with the fluoride MCL shall be taken at each entry point.

* * * * *

Subchapter D. PUBLIC NOTIFICATION

§ 109.408. Tier 1 public notice—categories, timing and delivery of notice.

(a) *General violation categories and other situations requiring a Tier 1 public notice.* A public water supplier shall provide Tier 1 public notice for the following circumstances:

- (1) Violation of the MCL for *E. coli*, as specified in § 109.202(a)(2) (relating to State MCLs, MRDLs and treatment technique requirements), or when the water supplier fails to test for *E. coli* when any check sample tests positive for coliforms, as specified in § 109.301(3) (relating to general monitoring requirements).

* * * * *

§ 109.409. Tier 2 public notice—categories, timing and delivery of notice.

(a) *General violation categories and other situations requiring a Tier 2 public notice.* A public water supplier shall provide Tier 2 public notice for the following circumstances:

- (1) All violations of the primary MCL, MRDL, treatment technique requirements and failure to take corrective action in Subchapters B, C, G, K, L or M, except when a Tier 1 notice is required under § 109.408 (relating to Tier 1 public notice—categories, timing and delivery of notice) or when the Department determines that a Tier 1 notice is required. The tier assignment for fluoride is not incorporated by reference. Under § 109.202(d) (relating to State MCLs, MRDLs and treatment technique requirements), a public water system shall comply with the primary MCL for fluoride of 2 mg/L. As such, a public water supplier shall provide Tier 2 public notice for violation of the primary MCL for fluoride.

(2) Violations of the monitoring requirements in Subchapter C, K or M (relating to monitoring requirements; lead and copper; and additional requirements for groundwater sources), when the Department determines that a Tier 2 rather than a Tier 3 public notice is required, taking into account potential health impacts and persistence of the violation.

(3) Failure to comply with the terms and conditions of any variance or exemption in place under Subchapter I (relating to variances and exemptions issued by the Department).

(4) Other violations or situations determined by the Department to require a Tier 2 public notice, taking into account potential chronic health impacts and persistence of the violation.

(b) *Timing for a Tier 2 public notice.* A public water supplier shall do the following:

- (1) Report the circumstances to the Department within 1 hour of discovery of a violation under subsection (a)(1), in accordance with § 109.701(a)(3) (relating to reporting and recordkeeping).

(2) Provide the public notice as soon as possible, but no later than 30 days after the system learns of the violation. If the public notice is posted, the notice must remain in place for as long as the violation or situation persists, but in no case for less than 7 days, even if the violation or situation is resolved. The Department may, in appropriate circumstances, allow additional time for the initial notice of up to 3 months from the date the system learns of the violation. The Department will not grant an extension across the board or for an unresolved violation. Extensions granted by the Department will be in writing.

(3) Repeat the notice every 3 months as long as the violation or situation persists, unless the Department determines that appropriate circumstances warrant a different repeat notice frequency. In no circumstances may the repeat notice be given less frequently than once per year. The Department will not allow less frequent repeat notices across the board; or for a violation of a treatment technique requirement for pathogenic bacteria, viruses and protozoan cysts as defined in § 109.202(c); or for other ongoing violations. Determinations granted by the Department for less frequent repeat notices will be in writing.

(c) *Form and manner of a Tier 2 public notice.* A public water supplier shall provide the initial public notice and any repeat notices in a form and manner that is reasonably designed to reach all persons served in the required time period. The form and manner of the public notice may vary based on the specific situation and type of water system, but the public water supplier shall at a minimum meet the following requirements:

(1) Unless directed otherwise by the Department in writing, community water systems shall provide notice using the following forms of delivery:

(i) Mail or other direct delivery to each customer receiving a bill and to other service connections to which water is delivered by the public water system.

(ii) Any other method reasonably designed to reach other persons regularly served by the system, if they would not normally be reached by the notice required in subparagraph (i). Those persons may include those who do not pay water bills or do not have service connection addresses such as house renters, apartment dwellers, university students, nursing home patients or prison inmates. Other methods may include publication in a local newspaper, delivery of multiple copies for distribution by customers that provide their drinking water to others (such as apartment building owners or large private employers), posting in public places served by the system or on the Internet or delivery to community organizations.

(2) Unless directed otherwise by the Department in writing, noncommunity water systems shall provide notice using the following forms of delivery:

(i) Posting the notice in conspicuous locations throughout the distribution system frequented by persons served by the system, or by mail or direct delivery to each customer and service connection, when known.

(ii) Any other method reasonably designed to reach other persons served by the system if they would not normally be reached by the notice required in subparagraph (i). Those persons may include those served who may not see a posted notice because the posted notice is not in a location they routinely pass by. Other methods may include publication in a local newspaper or newsletter distributed to customers, use of e-mail to notify

employees or students or delivery of multiple copies in central locations such as community centers.

§ 109.410. Tier 3 public notice—categories, timing and delivery of notice.

(a) *General violation categories and other situations requiring a Tier 3 public notice.* A public water supplier shall provide Tier 3 public notice for the following circumstances:

(1) Monitoring violations under Subchapter C, K, L or M, except when a Tier 1 notice is required under § 109.408 (relating to Tier 1 public notice—categories, timing and delivery of notice) or when the Department determines that a Tier 2 notice is required.

(2) Reporting and record maintenance violations under § 109.701(h) (relating to reporting and recordkeeping).

(3) Operation under a variance or an exemption granted under Subchapter I (relating to variances and exemptions issued by the Department).

(4) Availability of unregulated contaminant monitoring results, as required under 40 CFR 141.40 (relating to monitoring requirements for unregulated contaminants).

(5) Failure to report an *E. coli* MCL violation or an *E. coli*-positive routine or check sample as required under § 109.701(a)(3)(iv).

(6) Failure to submit a completed assessment form in accordance with § 109.701(a)(9).

(7) Failure to submit certification of completion of a Department-approved start-up procedure by a seasonal system in accordance with § 109.715(e) (relating to seasonal systems).

(b) *Timing for a Tier 3 public notice.*

(1) A public water supplier shall provide the public notice no later than 1 year after the public water system learns of the violation or situation or begins operating under a variance or exemption. Following the initial notice, the water supplier shall repeat the notice annually for as long as the violation, variance, exemption or other situation persists. If the public notice is posted, the notice shall remain in place for as long as the violation, variance, exemption or other situation persists, but in no case may the initial and annual repeat notice be posted for less than 7 days (even if the violation or situation is resolved).

(2) Instead of individual Tier 3 public notices, a public water supplier may use an annual report detailing all violations and situations that occurred during the previous 12 months, as long as the timing requirements of paragraph (1) are met.

(c) *Delivery of a Tier 3 public notice.* A public water supplier shall provide the initial notice and any repeat notices in a form and manner that is reasonably designed to reach all persons served in the required time period. The form and manner of the public notice may vary based on the specific situation and type of water system, but the public water supplier shall, at a minimum, meet the following requirements:

(1) Unless directed otherwise by the Department in writing, community water systems shall provide notice using the following forms of delivery:

(i) Mail or other direct delivery to each customer receiving a bill and to other service connections to which water is delivered by the public water system.

(ii) Any other method reasonably designed to reach other persons regularly served by the system, if they would not normally be reached by the notice required in subparagraph (i). Those persons may include those who do not pay water bills or do not have service connection addresses such as house renters, apartment dwellers, university students, nursing home patients or prison inmates. Other methods may include publication in a local newspaper, delivery of multiple copies for distribution by customers that provide their drinking water to others (such as apartment building owners or large private employers), posting in public places or on the Internet or delivery to community organizations.

(2) Unless directed otherwise by the Department in writing, noncommunity water systems shall provide notice using the following forms of delivery:

(i) Posting the notice in conspicuous locations throughout the distribution system frequented by persons served by the system, or by mail or direct delivery to each customer and service connection, if known.

(ii) Any other method reasonably designed to reach other persons served by the system, if they would not normally be reached by the notice required in subparagraph (i). Those persons may include those who may not see a posted notice because the notice is not in a location they routinely pass by. Other methods may include publication in a local newspaper or newsletter distributed to customers, use of e-mail to notify employees or students or delivery of multiple copies in central locations such as community centers.

(d) *Use of a CCR to meet the Tier 3 public notice requirements.* For community water systems, the CCR required under § 109.416 (relating to CCR requirements) may be used as a vehicle for the initial Tier 3 public notice and all required repeat notices, as long as the following conditions are met:

(1) The CCR is provided to persons served no later than 12 months after the system learns of the violation or situation as required under subsection (b).

(2) The Tier 3 notice contained in the CCR follows the content requirements under § 109.411 (relating to content of a public notice).

(3) The CCR is distributed following the delivery requirements under subsection (c).

Subchapter G. SYSTEM MANAGEMENT RESPONSIBILITIES

§ 109.701. Reporting and recordkeeping.

(a) *Reporting requirements for public water systems.* Public water systems shall comply with the following requirements:

* * * * *

(3) *One-hour reporting requirements.* A public water supplier shall report the circumstances to the Department within 1 hour of discovery for the following violations or situations:

(i) A primary MCL or an MRDL has been exceeded or a treatment technique requirement has been violated under Subchapter B, K, L or M.

(ii) A sample result requires the collection of check samples under § 109.301.

(iii) Circumstances exist which may adversely affect the quality or quantity of drinking water including, but not limited to:

(A) The occurrence of a waterborne disease outbreak.

(B) A failure or significant interruption in key water treatment processes.

(C) A natural disaster that disrupts the water supply or distribution system.

(D) A chemical spill.

(E) An unexpected loading of possible pathogens into the source water that significantly increases the potential for drinking water contamination.

(F) An overfeed of a drinking water treatment chemical that exceeds a published maximum use value, such as National Sanitation Foundation's "Maximum Use Value," as applicable.

(G) A situation that causes a loss of positive water pressure in any portion of the distribution system where there is evidence of contamination or a water supplier suspects a high risk of contamination.

(H) A lack of resources that adversely affect operations, such as staff shortages, notification by the power utility of planned lengthy power outages or imminent depletion of treatment chemical inventories.

(iv) Any sample result is *E. coli*-positive.

(4) *Notice.* The water supplier shall, within 10 days of completion of each public notification required under Subchapter D (relating to public notification) with the exception of a CCR, submit to the Department a certification that it has fully complied with the public notification requirements. The water supplier shall include with this certification a representative copy of each type of notice distributed, published, posted and made available to persons served by the system and to the media and a description of the means undertaken to make the notice available.

(5) *Siting plan.* The water supplier shall submit to the Department a written sample siting plan for routine and repeat coliform sampling as required under § 109.301(3) by September 24, 2016. A public water system that begins operation after September 24, 2016, shall submit the sample siting plan prior to serving water to the public.

(i) A sample siting plan must include, at a minimum, the following:

(A) A list of sample site locations as specified in § 109.303(a)(2) (relating to sampling requirements) in the distribution system to be used for routine monitoring purposes.

(B) The name of the company or individual collecting the samples.

(C) A sample collection schedule.

(D) Available repeat monitoring locations for each routine monitoring location.

(E) Triggered source water monitoring locations as specified under § 109.1303 (relating to triggered monitoring requirements for groundwater sources).

(F) The population served by the system.

(G) A description of the accessibility of sample sites.

(H) The beginning and ending dates of each operating season for seasonal systems.

(ii) A water supplier shall revise and resubmit its sample siting plan within 30 days of notification by the Department of a sample siting plan which fails to meet the criteria in subparagraph (i).

(iii) The water supplier shall notify the Department of subsequent revisions to a coliform sample siting plan as they occur. Revisions to a coliform sample siting plan shall be submitted in written form to the Department within 30 days of notifying the Department of the revisions.

(6) *Records.* Upon request by the Department, the water supplier shall submit copies of records required to be maintained under this subchapter.

(7) *Form.* Reports required by this chapter shall be submitted in a manner or form acceptable to the Department.

(8) *Reporting requirements for disinfectant residuals.* In addition to the reporting requirements specified in paragraph (1), public water systems shall report MRDL monitoring data as follows:

(i) Systems monitoring for chlorine dioxide under § 109.301(13) shall report the number of days chlorine dioxide was used at each entry point during the last month.

(ii) Systems monitoring for either chlorine or chloramines under § 109.301(13) shall report the following:

(A) The number of samples taken during the month.

(B) The arithmetic average of all distribution samples taken in the last month.

(9) *Level 1 and Level 2 assessments.* A public water supplier shall:

(i) Submit an assessment form completed in accordance with § 109.705(b) (relating to system evaluations and assessments) to the Department within 30 days after the system learns that it has exceeded a trigger under § 109.202(c)(4).

(ii) Submit a revised assessment form in accordance with § 109.705(b) within 30 days of notification from the Department that revisions are necessary.

(10) *Noncompliance report.* Except where a different reporting period is specified in this chapter, the water supplier shall report to the Department within 48 hours the failure to comply with any National Primary Drinking Water Regulation, including the failure to comply with any monitoring requirement set forth in this chapter.

(b) *Reporting requirements for community water systems.* In addition to the reporting requirements for a public water system, a community water supplier shall comply with the following requirements:

* * * * *

(d) *Record maintenance.* The public water supplier shall retain on the premises of the public water system or at a convenient location near the premises the following:

(1) Records of bacteriological and turbidity analyses which shall be kept for at least 5 years, and records of chemical analyses which shall be kept for at least 12 years. Actual laboratory reports may be kept, or data may be transferred to tabular summaries, if the following information is included:

(i) The date, place and time of sampling, and the name of the person who collected the sample.

(ii) Identification of the sample as to whether it was a routine distribution system sample, check sample, raw or finished water sample, or other special purpose sample.

(iii) The date of analysis.

(iv) The laboratory, certification number and person responsible for performing the analysis.

(v) The analytical technique and methods used.

(vi) The results of the analysis.

(2) Records of performance monitoring required under § 109.301, except for turbidity, which shall be kept for at least 3 years. Records of turbidity performance monitoring required under § 109.301 shall be kept for at least 5 years. At a minimum, these records must contain the reporting requirements under subsection (a).

(3) Records of action taken by the public water supplier to correct violations of MCLs, MRDLs or treatment technique requirements, which shall be kept for at least 3 years after the last action taken with respect to the particular violation involved.

(4) Copies of written reports or communications relating to sanitary surveys conducted by a water supplier or his agent, which shall be kept for at least 12 years.

(5) Records concerning a variance or exemption granted to the system which shall be kept at least 5 years following the expiration of the variance or exemption.

(6) Plans, specifications and permits for water system facilities which shall be kept for the life of the facility.

(7) Records concerning the use of acrylamide and epichlorohydrin shall be kept for at least 12 years. These records must include verification that the chemicals used were certified for conformance with ANSI/NSF Standard 60 in accordance with § 109.606 (relating to chemicals, materials and equipment) and that the combination— or product—of dose and monomer level did not exceed the following:

(i) Acrylamide = 0.05% dosed at 1 ppm (or equivalent).

(ii) Epichlorohydrin = 0.01% dosed at 20 ppm (or equivalent).

(8) Copies of public notifications issued under Subchapter D and certifications made to the Department under subsection (a)(4) shall be kept for 3 years after issuance.

(9) A copy of any assessment form and documentation of corrective actions completed as a result of those assessments or other available summary documentation of the sanitary defects and corrective actions taken under § 109.705(b) shall be kept at least 5 years after completion of the assessment or corrective action.

(e) *Reporting requirements for public water systems required to perform individual filter monitoring under § 109.301(1)(iv).*

* * * * *

§ 109.702. Operation and maintenance plan.

(a) A community water supplier shall develop an operation and maintenance plan for the community water system. The operation and maintenance plan must generally conform to the guidelines contained in the Department's *Public Water Supply Manual* and contain at least the following information:

(1) A description of the facilities.

(2) An explanation of startup and normal operation procedures.

(3) Procedures for repairing and replacing water mains that conform to the Department and water industry standards.

(4) A routine maintenance program.

(5) Records and reporting system.

(6) Sampling and analyses program.

(7) Public notification elements in accordance with Subchapter D (relating to public notification) that include:

(i) Public notice templates.

(ii) EPA contaminant fact sheets, when available.

(iii) An explanation of appropriate methods of delivery of public notice in accordance with Subchapter D.

(8) Staffing and training.

(9) System evaluation program as required under § 109.705(a) (relating to system evaluations and assessments) including the wellhead protection program for any water system that develops one under § 109.713 (relating to wellhead protection program).

(10) Safety program.

(11) Emergency plan and operating procedures.

(12) Manufacturer's manuals.

(13) An interconnect, valve and blowoff exercise and testing program.

(14) Date of last update.

(b) The community water supplier shall implement the operation and maintenance plan in accordance with accepted practices of the water supply industry.

(c) The community water supplier shall review and update the operation and maintenance plan as necessary to reflect changes in the operation or maintenance of the water system. The plan must be:

(1) Placed in secure locations which are readily accessible to the water system's personnel.

(2) Presented upon request to the Department.

(d) Noncommunity water suppliers may be directed by the Department to develop and implement an operation and maintenance plan as provided for in this section when the public health is threatened by inadequate operation and maintenance of the facilities.

§ 109.705. System evaluations and assessments.

(a) A community water supplier shall conduct an evaluation of the water system at least annually. The evaluation shall include the following activities:

(1) Watershed surveillance consisting of an inspection of portions of the drainage area or wellhead protection area necessary to identify and evaluate actual and probable sources of contamination. An inspection of a wellhead protection area shall include a review of available information pertaining to possible sources of contamination such as underground storage tanks, onlot disposal systems and other activities that may have an adverse impact on water quality or quantity. Specific hydrogeological studies of sources of contamination are not necessary unless required under § 109.4, § 109.602 or § 109.603 (relating to general requirements; acceptable design; and source quality and quantity) or other rules of the Department.

(2) Evaluation of source protection, intake structures and transmission facilities.

(3) Treatment facilities inspection consisting of an evaluation of the effectiveness of the operation and maintenance procedures and the condition and operability of permitted facilities.

(4) Evaluation of finished water storage facilities and the distribution system.

(5) Pressure surveys consisting of a measurement of pressures at representative points in the distribution system, which shall include new water line extensions. Surveys shall be made during periods of maximum and minimum usage. Records of these surveys shall show the date and time of the beginning and end of the test and the location at which the test was made.

(b) A public water system shall conduct Level 1 and 2 assessments required under § 109.202(c)(4) (relating to State MCLs, MRDLs and treatment technique requirements). The public water system shall also comply with any expedited actions or additional actions required by the Department in the case of an *E. coli* MCL violation.

(1) A Level 1 or Level 2 assessment must include review and identification of the following elements, at a minimum:

(i) Atypical events that could affect distributed water quality or indicate that distributed water quality was impaired.

(ii) Changes in distribution system maintenance and operation that could affect distributed water quality, including water storage.

(iii) Sources and treatment processes that impact distributed water quality.

(iv) Existing water quality monitoring data.

(v) Inadequacies in sample sites, sampling protocols and sample processing.

(2) Within 30 days of triggering a Level 1 or Level 2 assessment under § 109.202(c)(4), a public water system shall complete the appropriate assessment and submit a report to the Department on forms acceptable to the Department.

(3) A Level 1 assessment shall be conducted by competent personnel qualified to operate and maintain the water system's facilities.

(4) A Level 2 assessment shall be conducted by one or more individuals meeting the following criteria:

(i) Holds a valid certificate issued under Chapter 302 (relating to administration of the water and wastewater operators' certification program) to operate a water system.

(ii) Maintains certification in the appropriate class and subclassifications as defined in Chapter 302 for the size and treatment technologies for the water system being assessed.

(5) The Department may conduct a Level 1 or Level 2 assessment in addition to the assessment conducted by the public water system.

(6) In the completed assessment report, the public water system shall describe all sanitary defects identified, corrective actions completed and a proposed timetable for any corrective actions not already completed. The assessment report may also note that no sanitary defects were identified.

(7) If the Department determines that a Level 1 or Level 2 assessment is not sufficient, the public water system shall consult with the Department within 14 days of receiving written notification from the Department that the assessment is not sufficient. Following consultation, the Department may require a public water system to revise the assessment. A public water system shall submit

a revised assessment form to the Department no later than 30 days from the date of consultation.

(8) Public water systems shall correct sanitary defects found through either a Level 1 or Level 2 assessment conducted in accordance with this subsection. For corrections not completed by the time of submission of the assessment report, the public water system shall complete the corrective actions in compliance with a timetable approved by the Department in consultation with the system. The system shall notify the Department when each scheduled corrective action is completed.

(9) At any time during the assessment or corrective action phase, either the public water system or the Department may request a consultation with the other party to determine the appropriate actions to be taken. The public water system may consult with the Department on all relevant information that may impact its ability to comply with a requirement of this subsection.

(c) The following apply to significant deficiencies identified at public water systems supplied by a surface water source and public water systems supplied by a groundwater source under the direct influence of surface water:

(1) For sanitary surveys performed by the Department, a system shall respond in writing to significant deficiencies identified in sanitary survey reports no later than 45 days after receipt of the report, indicating how and on what schedule the system will address significant deficiencies noted in the survey.

(2) A system shall correct significant deficiencies identified in sanitary survey reports according to the schedule approved by the Department, or if there is no approved schedule, according to the schedule reported under paragraph (1) if the deficiencies are within the control of the system.

(d) Significant deficiencies identified by the Department at public water systems using groundwater shall comply with § 109.1302(c) (relating to treatment technique requirements).

§ 109.715. Seasonal systems.

(a) A new seasonal system shall submit a start-up procedure with the construction permit application or brief description as required under § 109.505(a) (relating to requirements for noncommunity water systems).

(b) A seasonal system approved by the Department to operate prior to September 24, 2016, shall submit a start-up procedure to the Department by October 24, 2016.

(c) If the Department determines that a start-up procedure is not sufficient, the public water system shall submit a revised start-up procedure within 30 days of receiving written notification from the Department.

(d) A seasonal system shall submit to the Department for approval any revisions to an approved start-up procedure prior to serving water to the public the next season.

(e) A seasonal system shall demonstrate completion of a Department-approved start-up procedure by submitting written certification prior to serving water to the public each season.

Subchapter H. LABORATORY CERTIFICATION

§ 109.810. Reporting and notification requirements.

(a) Beginning November 13, 2009, a laboratory accredited under Chapter 252 (relating to environmental laboratory accreditation) shall electronically report to the Department on behalf of the public water supplier and in

accordance with the reporting requirements under § 109.701(a) (relating to reporting and recordkeeping) the results of test measurements or analyses performed by the laboratory under this chapter using a secure computer application provided by the Department. In the event of a Department computer application failure, the Department will notify the laboratory of an alternate reporting method. In the event that a laboratory is unable to submit data electronically, due to circumstances beyond its control, the laboratory shall notify the Department prior to the applicable reporting deadline. If the Department determines that the circumstances were beyond the control of the laboratory, the Department will specify a temporary, alternate reporting method the laboratory shall use to meet the reporting deadline.

(1) Unless a different reporting period is specified in this chapter, these results shall be reported within either the first 10 days following the month in which the result is determined or the first 10 days following the end of the required monitoring period as stipulated by the Department, whichever is shorter.

(2) Beginning November 23, 2009, an accredited laboratory and the public water supplier shall be given until the 10th of the following month to review and update submitted data using a secure computer application provided by the Department. Omissions and data errors remaining after the review period shall be considered reporting violations of the public water supplier.

(b) A laboratory accredited under Chapter 252 shall whenever the results of test measurements or analyses performed by the laboratory under this chapter indicate an MCL, MRDL or a treatment technique performance requirement under § 109.202 (relating to State MCLs, MRDLs and treatment technique requirements) is exceeded, or an action level under § 109.1102(a) (relating to action levels and treatment technique requirements) is exceeded, or a sample result requires the collection of check or confirmation samples under § 109.301 (relating to general monitoring requirements), or any check sample collected under § 109.301(3) is total coliform-positive, or a sample collected by a seasonal system as part of a Department-approved start-up procedure under § 109.301(3)(i)(c) is total coliform-positive, or a sample collected under Subchapter M (relating to additional requirements for groundwater sources) is *E. coli*-positive:

(1) Notify the public water supplier by telephone within 1 hour of the laboratory's determination. If the supplier cannot be reached within that time, notify the Department by telephone within 2 hours of the determination. If it is necessary for the laboratory to contact the Department after the Department's routine business hours, the laboratory shall contact the appropriate Department regional office's after-hours emergency response telephone number and provide information regarding the occurrence, the name of a contact person and the telephone number where that individual may be reached in the event further information is needed. If the Department's appropriate emergency number cannot be reached, the laboratory shall notify the appropriate Department regional office by telephone within 1 hour of the beginning of the next business day. Each accredited laboratory shall be responsible for the following:

(i) Obtaining and then maintaining the Department's current after-hours emergency response telephone numbers for each applicable regional office.

(ii) Establishing or updating a standard operating procedure by November 8, 2002, and at least annually

thereafter to provide the information needed to report the occurrences to the Department. The information regarding the public water system must include, but is not limited to, the PWSID number of the system, the system's name, the contaminant involved in the occurrence, the level of the contaminant found, where the sample was collected, the dates and times that the sample was collected and analyzed, the name and identification number of the accredited laboratory, the name and telephone number of a contact person at the laboratory and what steps the laboratory took to contact the public water system before calling the Department.

(2) Notify the appropriate Department district office in writing within 24 hours of the determination. For the purpose of determining compliance with this requirement, the postmark, if the notice is mailed, or the date the notice is received by the Department, whichever is earlier, will be used. Upon approval by the Department, the notice may be made electronically to the Department as long as the information is received within the 24-hour deadline.

(c) A laboratory accredited under Chapter 252 shall meet the requirements under subsections (a) and (b), regarding the results of test measurements or analyses performed by the laboratory under this chapter, unless the laboratory assigns in writing the responsibility for reporting and notification to another accredited laboratory.

(d) A laboratory accredited under Chapter 252 shall be responsible for the accurate reporting of data required under this section to the Department.

**Subchapter I. VARIANCES AND EXEMPTIONS
ISSUED BY THE DEPARTMENT**

§ 109.901. Requirements for a variance.

(a) The Department may grant one or more variances to a public water system from a requirement respecting a MCL upon finding that:

(1) The public water system has installed and is using the best treatment technology, treatment methods or other means that the Department in concurrence with the Administrator finds are generally available to reduce the level of the contaminant, and has determined that alternative sources of water are not reasonably available.

(2) The water supplier has demonstrated to the Department that, because of characteristics of the raw water sources which are reasonably available to the system, the system cannot meet the requirements respecting the MCLs.

(3) The granting of a variance will not result in an unreasonable risk to the health of persons served by the system.

(b) The MCL for *E. coli* established under § 109.202(a) (relating to State MCLs, MRDLs and treatment technique requirements) is not eligible for a variance.

(c) The Department may grant one or more variances to a public water system from a treatment technique requirement upon a finding that the public water supplier applying for the variance has demonstrated that, because of the nature of the raw water source of the system the treatment technique is not necessary to protect the health of the persons served by the system. The treatment technique requirements established under § 109.202(c), the treatment technique requirements established under § 109.1102(b) (relating to action levels and treatment technique requirements), the treatment technique re-

quirements established under §§ 109.1203 and 109.1302 (relating to bin classification and treatment technique requirements; and treatment technique requirements) are not eligible for a variance.

§ 109.903. Requirements for an exemption.

(a) The Department may exempt a public water system from an MCL or treatment technique requirement upon finding that:

(1) Due to compelling factors, the public water system is unable to comply with the contaminant level or treatment technique requirement, or to implement measures to develop an alternative source of water supply.

(2) The public water system was in operation on the effective date of the contaminant level or treatment technique requirement or, for a system that was not in operation by that date, only if no reasonable alternative source of drinking water is available to the new system.

(3) The granting of the exemption will not result in an unreasonable risk to health.

(4) Management or restructuring changes or both as provided in 40 CFR 142.20(b)(1)(i) (relating to State-issued variances and exemptions under Section 1415(a) and Section 1416 of the Act) cannot reasonably be made that will result in compliance with the applicable MCL or treatment technique requirement or, if compliance cannot be achieved, improve the quality of the drinking water.

(b) The MCL for *E. coli* established under § 109.202(a) (relating to State MCLs, MRDLs and treatment technique requirements) is not eligible for an exemption.

(c) The treatment technique requirements established under § 109.202(c), the treatment technique requirements established under §§ 109.1102(b), 109.1203 and 109.1302 (relating to action levels and treatment technique requirements; bin classification and treatment technique requirements; and treatment technique requirements) are not eligible for an exemption.

Subchapter J. BOTTLED WATER AND VENDED WATER SYSTEMS, RETAIL WATER FACILITIES AND BULK WATER HAULING SYSTEMS

§ 109.1003. Monitoring requirements.

(a) *General monitoring requirements.* Bottled water and vended water systems, retail water facilities and bulk water hauling systems shall monitor for compliance with the MCLs and MRDLs in accordance with § 109.301 (relating to general monitoring requirements) and shall comply with § 109.302 (relating to special monitoring requirements). The monitoring requirements shall be applied as follows, except that systems which have installed treatment to comply with primary MCL shall conduct quarterly operational monitoring for the contaminant which the facility is designed to remove:

(1) Bottled water systems, retail water facilities and bulk water hauling systems, for each entry point shall:

(i) Monitor weekly for the presence or absence of total coliform. For any total coliform positive routine or check sample, determine the presence or absence of *E. coli*. All analyses must be conducted in accordance with analytical techniques approved by the Department under § 109.304 (relating to analytical requirements). A system may forego *E. coli* testing on a total coliform-positive sample if the system assumes that any total coliform-positive sample is also *E. coli*-positive. A system which chooses to forego *E. coli* testing shall, under § 109.701(a)(3) (relating to reporting and recordkeeping), notify the Department within 1 hour after the water system learns of the

violation or the situation, and shall provide public notice in accordance with § 109.1004 (relating to public notification).

* * * * *

(2) Vended water systems shall monitor in accordance with paragraph (1) except that vended water systems qualifying for permit by rule under § 109.1005(b), for each entry point shall:

(i) Monitor monthly for the presence or absence of total coliform. For any total coliform positive routine or check sample, determine the presence or absence of *E. coli*. All analyses must be conducted in accordance with analytical techniques approved by the Department under § 109.304. A system may forego *E. coli* testing on a total coliform-positive sample if the system assumes that any total coliform-positive sample is also *E. coli*-positive. A system which chooses to forego *E. coli* testing shall, under § 109.701(a)(3), notify the Department within 1 hour after the water system learns of the violation or the situation, and shall provide public notice in accordance with § 109.1004.

* * * * *

(c) *Repeat monitoring for microbiological contaminants.*

(1) If a sample collected in accordance with subsection (a)(1)(i) or (2)(i) is found to be total coliform-positive:

(i) The bottled water system shall collect a set of three additional samples (check) from the same lot or batch of the type of product.

(ii) The vended water, retail water facility or bulk water hauling systems shall collect a set of three additional samples (check) from the same entry point (machine, point of delivery or carrier vehicle).

(2) Samples shall be collected for analysis within 24 hours of being notified of the total coliform-positive sample. The Department may extend this 24-hour collection limit to a maximum of 72 hours if the system adequately demonstrates a logistical problem outside the system's control in having the check samples analyzed within 30 hours of collection. A logistical problem outside the system's control may include a coliform-positive result received over a holiday or weekend in which the services of a Department certified laboratory are not available within the prescribed sample holding time.

(3) At a minimum, the system shall collect one set of check samples for each total coliform-positive routine sample. If a check sample is total coliform-positive, the public water system shall collect additional check samples in the manner specified in this subsection. The system shall continue to collect check samples until either total coliforms are not detected in a set of check samples, or the system determines that an assessment has been triggered under § 109.202(c)(4) (relating to State MCLs, MRDLs and treatment technique requirements).

(d) *A bulk water hauling system that serves at least 25 of the same persons year around.* A bulk water hauling system that is determined by the Department to serve at least 25 of the same persons year round shall comply with the monitoring requirements for community water systems in accordance with § 109.301.

(e) *A bulk water hauling or vended water system that serves at least 25 of the same persons over 6 months per year.* A bulk water hauling or vended water system that is determined by the Department to serve at least 25 of the same persons over 6 months per year shall comply with

the monitoring requirements for nontransient noncommunity water systems in accordance with § 109.301.

(f) *Additional monitoring requirements for surface water and GUDI sources.* Bottled water and vended water systems, retail water facilities and bulk water hauling systems shall comply with the monitoring requirements under Subchapter L (relating to long-term 2 enhanced surface water treatment rule).

(g) *Additional monitoring requirements for groundwater sources.* Bottled water and vended water systems, retail water facilities and bulk water hauling systems shall comply with the monitoring requirements under Subchapter M (relating to additional requirements for groundwater sources).

§ 109.1008. System management responsibilities.

* * * * *

(d) *Annual system evaluation requirements.* Bottled water and vended water systems, retail water facilities and bulk water hauling systems shall conduct an evaluation of the water system at least annually that includes the activities listed in paragraphs (1)–(4). A bottled water, vended water, bulk water hauling system or retail water facility obtaining finished water from a permitted public water system is not required to perform the activities in paragraphs (1) and (2) if the Department determines that there are no potential problems necessitating inspection and evaluation of the source.

(1) Watershed surveillance consisting of an inspection of portions of the drainage area necessary to identify and evaluate actual and probable sources of contamination.

(2) Evaluation of source construction and protection and, when appropriate, withdrawal and transmission facilities.

(3) Treatment facilities inspection consisting of an evaluation of the effectiveness of the operation and maintenance procedures and the condition and operability of permitted facilities.

(4) Evaluation of finished water storage facilities.

(e) *Emergency response requirements.*

(1) A bottled water, vended water, retail water or bulk water supplier who knows or has reason to believe that circumstances exist which may adversely affect the quality of drinking water supplied by the system, shall notify the Department immediately under § 109.1004 (relating to public notification).

(2) The bottled water, vended water, retail water or bulk water supplier shall develop a plan for product recall under emergency circumstances, and submit the plan to the Department for approval. The plan shall:

(i) Identify detailed procedures for implementing product recalls, including emergency communications and notifications.

(ii) Be kept on file in a readily accessible location by the bottled water, vended water, retail water or bulk water supplier.

(iii) Be reviewed and updated at least annually. A copy of the update shall be included in the annual water supply report to the Department under this section.

(f) *Cross-connection control program.* At the direction of the Department, the bottled water, vended water, retail water or bulk water supplier shall develop and implement a comprehensive control program for the elimination of existing cross-connections or the effective containment of sources of contamination, and prevention of future cross-connections. A description of the program, including the following information, shall be submitted to the Department for approval:

(1) A description of the methods and procedures to be used.

(2) An implementation schedule for the program.

(3) A description of the methods and devices which will be used to protect the water system.

(g) *Level 1 and Level 2 assessments.* Bottled water systems, vended water systems, retail water facilities and bulk water hauling systems shall comply with the requirements of § 109.705(b) (relating to system evaluations and assessments). Bottled water systems, vended water systems, retail water facilities and bulk water hauling systems may use a Nationally-recognized organization which inspects bottled water systems for compliance with 21 CFR Part 129, such as NSF, or another organization, state or country which utilizes an inspection protocol as stringent as NSF's protocols to conduct the Level 2 assessment.

(h) *Seasonal systems.* A bottled water system, vended water system, retail water facility or bulk water hauling system that operates as a seasonal system shall comply with the requirements of § 109.715 (relating to seasonal systems).

[Pa.B. Doc. No. 16-1640. Filed for public inspection September 23, 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 Education

The Executive Board approved a reorganization of the Department of Education effective September 6, 2016.

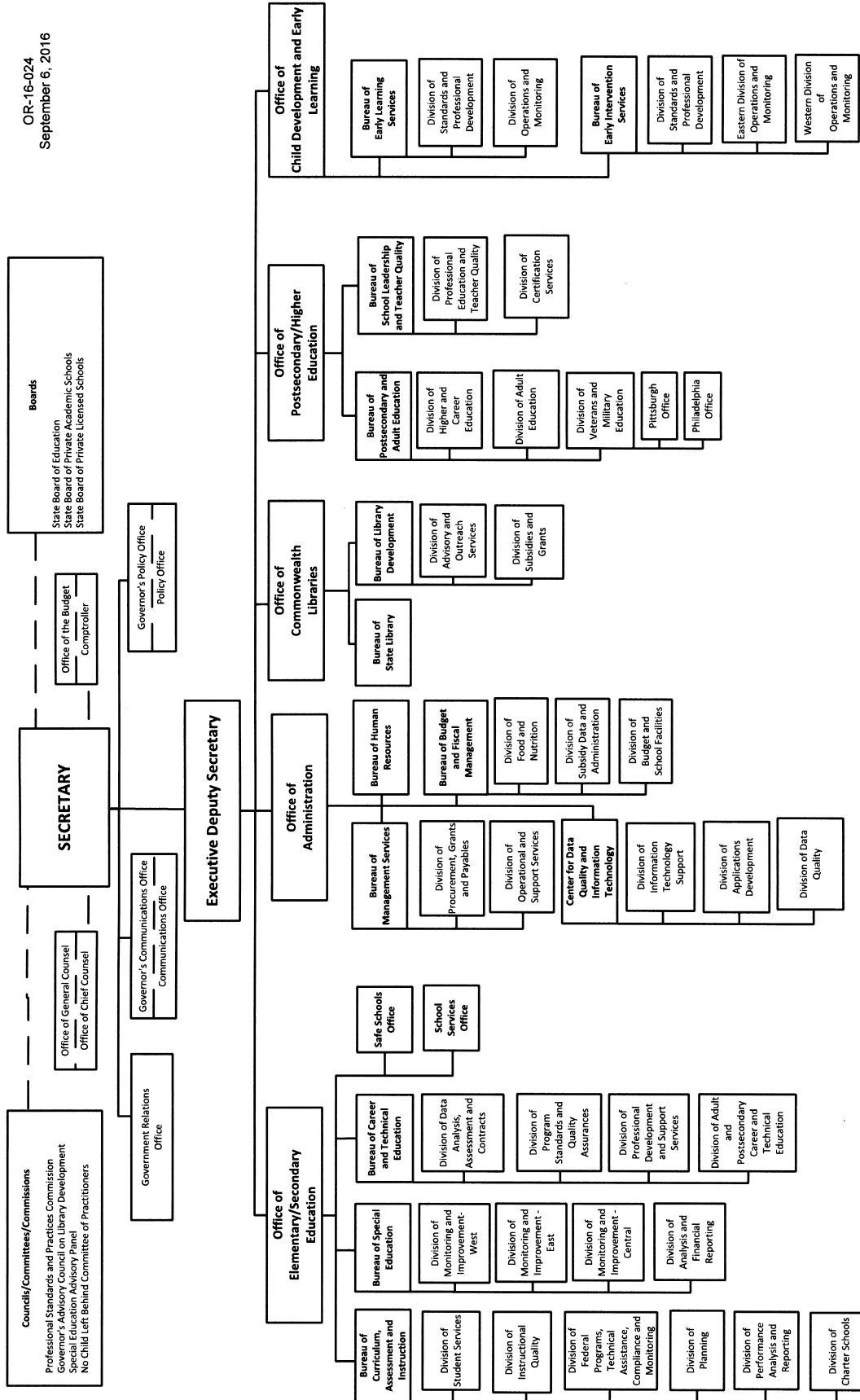
The organization chart at 46 Pa.B. 6021 (September 24, 2016) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

(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. 16-1641. Filed for public inspection September 23, 2016, 9:00 a.m.]

OR-16-024
September 6, 2016

DEPARTMENT OF EDUCATION



NOTICES

DEPARTMENT OF AGRICULTURE

Agricultural Research Project Contractors

The Department of Agriculture (Department) is soliciting applications to conduct agricultural research on one or more of the following research topic areas, with the research to be conducted during the period from July 1, 2016, to June 30, 2017, with the possibility, but not the assurance, of extending that research into subsequent years.

Interested applicants must deliver a detailed research proposal to the Department no later than Friday, October 7, 2016. The research proposal should: (1) identify the applicant and the contact person for the applicant on all matters relating to the proposal; (2) explain how the project aligns with the one of the following research topic areas; (3) detail the proposed research, including a needs statement, a statement of expected impact of research outcomes, staffing for the project, project objectives and methodologies; (4) identify the presence of any additional funding partners and the extent of that funding; (5) describe the extent of any support, participation and funding from agricultural industry, including any written confirmation of that support, participation or funding; and (6) contain a detailed budget statement for the project.

Research proposals shall be delivered to Michael Smith, Executive Deputy Secretary, Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110.

The Department will evaluate each complete research proposal it receives, applying a 100-point scale assessing up to 10 points for the research project needs statement, up to 15 points for the impact of research outcomes, up to 5 points for the presence of additional funding partners, up to 30 points for the research methodology, up to 20 points for project evaluation and replicability and up to 20 points for support and participation from industry.

The Department will review each research proposal and mail or deliver its response (whether approval, denial or a request for clarification or additional information) to the applicant within 10 working days of receipt of the research proposal.

Research topic areas. The research topics the Department is interested in funding are as follows:

1. *Ongoing multiyear research projects.* The Department has, in previous years, provided funding for various multiyear research projects that might be continued or extended to complete research the Department identifies as addressing continued priorities of the agricultural industry. The Department will consider proposals to continue funding this research.

2. *Nutrient imbalance and infrastructure opportunities in western Pennsylvania.* Central Pennsylvania's Susquehanna River Basin supports a disproportionately high concentration of poultry, swine and beef operations relative to other regions of this Commonwealth. This high degree of regional density has resulted in manure supplies in excess of what is needed on cropland within the basin, contributing to increased nutrient loads into the

Chesapeake Bay Watershed. Further research is needed to identify whether opportunities exist to locate new animal agriculture operations into other areas of this Commonwealth, particularly western Pennsylvania. The Department seeks research proposals that aim to address this question, as well as the available manure management and trucking capacity to transport manure from central Pennsylvania to western Pennsylvania; the types of land and acreage in western Pennsylvania that can serve as an alternatives for manure application; and identification of the basic infrastructure needs in western Pennsylvania to support animal agriculture, such as animal processing facilities, feed mills and equipment dealers.

3. *Farm safety.* There is an extant body of research on the efficacy of practices and technologies to preserve the safety of farmers engaged in production agriculture. Despite this knowledge, adoption of these practices and technologies remains limited, threatening the lives and livelihoods of farmers. The Department will accept research proposals for a behavioral study of what makes a farmer more or less likely to make the rather modest investment in farm safety practices and technologies, with the objective of finding what messages do and do not resonate with the target audience and spur a farmer to action.

4. *Plant pest control development, testing and monitoring.* Research on pesticide efficacy testing for invasive species such as Spotted Lanternfly, Allium Leaf Miner and other new threats is crucial to provide options for Commonwealth response and for citizen action. Research is needed on formulation testing, treatment threshold development, cost/benefit analysis and development of best management practices. Research identifying organic options for new pest response is also critical for a growing sector of production.

Additionally, new trap development will always play a key role in responding to new invasive threats. Though many existing technologies can be employed, detection and population monitoring remain as key challenges. There is a need for research on how to develop new detection tools, modify existing technology and better understand invasive species biology.

5. *Plant pathogens.* Understanding the biology and epidemiology of high consequence plant pathogens is critical to controlling and preserving plant health. More research is needed to better understand the biology of these pathogens, including hosts and vectors that could contribute to the introduction or spread of these threats to and within this Commonwealth. Improving detection methods and developing control recommendations for pathogens is vital. The Department will accept proposals that seek to contribute to this body of knowledge, as well as toward a better understanding of critical control points and best management practices to prevent the spread of plant pests.

6. *Farmland preservation.* Over the past 3 decades, the Commonwealth has invested nearly \$1.5 billion to protect from the prospect of development high-value farmland for agricultural production in perpetuity. Ten years ago, a study indicated that farmland contributes far more in tax dollars than it demands in services, unlike residential land which generally demands more in services than it contributes in tax dollars. New contemporary research is

needed to update this understanding of the return on investment in the public's support for farmland preservation programs. The Department seeks research proposals for projects that quantify this return, as well as the direct and indirect economic contribution of preserved farms to this Commonwealth's economy, and the actual and avoided public service costs for preserved land compared to developed tracts.

7. *Dairy industry.* Dairy is a key economic engine within this Commonwealth, serving as the largest sector of the agricultural industry. Recently, milk prices at the farm level have fallen and milk production has increased. Questions to be answered by research include: (a) what are the milk product trends over the past 10 years in this Commonwealth; (b) what is forecast for the next 10 years and how does this shape dairy policy; and (c) where is there a shortage or excess of processing capacity and how does this affect in-State production?

8. *Banking and market development.* Access to capital is often cited as a challenge for those in production agriculture, yet there is a dearth of research as to the accessibility to debt financing among the agriculture industry and different geographic regions of this Commonwealth. The Department seeks research proposals to assess the current lending environment in the farming industry in this Commonwealth. Proposals should attempt to quantify total loan originations, total loan volume, operating loans as percent of total nonreal estate loans and delinquency rates, among other factors. Research proposals should also seek to identify differences in loan activity and performance between counties or regions, or both, of this Commonwealth; factors influencing loan repayments; what barriers exist to accessing financial capital; and whether particular counties or regions of this Commonwealth are underserved by financial service providers and products.

9. *Workforce development.* Developing a workforce development plan specific to agriculture is a priority of the Department. Initial research suggests nearly 75,000 employment vacancies will occur over the next decade within the food and fiber industries in this Commonwealth. The Department will accept research proposals that attempt to better understand how agriculture and food employers train employees in occupations that do not require formal education; whether preferred industry certifications exist; and what short-term, skill-based courses or training programs are presently used to advance employees beyond entry-level jobs. Particular emphasis will be given to those proposals that employ a mixed methods approach combining quantitative surveys and qualitative interviews.

Notice of additional research. The Department plans to solicit applications from research institutions and other entities to conduct additional research specific to animal health and animal sciences at a later date.

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 16-1642. Filed for public inspection September 23, 2016, 9:00 a.m.]

Referendum Order on Continuation of the Pennsylvania Apple Marketing Program

I. The Pennsylvania Apple Marketing Program was established under the provisions of the Agricultural Commodities Marketing Act. The Act requires that the Secretary of Agriculture call a referendum of affected producers every five years to determine whether or not a majority of those voting still desire the program. The program was last subjected to a review referendum conducted in 2012. It is now time for another review referendum to determine whether a majority of the apple producers desire the program to continue.

II. *Referendum Period:* The referendum period shall be from October 17, 2016 until 4 p.m. on October 31, 2016. Completed ballots shall be mailed or hand-delivered to the Pennsylvania Department of Agriculture, Bureau of Market Development, Room 310, 2301 North Cameron Street, Harrisburg, Pennsylvania 17110-9408. Hand-delivered ballots must be received by 4 p.m. on October 31, 2016. Ballots that are mailed must be postmarked no later than October 31, 2016, and received no later than November 4, 2016.

III. *Notice of Referendum:* This referendum order and an official ballot shall be mailed no later than October 11, 2016, to all affected producers whose names appear on the list of Pennsylvania apple producers maintained in the Office of the Secretary of Agriculture. Additional copies of the same materials shall be made available at the Office of the Secretary of Agriculture.

IV. *Eligible Voters:* The rules governing the eligibility of a producer for voting are as follows: The record date for determination of whether a producer is eligible to vote is October 11, 2016. All apple producers who produced, grew, or caused to be grown 500 or more apple trees for sale or marketing in the Commonwealth in calendar year 2016 and intend to produce, grow, or cause to be grown 500 or more apple trees for sale or marketing in the Commonwealth in calendar year 2017.

V. *Counting of Ballots:* The ballots will be canvassed and counted by a Teller Committee appointed by the Secretary of Agriculture. The counting of the ballots will begin at 10 a.m., Wednesday, November 9, 2016 at the Pennsylvania Department of Agriculture, 2301 North Cameron Street, Harrisburg, Pennsylvania 17110. The Secretary will announce the results of the referendum within 30 days following the completion of the referendum period. The results will be published in the *Pennsylvania Bulletin* and the *Harrisburg Patriot-News*, and disseminated to the news media.

VI. *Reporting Irregularities:* Any irregularities or disputes concerning the referendum procedures must be reported in written form to the Secretary of Agriculture no later than seven (7) calendar days from the end of the referendum period.

VII. *Publication:* This referendum order shall be published in the *Pennsylvania Bulletin* and the *Harrisburg Patriot-News*.

VIII. *Effective Date:* The foregoing order shall be effective immediately.

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 16-1643. Filed for public inspection September 23, 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 September 13, 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

Incorporations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
9-13-2016	Advantage Bank Lemoyne Cumberland County <i>Corresponding Agent</i> Carter D. Frantz, Esquire Bybel Rutledge, LLP 1017 Mumma Road, Suite 302 Lemoyne, PA 17043	Filed

Conversions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
9-8-2016	Huntingdon Valley Bank Huntingdon Montgomery County Application for approval to convert from a mutual savings bank to a stock savings bank.	Filed

Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
9-8-2016	HV Bancorp, Inc. Huntingdon Montgomery County Application for approval to acquire 100% of Huntingdon Valley Bank, Huntingdon.	Filed

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
9-9-2016	First Columbia Bank & Trust Co. Bloomsburg Columbia County	400 Walnut Street Danville Montour County	Approved
9-12-2016	VIST Bank Wyomissing Berks County	101 East Philadelphia Avenue Boyertown Berks County	Filed

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
9-7-2016	Univest Bank and Trust Co. Souderton Montgomery County	<i>To:</i> 200 North High Street West Chester Chester County <i>From:</i> 137 North High Street West Chester Chester County	Approved

CREDIT UNIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
9-9-2016	Alcose Credit Union White Oak Allegheny County	Approved
	Application for approval to merge Sacred Heart of Corpus Christi Federal Credit Union, White Oak, with and into Alcose Credit Union, White Oak.	

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

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 16-1644. Filed for public inspection September 23, 2016, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of October 2016

The Department of Banking and Securities (Department), under the authority contained in section 301 of the act of January 30, 1974 (P.L. 13, No. 6) (41 P.S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of October, 2016, is 4 1/2%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub.L. No. 96-221). Further preemption was instituted with the signing of Pub.L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which such individual owns and which such individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 1.90 to which was added 2.50 percentage points for a total of 4.40 that by law is rounded off to the nearest quarter at 4 1/2%.

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 16-1645. Filed for public inspection September 23, 2016, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Eligible Partnerships; Postsecondary Grant Application; High Quality Principals

The Eligible Partnerships Postsecondary Grant Application (EPPGA) guidelines are established to provide direction to partnerships as they submit applications focusing on future principals who can support elevated instructional performance in schools, see the following list, through added preparation program focus in grades Pre-

K—4, to increase student achievement in subsequent grades. Applications submitted in response to these guidelines are limited to Statewide partnerships aimed at nurturing and sustaining high quality relationships among and between institutions of higher education (IHE) and local education agencies (LEA) that incorporate the following EPPGA goals:

- Result-oriented focus on principal impact on schools.
- Combines coursework with supervised practicum experiences through a highly selective participant process open only to those educators whose primary objective is to serve as a principal in one of this Commonwealth's high-need preschool or elementary schools, or both.
- Provides intensive coaching or mentoring, or both, for participants during their site-based practicum learning experiences (residencies, internships).
- Integrates academic and practical learning.
- Includes structured post-licensure support to accelerate early career development.
- Uses multiple measures of assessment of learning growth¹:
 - o Embraces the National Association of Elementary School Principals Leading Pre-K—3 Learning Communities Competencies for Effective Principal Practices listed as follows:
 - o Competency 1: Embrace the Pre-K—3 Early Learning Continuum
 - o Competency 2: Ensure Developmentally-Appropriate Teaching
 - o Competency 3: Provide Personalized, Blended Learning Environments
 - o Competency 4: Use Multiple Measures of Assessment of Learning Growth
 - o Competency 5: Build Professional Capacity Across the Learning Community
 - o Competency 6: Promote Schools as a Hub of Learning for Families and Communities
 - Builds upon the Pennsylvania Inspired Leadership (PIL) four domains² as follows:
 - o Domain 1: Strategic/Cultural Leadership
 - o Domain 2: System Leadership

¹ The executive summary document can be found at <http://www.naesp.org/llc>.

² For the complete document see PIL Domains at <http://www.education.pa.gov/documents/teachers-administrators/educator%20effectiveness/principals%20and%20ctc%20directors/principal%20effectiveness%20framework%20for%20leadership.pdf>.

- o Domain 3: Leadership for Learning
- o Domain 4: Professional and Community Leadership
- Follows the Framework for Leadership/Act 82 PIL Crosswalk

Approximately \$3.5 million is available on a competitive basis under this grant application for one funding cycle beginning in summer 2016 and ending September 30, 2018.

Eligibility Requirements

Eligible partnerships under these application guidelines are designed to meet the description of “eligible partnership” contained in Title II, Subpart 3 of the No Child Left Behind Act of 2001 (Pub.L. No. 107-110). To submit a proposal under these guidelines, an eligible partnership shall include at a minimum:

- a. A Commonwealth-based IHE that is approved by the Department of Education (Department) to prepare principals.
- b. At least one high-need LEA included in the “List of LEAs That Meet the High Need Definition from No Child Left Behind.” For purposes of this EPPGA, a high-need LEA:
 - o Serves not fewer than 10,000 children from families with incomes below the poverty line; or
 - o Not less than 20% of the children served by the agency are from families with incomes below the poverty line; and
 - o For which there is a high percentage of teachers not teaching in the academic subjects or grade levels that the teachers were trained to teach; or
 - o For which there is a high percentage of teachers with emergency, provisional or temporary certification or licensing (Pub.L. No. 107-110, § 2102(3)).

Additional partners may include:

- a. Other LEAs.
- b. An elementary or secondary school.
- c. Other educational service agency or nonprofit cultural or educational organization.
- d. High-quality 0—5 early education agencies (specifically defined as Head Start agencies, Pennsylvania Pre-K Counts providers, STAR level 3 or 4 child care agencies, or both).
- e. Teacher organizations.
- f. Principal organizations.
- g. Businesses.

It is the intent of the Department to fund Statewide partnerships that include a network of IHEs and LEAs, as well as other entities and organizations that may participate in the partnership.

Application Deadline

Applications are due by 5 p.m. on Friday, October 21, 2016.

The grant application guidelines and forms are available at <http://www.education.pa.gov/Teachers%20-%20Administrators/Teacher%20Quality/Pages/Eligible-Partnership-Grants.aspx#tab-1>.

Questions concerning the grant application should be addressed to Jamal Wakeem, Division of Professional Education and Teacher Quality, Bureau of School Leadership and Teacher Quality, Department of Education, 333 Market Street, 12th Floor, Harrisburg, PA 17126-0333, (717) 772-3566, TDD (717) 783-8445, jwakeem@pa.gov.

PEDRO A. RIVERA,
Secretary

[Pa.B. Doc. No. 16-1646. Filed for public inspection September 23, 2016, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

APPLICATIONS FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0218138 (Sewage)	Armstrong County Ind Development Authority STP 187 Northpointe Boulevard Tech Cntr 2 Freeport, PA 16229-2621	Armstrong County North Buffalo Township	Nicholson Run (17-E)	Yes
PA0218570 (Sewage)	Central Mainline STP 4224 Portage Street Portage, PA 15946	Cambria County Portage Township	Little Conemaugh River (18-E)	N

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 & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0244147 (Sewage)	Chapman Corners WWTF Jané Chapman Drive East Newtown, PA 18940	Bucks County Wrightstown Township	Unnamed tributary to Neshaminy Creek (2-F)	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 & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0088439—SEW	School House Village 9 Village Lane Harrisonville, PA 17228	Fulton County/ Licking Creek Township	Sindeldecker Branch/13-B	Y
PA0081710—SEW	MHC Circle M, LP (Circle M Campground) 2 North Riverside Plaza Suite 800 Chicago, IL 60606-2682	Lancaster County/ Pequea Township	Conestoga River/7-J	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0028371 (Sewage)	Youngsville Borough STP 40 Railroad Street Youngsville, PA 16371	Warren County Youngsville Borough	Brokenstraw Creek (16-B)	Yes

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

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

PA0020125, Sewage, SIC Code 4952, **Monaca Borough**, 928 Pennsylvania Avenue, Monaca, PA 15061-1800. Facility Name: Monaca Borough STP. This existing facility is located in Monaca Borough, **Beaver County**.

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

The receiving stream, Ohio River, is located in State Water Plan watershed 20-G 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 101 are based on a design flow of 1.15 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
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	4.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	240	360	XXX	25.0	37.5	50
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	Report	XXX
Total Suspended Solids	288	432	XXX	30.0	45.0	60
Fecal Coliform (CFU/100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Ammonia-Nitrogen	240	XXX	XXX	25.0	XXX	50
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Bromide	XXX	XXX	XXX	Report	Report Daily Max	XXX

The EPA Waiver is not in effect.

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

PA0026786, Sewage, SIC Code 4952, **Pottstown Borough Authority**, 100 East High Street, Pottstown, PA 19464. Facility Name: Pottstown Borough STP. This existing facility is located in Pottstown Borough, **Montgomery County**.

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

The receiving stream(s), Schuylkill River, is located in State Water Plan watershed 3-D and is classified for warm water fishes, migratory fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on an average annual design flow of 12.85 MGD.

NOTICES

6029

Parameters	Mass Units (lbs/day)		Instant. Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	Report	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	2,679	4,287	XXX	25	40	50
May 1 - Oct 31	2,143	3,215	XXX	20	30	40
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	3,215	4,823	XXX	30	45	60
Total Suspended Solids Raw Sewage Influent	XXX	XXX	XXX	Report	XXX	XXX
Total Dissolved Solids (Avg Flow <= 8.935 MGD)	Report	200,290 Daily Max	XXX	Report	3,000 Daily Max	XXX
(Avg Flow > 8.935 MGD)	Report	240,000 Daily Max	XXX	Report	2,238 Daily Max	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Total Nitrogen Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Nov 1 - Apr 30	1,714	XXX	XXX	16.0	XXX	32
May 1 - Oct 31	857	XXX	XXX	8.0	XXX	16
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Copper, Total	XXX	XXX	XXX	0.040	XXX	0.074
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Mercury, Total	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Benzidine	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Cyanide, Free	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Phenolics, Total	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Chloride	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Bromide	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Sulfate, Total	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Tritium, Total (pCi/L)	XXX	XXX	XXX	XXX	Daily Max Report	XXX
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Daily Max Report	XXX
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Toxicity, Chronic—						
Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Pimephales Survival (TUc)	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Pimephales Growth (TUc)	XXX	XXX	XXX	XXX	Report Daily Max	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of an average storm event.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	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
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	XXX	Report	XXX

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

- No stormwater to sanitary sewers
- Necessary property rights
- Proper sludge disposal
- Total Residual Chlorine minimization
- Fecal Coliform reporting
- Total Dissolved Solids limit
- Specification of reporting limits
- Operation and maintenance plan
- Pretreatment program implementation
- Whole Effluent Toxicity testing requirements
- Stormwater requirements
- PCB Pollutant Minimization Plan and monitoring requirements

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

The EPA Waiver is not in effect.

PA0054895, Industrial, SIC Code 2822, **Palmer International Inc.**, PO Box 315, Skippack, PA 19474. Facility Name: Palmer International Skippack Facility. This existing facility is located in Skippack Township, **Montgomery County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of non-contact cooling water and water softener backwash.

The receiving stream(s), Unnamed Tributary to Skippack Creek, is located in State Water Plan watershed 3-E and is classified for 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 0.0026 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (GPD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	XXX	110
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Dissolved Solids	XXX	XXX	XXX	1,000	2,000	2,500
Oil and Grease	XXX	XXX	XXX	15	XXX	30

The proposed effluent limits for Outfall 002 are based on a design flow of 0.0021 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (GPD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	XXX	110
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Dissolved Solids	XXX	XXX	XXX	1,000	2,000	2,500
Oil and Grease	XXX	XXX	XXX	15	XXX	30

The proposed effluent limits for Outfall 003 and 004 are based on a storm event.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	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
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl 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:

- Obtain Necessary Property Rights
- BAT/BCT Reopener
- Small Stream Discharge
- No Net Addition of Pollutants to NCCW
- Chemical Additives
- Stormwater Requirements

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

The EPA Waiver is in effect.

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

PA0008303, Industrial, SIC Code 3312, **Arcelormittal Steelton LLC**, 215 S Front Street, Steelton, PA 17113-2594. Facility Name: Arcelormittal Steelton. This existing facility is located in Steelton Borough, **Dauphin 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), Pennsylvania Canal, and Susquehanna River, is located in State Water Plan watershed 7-C 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 002 are based on a design flow of 22.6 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)						
January - November	XXX	XXX	XXX	XXX	105	110
December	XXX	XXX	XXX	XXX	104	110
Total Residual Chlorine	XXX	XXX	XXX	0.16	XXX	0.51
Oil and Grease	Report	Report	XXX	Report	Report	25
Effluent Net	Report	Report	XXX	10	15	XXX
Total Suspended Solids	Report	Report	XXX	Report	Report	75
Effluent Net	Report	Report	XXX	30	60	XXX
Ammonia-Nitrogen	XXX	Report	XXX	XXX	Report	XXX
Effluent Net	XXX	Report	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	Report	XXX	XXX	Report	XXX
Effluent Net	XXX	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	Report	XXX	XXX	Report	XXX
Effluent Net	XXX	Report	XXX	XXX	Report	XXX
Total Nitrogen	XXX	Report	XXX	XXX	Report	XXX
Effluent Net	XXX	Report	XXX	XXX	Report	XXX
Total Phosphorus	XXX	Report	XXX	XXX	Report	XXX
Effluent Net	XXX	Report	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Chromium	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	XXX	Report	XXX
Total Cadmium	XXX	XXX	XXX	XXX	Report	XXX
Total Arsenic	XXX	XXX	XXX	XXX	Report	XXX

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

The proposed effluent limits for IMP 101 are based on a design flow of 7.6 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Oil and Grease	Report	Report	XXX	Report	Report	12.5
Effluent Net ⁽³⁾	240	636	XXX	Report	Report	Report
Total Suspended Solids	Report	Report	XXX	Report	Report	56
Effluent Net	1,062	2,842	XXX	Report	Report	XXX
Total Lead	Report	Report	XXX	Report	Report	XXX
Effluent Net	Report	Report	XXX	Report	Report	XXX
Total Zinc	Report	Report	XXX	Report	Report	XXX
Effluent Net	Report	Report	XXX	Report	Report	XXX

The proposed effluent limits for IMP 112 are based on a design flow of 0.17 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Oil and Grease	Report	Report	XXX	Report	Report	XXX
Effluent Net ⁽³⁾	Report	Report	XXX	Report	Report	XXX
Total Suspended Solids	Report	Report	XXX	Report	Report	XXX
Effluent Net	Report	Report	XXX	Report	Report	XXX
Total Lead	Report	Report	XXX	Report	Report	0.48
Effluent Net	0.18	0.55	XXX	Report	Report	XXX
Total Zinc	Report	Report	XXX	Report	Report	0.72
Effluent Net	0.27	0.82	XXX	Report	Report	XXX

The proposed effluent limits for IMP 122 are based on a design flow of 0.05 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Total Suspended Solids	Report	Report	XXX	Report	Report	XXX
Effluent Net	Report	Report	XXX	Report	Report	XXX
Total Lead	Report	Report	XXX	Report	Report	1.89
Effluent Net	0.21	0.63	XXX	Report	Report	XXX
Total Zinc	Report	Report	XXX	Report	Report	2.85
Effluent Net	0.32	0.95	XXX	Report	Report	XXX

The requirement for IMP 401 is as follows:

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

The requirements for IMP 501 are as follows:

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

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Oil and Grease Intake	Report	Report	XXX	Report	Report	XXX
Total Lead Intake	Report	Report	XXX	Report	Report	XXX
Total Zinc Intake	Report	Report	XXX	Report	Report	XXX
Ammonia-Nitrogen Intake	Report	Report	XXX	Report	Report	XXX
Total Kjeldahl Nitrogen Intake	Report	Report	XXX	Report	Report	XXX
Nitrate-Nitrite as N Intake	Report	Report	XXX	Report	Report	XXX
Total Nitrogen ⁽⁴⁾ Intake	Report	Report	XXX	Report	Report	XXX
Total Phosphorus Intake	Report	Report	XXX	Report	Report	XXX

The proposed effluent limits for Outfalls 002, 005, 008 and 015 are based on a design flow of 0.0 MGD (stormwater).

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Chromium	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	XXX	Report	XXX
Total Cadmium	XXX	XXX	XXX	XXX	Report	XXX
Total Arsenic	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX
Total Zinc	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

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

- The use of approved chemical additives
- Stormwater Monitoring Requirements
- 316(b) Cooling Water Intake Structures

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.

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

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

WQM Permit No. 3516403, Sewage, **Scranton City Sewer Authority Lackawanna County**, 312 Adams Avenue, Scranton, PA 18503.

This proposed facility is located in Scranton City, **Lackawanna County**.

Description of Proposed Action/Activity: The modification of the combined sewer overflow system at CSO # 18, by the installation of an eight foot diameter, steel reinforced polyethylene pipe to contain flow during wet weather events.

WQM Permit No. 3516404, Sewage, **Scranton City Sewer Authority Lackawanna County**, 312 Adams Avenue, Scranton, PA 18503.

This proposed facility is located in Scranton City, **Lackawanna County**.

Description of Proposed Action/Activity: The modification of the combined sewer overflow system at CSO # 038, by the installation of three 9-foot diameter, steel-reinforced polyethylene pipe system (or equivalent volume fiberglass reinforced pipe-FRP) as a flow equalization structure and pump station return to existing sewer.

WQM Permit No. 5416402, Sewage, **Pine Grove Borough Authority Schuylkill County**, 115 Mifflin Street, Pine Grove, PA 17963.

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

Description of Proposed Action/Activity: Installation of a new emergency generator, security fence, pump replacements and general refurbishment at Pump Station # 7.

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

WQM Permit No. 0692406, Amendment # 2, Sewerage, **Hamburg Municipal Authority**, 61 North 3rd Street, Hamburg, PA 19526.

This proposed facility is located in Hamburg Borough, **Berks County**.

Description of Proposed Action/Activity: Seeking permit approval for upgrades to the Edenburg Pump Station.

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

WQM Permit No. 6216407, Sewage, **Jamie Fitch**, 1470 Brown Hill Road, Youngsville, PA 16371.

This proposed facility is located in Brokenstraw Township, **Warren County**.

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI012316006	WV—PP Towne Center, L.P. 940 West Sproul Road Springfield, PA 19064-1255	Delaware	Middletown Township	Chrome Rune TSF-MF Unnamed Tributary to Rocky Run HQ-CWF-MF
PAI01461001(5)	Jaqueline Siciliano 1120 Fairchild Street Horsham, PA 19044 Christ Caruso 500 Harrison Avenue Boston, MA 02118	Montgomery	Horsham Township	Park Creek WWF-MF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI021316002	Vertical Bridge Structures, LLC 750 Park of Commerce Drive Suite 200 Boca Raton, FL 33487	Carbon	Lower Towamensing Township	Aquashicola Creek (HQ-CWF, MF) Buckwha Creek (HQ-CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024516005	Great Bend Holdings, Inc. P.O. Box 239 Harford, PA 18823	Monroe	Tobyhanna Township	Goose Run (HQ-CWF, MF)

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

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033615013	Leon Sensenig 179 Black Road Peach Bottom, PA 17563	Lancaster	Little Britain Township	UNT Little Conowingo Creek (HQ-CWF, MF)
PAI033611007(1)	S&A Kreider and Sons 761 Spring Valley Road Quarryville, PA 17566	Lancaster	East Drumore Township	UNT Jackson Run (HQ-CWF)

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3574.

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI045912003(1)	David Forer Oregon Hill Grace Chapel Church Route 414 Liberty, PA 16930	Tioga	Liberty Twp	Little Fall Creek, HQ

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

Permit No.	Applicant & Address	County	Municipality	Stream Name
PAD650001	Barrington Heights, LLC 1209 Route 286, Export, PA 15632	Westmoreland County	Murrysville Municipality	Turtle Creek (TSF); Steels Run (HQ-CWF)

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

PAG-12 CAFOs

CAFO Notice of Intent Received and Notice of Suspension for NPDES Permit PAG126101

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

NPDES Permit No. PAG126101, CAFO, Keith & Denise Leydig, 594 Cumberland Highway, Berlin, PA 15530.

This proposed facility is located in Brothersvalley Township, **Somerset County**.

The Department issued NPDES permit PAG126101 to Keith and Denise Leydig on August 12, 2016 without first publishing notice in the *Pennsylvania Bulletin* that the Department had received a Notice of Intent (NOI) seeking coverage under the Department's PAG-12 NPDES general permit for Concentrated Animal Feeding Operations (CAFOs) regarding the above referenced project. The Department received the NOI on May 20, 2016 and published notice of issuance of PAG126101 in the *Pennsylvania Bulletin* on August 27, 2016. Accordingly, the Department suspended coverage and authorization to operate under PAG126101 by Administrative Order dated September 6, 2016. Comments are now sought on the NOI requested coverage under PAG-12. Coverage and authorization under PAG126101 will remain suspended until the Department reviews and evaluates submitted comments and makes an appropriate decision in response to these comments. The Department will consider comments received within 30 days from the date this notice is first published in the *Pennsylvania Bulletin*. Comments should be submitted to the DEP Southwest Region Clean Water Program at 400 Waterfront Drive, Pittsburgh, PA 15222. 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 such comment is based. The application materials referenced herein are available for review at the Department's 400 Waterfront Drive, Pittsburgh, PA 15222 address.

Description of size and scope of proposed operation/activity: The applicants propose to construct a barn for 4,800 head swine with an underhouse deep pit for manure storage (81.5' x 501' x 5') having a capacity of 1,744,680 gallons with 6" freeboard and provide storage for approximately 288 days. No in-field sacking of manure planned for this operation. Mortalities will be composted in a proposed roofed mortality composting building adjacent to the swine finishing barn. Layer manure will be imported onto the operation for both land applications and mortality composting. A Nutrient Management Plan (NMP) was approved by the Somerset County Conservation District on May 4, 2016. An E & S Control Plan was approved by the Somerset County Conservation District on June 15, 2016. A Preparedness, Prevention and Contingency Plan (PPCP) was also submitted to the Department along with the NOI. Total acres available for nutrient application under operator's control as reported in the NMP are 456.5 acres, of which 112.9 acres owned and 343.6 acres rented by the owner. The manure is applied to various farm lands during fall and spring. According to NMP, estimated total manure produced will be 1,744,680 gallons/year.

The receiving stream, Swamp Creek, is in watershed 19-F and classified for: Cold Water Fishes.

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

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

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

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

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

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

**CAFO NMP
PUBLIC NOTICE SPREADSHEET—APPLICATIONS (Submission)**

<i>Agricultural Operation (Name and Address)</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units (AEUs)</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>New or Renewal</i>
Pennwood Farms, LLC	Somerset	1,455.9	1,254.94	Dairy	HQ	New
Beachdale Farms, Inc.	Somerset	850	872.85	Beef, Swine	None	New
Lauden Farms 2368 Back Road Halifax, PA 17032	Dauphin	1,065.6	1,475.22	Dairy	N/A	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

Southeast Region: Safe Drinking Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 19401.

Permit No. 0916506, Construction Public Water Supply.

Applicant	Oldcastle Precast
Township	Hilltown
County	Bucks
Responsible Official	Jason Sinsel, Plant Manager 200 Keystone Drive Telford, PA 18969

Type of Facility PWS
 Consulting Engineer Bruce Rader, P.E.
 Berks Surveying & Engineering,
 Inc.
 311 East Main Street
 Fleetwood, PA 19522
 Application Received April 22, 2016
 Date
 Description of Action Construction Permit issued
 September 7, 2016

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

Application No. 3516509MA, Public Water Supply.

Applicant **PA American Water**
 800 W. Hershey Park Drive
 Hershey, PA 17033
 [Township or Borough] Carbondale Township
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 09/02/2016
 Date
 Description of Action Improvements at Upper
 Rushbrook booster pump station.

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

Application No. 5516502—Construction Public Water Supply.

Applicant **Selinsgrove Center**
 Township/Borough Penn Township
 County **Snyder**
 Responsible Official Michael Kapil, P.E.
 Selinsgrove Center
 3 Ginko Drive, Building 52
 Harrisburg, PA 17110
 Type of Facility Public Water Supply
 Consulting Engineer Michael J. Peleschak, P.E.
 Alfred Benesch & Company
 400 One Norwegian Plaza
 Pottsville, PA 17901
 Application Received September 12, 2016
 Date
 Description of Action Construct new treatment facility
 which will house 2 gravity filters
 and 2 ion exchange units.
 Disconnection of Well # 6 from
 the system and replacement of
 all five hydrants on the facility.

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. 0216529MA, Minor Amendment.

Applicant **Western Allegheny County
 Municipal Authority**
 403 Virginia Avenue
 Oakdale, PA 15071
 [Township or Borough] North Fayette Township
 Responsible Official Nadine Petock, Assistant
 Manager
 Western Allegheny County
 Municipal Authority
 403 Virginia Avenue
 Oakdale, PA 15071
 Type of Facility Water system
 Consulting Engineer Nichols & Slagle Engineering,
 Inc.
 Airport Office Park
 Building 4, Suite 600
 Moon Township, PA 15108
 Application Received September 7, 2016
 Date
 Description of Action Replacement of existing 8-inch
 diameter waterline with new
 12-inch diameter waterline.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

**UNDER ACT 2, 1995
 PREAMBLE 1**

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of

further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

Spring View Land Development, 421 Centronia Road, Allentown City, **Lehigh County**. MidAtlantic Engineering Partners, LLC, Gateway 195 Center, 5 Commerce Way, Hamilton, NJ 08691, on behalf of KRE Spring View Apartments LP, KRE Spring View Commercial, LP, 520 US 22, PO Box 6872, Bridgewater, NJ 08807, submitted a Notice of Intent to Remediate. The soils at this site have been found to be contaminated with arsenic. The proposed future use of the property will be residential. The proposed cleanup standard for the site is Site-Specific. The Notice of Intent to Remediate was published in *The Morning Call* on August 27, 2016.

Sternberg Property, 8111 Wertman Road, Weisenberg Township, **Lehigh County**. Liberty Environmental, Inc., 480 New Holland Avenue, Suite 8203, Lancaster, PA 17602, on behalf of ArieH Sternberg, 8111 Wertman Road, Fogelsville, PA 18051, submitted a Notice of Intent to Remediate. A release of fuel oil # 2 from an aboveground storage tank contaminated soils at this site. The proposed future use of the property will be residential. The Notice of Intent to Remediate was published in *The Morning Call* on August 14, 2016.

267 Moreland Avenue, 267 Moreland Avenue, Bethlehem City, **Northampton County**. Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382, on behalf of Mr. Joseph Petraglia, Co-Executor of the Estate of Ruth O. Fidorack, 2404 Lafayette Avenue, Bethlehem, PA 18017, submitted a Notice of Intent to

Remediate. Site soils and groundwater have been found to be impacted with heating oil resulting from the failure of an underground storage tank system. The proposed future use of the property will be residential. The proposed cleanup standard for the site is Site-Specific. The Notice of Intent to Remediate was published in *The Times News, LLC* on August 25, 2016.

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

Martin Horn Residence, 62 Hunterstown Hampton Road, Gettysburg, PA 17325, Straban Township, **Adams County**. Taylor Geoservices Inc., 38 Bishop Hollow Road, Suite 200, Newtown Square, PA 19073, on behalf of Martin Horn, 62 Hunterstown Road, Gettysburg, PA 17325, submitted a Notice of Intent to Remediate site soils contaminated with No. 2 fuel oil. The site will be remediated to the Residential Statewide Health Standard and remain residential. The Notice of Intent to Remediate was published in the *Gettysburg Times* on July 16, 2016.

Frank and Cindy Geiser Property, 26 West 6th Street, Boyertown, PA 19512, Boyertown Borough, **Berks County**. Crawford Environmental Services, LLC, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Jerome H. Rhoades, Inc., 624 South Prince Street, Lancaster, PA 17603, and Frank and Cindy Geiser, 26 West 6th Street, Boyertown, PA 19512, submitted a Notice of Intent to Remediate site soil contaminated with No. 2 fuel oil. The site will be remediated to the Residential Statewide Health Standard and remain residential. The Notice of Intent to Remediate was published in the *Berk-Mont Newspapers, Berks-Mont Digital*, on August 17, 2016.

RESIDUAL WASTE GENERAL PERMITS

Application(s) Received Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

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. WMGR157. Beneficial Reuse Management, LLC, 372 West Ontario Street, Suite 501, Chicago, IL 60654-5779. The application is for a residual waste general permit for the beneficial use of synthetic gypsum generated from the flue gas desulfurization process as a soil amendment and nutrient source for agricultural use. The application was determined to be administratively complete on August 18, 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, 717-787-7381. 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 WMGR157" 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.

DETERMINATION FOR APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Application(s) received for Determination of Applicability 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 a Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.

Southwest Region: Bureau of Waste Management, Environmental Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

General Permit No. WMGR101SW004. Heights Plaza Materials, Inc., 124 Pulaski Drive, Natrona Heights, PA 15065-9703. The General Permit is for the processing and beneficial use of steel and iron slag and refractory bricks mined from an existing slag pile for use as a construction material at the Heights Plaza Materials, Inc., 124 Pulaski Drive, Harrison Township, **Allegheny County**. The application for determination of applicability was administratively complete by the Southwest Regional Office on September 12, 2016.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application(s) Received Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Permit Application No. 101713. Pioneer Aggregates, Inc., 215 E. Saylor Avenue, Laflin, PA 18702. A municipal waste demonstration permit application for the use of Re-Crete™ for mine reclamation. The demonstration project site is located at the existing Simpson Quarry in Fell Township, **Susquehanna County**. The application was received by the Regional Office on July 11, 2016. Additional information was received on August 9, 2016 and August 30, 2016. The application was accepted as complete by the Regional Office on September 9, 2016.

Comments concerning the application should be directed to Roger Bellas, Regional Waste Management Program Manager, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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

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

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

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

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

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

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

39-00004A: Mack Trucks, Inc. (700 Alburtis Road, Macungie, PA 18062) for their facility in Lower Macungie Township, **Lehigh County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) intends to issue a Plan Approval for Mack Trucks, Inc. (700 Alburtis Road, Macungie, PA 18062) for their facility in Lower Macungie Township, Lehigh County. This Plan Approval No. 39-00004A will be incorporated into a Title V Permit through an administrative amendment at a later date.

Plan Approval No. 39-00004A is for the installation and operation of one (1) paint spray booths and one (1) natural gas fired curing oven. The main emissions from these sources are VOCs. The new sources will be required to comply with 25 Pa. Code § 129.52 surface coating requirements. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 39-00004A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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.

01-03022B: Agricultural Commodities, Inc. (1585 Granite Station Road, Gettysburg, PA 17325) for the modification of a Pellet System at the animal feed manufacturing and processing facility located in Straban Township, **Adams County**. The expected increases in facility emissions as a result of the changes proposed are 3.28 tons per year of filterable PM₁₀. The facility is a State Only facility. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement

(BAT) of 25 Pa. Code §§ 127.1 and 127.12, and 40 CFR Part 63, Subpart DDDDDDD—National Emission Standards for Hazardous Air Pollutants for Area Sources: Prepared Feeds Manufacturing. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, 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, the requirements established in the plan approval will be incorporated into an Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

36-05107F: Pepperidge Farm Inc. (2195 N. Reading Road, Denver, PA 17517) for the installation of a new catalytic oxidizer to replace Catalytic Oxidizer 6 at the bakery located in East Cocalico Township, **Lancaster County**. The expected potential emissions as a result of the changes proposed are: 0.7 tpy of CO, 0.9 tpy of NO_x, 11.4 tpy of VOCs and 0.8 tpy of Acetaldehyde. The facility is a State Only facility. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12, and 25 Pa. Code § 123.13 Process Particulate Matter. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, 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, the requirements established in the plan approval will be incorporated into an Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

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

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

08-00050B: Eureka Resources, LLC (451 Pine Street, Williamsport, PA 17701) for the modification of their existing wastewater treatment process at the Standing Stone Facility located in Standing Stone Township, **Bradford County**.

The Department of Environmental Protection's (Department) review of the information submitted by Eureka Resources, LLC indicates that the air contamination sources to be constructed/modified, which include the wastewater treatment process, salt extraction process, MBR/RO/IX process, and various storage tanks and silos, 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. Pursuant to the BAT requirements, the modified wastewater treatment process will include the installation of a permanent total enclosure and wet scrubber in order to control emissions of volatile organic compounds and hazardous air pollutants to the maximum extent feasible. Based on these findings, the Department proposes to issue a plan approval for the proposed construction.

The emissions from the proposed and modified sources included in this project will not exceed the following limits: Existing wastewater treatment process: 10.7 tons/year (TPY) VOCs and 5.7 TPY HAPs.

Modified wastewater treatment process w/scrubber: 6.0 TPY VOCs and 5.2 TPY HAPs.

Salt extraction process: 2.9 TPY NO_x, 1.7 TPY CO, 1.3 TPY PM, 0.3 TPY VOCs, and 0.3 TPY HAPs.

MBR/RO/IX process: 2.7 TPY VOCs and 2.7 TPY HAPs.

Storage Tanks: 0.7 TPY VOCs and 0.7 TPY HAPs.

Storage Silos: 0.3 TPY PM.

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:

The storage and handling of clarifier sludge/dry salt shall not at any time result in the emission of fugitive air contaminants. Each incoming tanker load of wastewater shall be sampled and tested to determine the methanol content of the wastewater. All brine concentrate generated from the treatment of gas well water shall only be shipped off site in liquid form. Tanker trucks shall be located inside the facility while being loaded with brine concentrate. All trucks hauling roll-offs containing clarifier sludge/dry salt shall have their loads securely tarped.

The total combined throughput of wastewater processed in Source ID P101 shall not exceed 68,985,000 gallons in any 12 consecutive month period. In addition, the wastewater shall not contain more than 500 ppm methanol, measured as a monthly volume weighted average. Wastewater containing more than 2,500 ppm methanol shall not be processed in Source ID P101. Source ID P101 shall be permanently deactivated upon startup of Source ID P102.

The total combined throughput of wastewater processed in the "low strength methanol" train of Source ID P102 shall not exceed 68,985,000 gallons in any 12 consecutive month period. In addition, the wastewater shall not contain more than 750 ppm methanol, measured as a monthly volume weighted average. Wastewater containing more than 2,500 ppm methanol shall not be processed in the "low strength methanol" train of Source ID P102. The total combined throughput of wastewater processed in the "high strength methanol" train of Source ID P102 shall not exceed 30,660,000 gallons in any 12 consecutive month period. In addition, the wastewater shall not contain more than 20,000 ppm methanol, measured as a monthly volume weighted average. A constant negative pressure shall be maintained in the Permanent Total Enclosure. The packed tower wet scrubber shall have a control efficiency for methanol of at least 95%. The permittee shall perform stack testing upon the scrubber inlet and outlet, in order to determine the methanol control efficiency of the scrubber. The scrubber shall be equipped with instrumentation to continuously monitor the recirculation rate and pressure drop across the packed tower scrubber.

The enclosure shall be equipped with instrumentation to continuously monitor the pressure in the enclosure.

The burner associated with the salt dryer included in Source ID P103 shall only be fired on pipeline-quality natural gas or propane. Control Device ID C103 shall be equipped with instrumentation to continuously monitor the pressure drop across the bag collector. The pressure drop across the salt dryer integral bag collector (ID C103) shall be maintained at 4 inches W.C. or less at any time the dryer is in operation. The permittee shall keep on hand a sufficient quantity of spare bags for the salt dryer integral bag collector in order to be able to immediately

replace any bag requiring replacement. No more than 46,116,000 gallons of water shall be processed in Source ID P104 in any 12 consecutive month period. The inlet concentration of methanol in the water processed in Source ID P104 shall not exceed 500 ppm. The loading of recovered methanol from the storage tank into totes or trucks shall occur by submersible fill. Each silo baghouse shall be equipped with instrumentation to continuously monitor the pressure drop across the baghouse. The proposed plan approval contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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 08-00050B, the requirements established in the plan approval will be incorporated into State Only Operating Permit 08-00050 pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

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.

60-00024A: GAF Keystone, LLC (14911 Quorum Drive, Suite 600, Dallas, TX 75254-1491) for the construction of a thermoplastic roof sheeting and roof ridge vent manufacturing operation consisting of: one Thermoplastic Polyolefin (TPO) powder bag dump station, two TPO raw material receiver/feeder sets, two Polyvinyl Chloride (PVC) raw material receiver/feeder sets, two TPO extruders, two PVC extruders, two thermoplastic injection molds, two fiberglass filter applicators, two cooling towers each equipped with a drift eliminator, an emergency generator engine rated at <100 bhp, three scrap plastic grinders, miscellaneous combustion sources and various silos and bins for the storage of plastic pellets. This operation also involves the installation of two fabric collectors and a regenerative thermal oxidizer with a particle pre-filter at the company's New Columbia facility located in White Deer Township, **Union County**.

The Department of Environmental Protection's (Department) review of the information submitted by GAF Keystone, LLC indicates that the air contamination sources to be constructed will comply with all regulatory requirements, including monitoring, testing, 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, 25 Pa. Code Chapter 123, and the best available technology (BAT) requirement 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 all proposed sources included in this project will not exceed the following limits: 5.51 TPY NO_x, 9.26 TPY CO, 12.02 TPY VOCs, 0.07 TPY SO_x, 6.03 TPY PM/PM₁₀/PM_{2.5}, 3.90 TPY HAPs, and 12,916 TPY CO₂e.

In addition to the emission limitations, the following is a brief description of the types of conditions the Depart-

ment intends to place in the plan approval in order to ensure compliance with all applicable air quality regulatory requirements: limitations on VOC, HAP and PM/PM₁₀/PM_{2.5} emissions per ton of resins processed, records of amounts and types of resins processed, records of water flow rates through cooling tower, installation of pressure differential gauges on all fabric collectors, onsite availability of spare fabric collector bags.

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 60-00024A, 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 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 570-327-3693.

OPERATING PERMITS

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

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

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

48-00098: EPP Renewable Energy, LLC, Glendon Business Center (1605 N. Cedar Crest Blvd., Suite 509, Allentown, PA 18104). The Department intends to issue an initial Title V Operating Permit for a landfill gas-to-energy (LFGTE) plant in Glendon Borough, **Northampton County**. As a major source, the facility is subject to the Title V permitting requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code Chapter 127, Subchapter G.

The main sources at this facility are two (2) engines/generators that are fueled by LFG from the Chrin Brothers Inc. Sanitary Landfill and which produce electricity to a local grid. These sources have the potential to emit major quantities of regulated pollutants above Title V emission thresholds. The proposed Title V Operating Permit shall include emission restrictions, work practice standards and testing, monitoring, recordkeeping, and reporting requirements to ensure compliance with all applicable Federal and State air quality regulations.

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

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

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

V10-027: Newman and Company, Inc. (6101 Tacony St., Philadelphia, PA 19135) for the operation of a paperboard manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emissions' sources include a 118 MMBTU/hr boiler, nine space heaters less than 0.5 MMBTU/hr. The facility also has a stage II vapor recovery system for a 3,000 gallon gasoline tank, a 973,000 BTU/hr fire pump, and a trim waste blower system.

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

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

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

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

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

46-00040: National Label Co., Inc. (2025 Joshua Rd, Lafayette Hill, PA 19444) for the operation of a printing and coating facility located in Whitemarsh Township, **Montgomery County**. The permit is for a non-Title V (State only) facility. Sources of air emissions are fifteen (15) printing presses (gravure, UV letterpress, and flexographic), a Regenerative Thermal Oxidizer, emergency generator, and five (5) parts cleaners. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 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.

38-03016: PA Precision Cast Parts, Inc. (521 North 3rd Street, P.O. Box 1429, Lebanon, PA 17042) to issue a State-Only Operating Permit for the operation of a steel investment foundry in the City of Lebanon, **Lebanon County**. Potential emissions from the facility are estimated to be 2.51 tons CO, 1.49 ton NO_x, 0.23 PM, 0.02 ton SO_x, and 3.66 tons VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 63, Subpart ZZZZZ—National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries Area Sources and 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

06-03094: K & L Woodworking, Inc. (440 North Fourth Street, Reading, PA 19601) to issue a State Only Operating Permit for the Reading Plant located in the City of Reading, **Berks County**. The actual emissions from the facility in the year 2015 were estimated at 1.51 ton of VOC and 0.57 ton of HAPs. The Operating Permit will include emission limits and work practice standards

along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

06-03134: Sensory Effects, Inc. (61 Vanguard Drive, Reading, PA 19606) to issue a State Only Operating Permit for the Reading Plant located in Exeter Township, **Berks County**. Potential emissions are 12.7 tpy of PM, 3.9 tpy of NO_x, 0.1 tpy of SO_x (as SO₂), 6.5 tpy of CO and 0.4 tpy of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

06-03062: Theodore C. Auman, Inc. (247 Penn Street, Reading, PA 19601) to issue a renewal of a State Only Operating Permit for a human cremation unit at the facility located in the City of Reading, **Berks County**. The subject facility's cremation unit will be controlled by an internal secondary combustion chamber. The unit has the potential to emit 0.4 tpy of CO, 0.1 tpy NO_x, 0.4 tpy PM, 0.1 tpy SO_x, & 0.7 tpy VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

67-03157: SWF Industrial, Inc., (6287 Lincoln Highway, Wrightsville, PA 17368) to issue a State Only Operating Permit for operation of two (2) paint spray booths, paint mixing room and cleanup operations at the metal parts fabrication facility in Hellam Township, **York County**. The actual emissions are 1.27 ton per year VOC; 1.07 ton per year total HAPs; and 0.01 ton per year PM. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code § 129.52 and 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines.

21-03027: Lafferty & Co., Inc. (1100 Hummel Avenue, Lemoyne, PA 17043) to issue a State Only Operating Permit for a wood fired boiler and wood working dust collection system at the wood processing facility in Lemoyne Borough, **Cumberland County**. The Particulate Matter (PM) emissions from the operation are less than a ton per year, and the NO_x emissions from the operation are less than 10 tons per year. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

Contact: Dave Balog, New Source Review Chief—Telephone: 814-332-6940.

43-00321: Northeast Industrial Manufacturing, Inc. (640 Keystone Road, Greenville, PA 16125). The Department intends to issue a State Only Operating Permit renewal for Northeast Industrial's roll-off container manufacturing facility located in Hempfield Township, **Mercer County**. The facility is a Natural Minor. The primary sources at the facility are 2 spray paint booths. Potential VOC emissions are 14.96 tons per year. Actual facility-wide VOC emissions for the calendar year 2015 were 4.88 tons. The renewal permit contains emis-

sion restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

OPERATING PERMITS

PUBLIC HEARINGS

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

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

Notice is hereby given under 25 Pa. Code §§ 127.44(b)(5) and 127.424 that the Department of Environmental Protection (Department) is soliciting comments on the proposed Air Quality **Plan Approval 35-00070A for Archbald Energy Partners, LLC** (the Permittee), 72 Glenmaura National Blvd., Moosic, PA 18507 to construct and operate a natural-gas-fired combined-cycle (NGCC) power plant to produce approximately 485 MW of electricity at the facility to be located in Archbald Borough, **Lackawanna County** as described in the Permittee's February 2, 2016 Plan Approval Application and any other subsequent supplemental submissions.

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

The company proposes to construct a NGCC plant consisting of a GE model 7HA.02 or equivalent combined cycle natural-gas-fired turbine. The HRSG will be equipped with natural-gas-fired duct burner (DB). The facility will be capable of producing approximately 485 MW (Nominal) of electricity. The maximum heat input rating of the CT is 3,269 MMBTUs/hr. The DB will have a maximum heat input rating of 111 MMBTUs/hr. The company proposes to control the nitrogen oxides emissions using a dry low-NO_x (DLN) combustor and selective catalytic reduction (SCR). To control the carbon monoxide (CO) and volatile organic compounds (VOCs) emissions, the company proposes to utilize combustion controls and oxidation catalysts.

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

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

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

The following table shows the proposed emissions from the facility:

<i>Pollutant</i>	<i>Sources</i>				<i>Total (TPY)</i>
	<i>Turbine</i>	<i>ER Engine</i>	<i>Fire Engine</i>	<i>Circuit Breaker</i>	
NO _x	99	0.2	0.1	-	99.3
CO	60.4	0.1	0.1	-	60.6
VOCs (as methane)	19.4	-	0.04	-	19.44
PM ₁₀	48.8	0.003	0.01	-	48.81
PM _{2.5}	48.8	0.003	0.01	-	48.81
SO ₂	22.4	-	-	-	22.4
H ₂ SO ₄	13.7	-	-	-	13.7
HAPs	9.0	-	-	-	9.0
Formaldehyde	5.7	-	-	-	5.7
CO ₂ e	1,464,093	33	22	16	1,464,164

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

A public hearing will be held for the purpose of receiving comments on the proposed air quality plan approval. The hearing will be held on Wednesday, October 26, 2016, at Valley View High School, 1 Columbus Drive, Archbald, PA 18403 at 7:00 PM.

Persons interested in commenting are invited to appear.

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

The general procedures for the hearing are as follows:

To develop an agenda for the hearing, the Department requests that individuals wishing to testify at the hearing submit a written notice of their intent. The notice should be sent to Mark Wejkszner P.E, Air Quality Program Manager, Department of Environmental Protection, Air Quality Program, Wilkes-Barre Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915. The Department will accept notices up to the day of the public hearing.

This written notice should include the person's name, address, telephone number and a brief description as to the nature of the testimony. Individuals who submit a notice of intent to testify will be given priority on the agenda. If time permits, the Department will allow individuals who have not submitted a notice of intent to testify to present their comments.

Each individual will have up to 5 minutes to present testimony. The Department requests that individuals present written copies of their testimony in addition to their oral presentations.

To insure that all speakers have a fair and equal opportunity to present their testimony, relinquishing of time will be prohibited. Further details relating to the procedures to be followed at the hearing will be outlined at the beginning of the hearing.

Persons unable to attend the hearing can submit written testimony to the Department through November 4, 2016.

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

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

For additional information regarding the above, contact Mark Wejkszner P.E at (570)-826-2511 or write to the Department at the Wilkes-Barre address given previously.

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.

32140701 and NPDES No. PA0236284. Pennzoil Quaker State Company dba SOPUS Products, (PO Box 4427, Houston, TX 77210). To operate the Helen Mine Acid Mine Drainage Treatment Plant in Blacklick and Center Townships, **Indiana County** and related NPDES permit, for a new post mining water treatment facility. Coal Refuse Disposal Support Acres Proposed 166.4. Receiving Stream: Unnamed Tributary of Two Lick Creek, classified for the following use: CWF. The application was considered administratively complete on September 7, 2016. Application received November 12, 2015.

03991301 and NPDES No. PA0235407. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To renew the permit for the Logansport Mine in Bethel, Burrell, Gilpin and Parks Townships, **Armstrong County** and related NPDES permit. No additional discharges. The application was considered administratively complete on September 9, 2016. Application received February 8, 2016.

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

Permit No. 32960103 and NPDES No. PA0213331. Forcey Coal, Inc., 475 Banion Road, Madera, PA 16661 renewal for reclamation only of a bituminous surface and auger mine in Green Township, **Indiana County**, affecting 329.7 acres. Receiving streams: unnamed tributaries to Little Mahoning Creek, unnamed tributaries to East Run to Little Mahoning Creek and unnamed tributaries to North Branch of Two Lick Creek classified for the following uses: high quality cold water fishes, cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: August 24, 2016.

Permit No. 32100201 and NPDES No. PA0262960. Robindale Energy Services, Inc., 224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920, renewal for the continued operation and restoration of a bituminous surface mine in Brush Valley Township, **Indiana**

County, affecting 58.5 acres. Receiving stream: Blacklick Creek classified for the following use: trout stocked fishes. There are no potable water supply intakes within 10 miles downstream. Application received: August 31, 2016.

Permit No. 56060102 and NPDES No. PA0249912. Mountaineer Mining Corp., 1010 Garrett Shortcut Road, Berlin, PA 15530, renewal for the continued operation and restoration of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 83.7 acres. Receiving streams: unnamed tributaries to/and Schrock Run classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: September 1, 2016.

Permit No. 56090106 and NPDES No. PA0262765. Mountaineer Mining Corp., 1010 Garrett Shortcut Road, Berlin, PA 15530, renewal for the continued operation and restoration of a bituminous surface and auger mine in Brothersvalley Township, **Somerset County**, affecting 105.5 acres. Receiving streams: unnamed tributaries to/and Buffalo Creek classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: September 1, 2016.

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

33990109 and NPDES No. PA0241539. McKay Coal Company, Inc. (P.O. Box 343, Punxsutawney, PA 15767). Renewal of an existing bituminous surface and auger mine in Perry Township, **Jefferson County**, affecting 72.5 acres. Receiving streams: Unnamed tributaries to Perryville Run and Perryville Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: September 6, 2016.

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

Permit No. 54111302T and GP104 No. PAM111088. M & D Anthracite Coal Company, (2030 East Center Street, Tremont, PA 17981), transfer of an existing anthracite underground mine operation from S & J Coal Mine in Cass Township, **Schuylkill County** affecting 2.1 acres, receiving stream: Wagner Run, classified for the following use: cold water fishes. Application received: August 18, 2016.

Permit No. 54683043T and PAM112034. Park Mine Coal Co., LLC, (294 Pine Creek Drive, Orwigsburg, PA 17961), transfer of an existing anthracite surface mine and coal refuse reprocessing operation from Jeddo-Highland Coal Company in Mahanoy Township, **Schuylkill County** affecting 1,250.0 acres, receiving stream: Mahanoy Creek, classified for the following use: cold water fishes. Application received: August 19, 2016.

Permit No. 54683043R6 and PAM112034. Park Mine Coal Co., LLC, (294 Pine Creek Drive, Orwigsburg, PA 17961), renewal of an existing anthracite surface mine and coal refuse reprocessing operation in Mahanoy Township, **Schuylkill County** affecting 1,250.0 acres, receiving stream: Mahanoy Creek, classified for the following use: cold water fishes. Application received: August 19, 2016.

Permit No. 54-305-037GP12. Park Mine Coal Co., LLC, (294 Pine Creek Drive, Orwigsburg, PA 17961), application to operate a coal preparation plant whose

pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 54683043 in Mahanoy Township, **Schuylkill County**. Application received: August 19, 2016.

Permit No. 40900204R5 and PAM111057R. Silverbrook Anthracite, Inc., (1 Market Street, Laflin, PA 18702), renewal of an existing anthracite coal refuse reprocessing operation in Newport Township and City of Nanticoke, **Luzerne County** affecting 80.0 acres, receiving stream: Newport Creek, classified for the following use: warm water fishes. Application received: August 23, 2016.

Permit No. 54851603R6 and NPDES Permit No. PA0592897. Carbon & Metal Technologies, LLC, (821 Westwood Avenue, Staten Island, NY 10314), renewal of an existing anthracite coal preparation plant operation and NPDES Permit for discharge of treated mine drainage in Hublely Township, **Schuylkill County** affecting 23.6 acres, receiving stream: Pine Creek, classified for the following use: cold water fishes. Application received: August 30, 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.

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

Permit No. 4874SM1C12 and NPDES Permit No. PA0119628. County Line Quarry, Inc., (1750 Walton Road, Blue Bell, PA 19422), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Wrightsville and Hellam Townships, **York County** affecting 285.12 acres, receiving stream: Kreutz Creek, classified for the following use: warm water fishes. Application received: August 29, 2016.

Permit No. 58040806. DeWitt C. Porter, (2273 Howard Hill Road, Hallstead, PA 18822), Stage I & II bond release of a quarry operation in Liberty Township, **Susquehanna County** affecting 1.62 acre on property owned by Brett & Cynthia Wambold. Application received: September 6, 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:

Parameter	Table 2		
	30-Day Average	Daily Maximum	Instantaneous Maximum
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

*The parameter is applicable at all times.

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

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

Effluent Limits for Noncoal Mining Activities

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

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

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

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

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

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA0269514 (Mining Permit No. 11150103), Amerikohl Mining, Inc., 202 Sunset Drive, Butler, PA 16001, a new NPDES permit for surface mining in West Carroll Township, **Cambria County**, affecting 104.0 acres. Receiving streams: unnamed tributary to West Branch Susquehanna River (CWF) and West Branch Susquehanna River (WWF), classified for the following uses: cold water fishes and warm water fishes. This receiving stream is included in the West Branch Susquehanna River TMDL. Application received: March 16, 2016.

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

The outfalls listed below discharge to unnamed tributary to/and West Branch Susquehanna River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001—Treatment Facility 1	Y
002—Treatment Facility 2	Y
003—Treatment Facility 3	Y
004—Treatment Facility 4	Y
005—Sediment Pond 1	Y
006—Sediment Pond 2	Y
007—Sediment Pond 3	Y
008—Sediment Pond 4	Y

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

<i>Outfall: 001, 002, 003 and 004</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

NPDES No. PA0262765 (Mining permit no. 56090106), Mountaineer Mining Corporation, 1010 Garrett Shortcut Road, Berlin, PA 15530, renewal of an NPDES permit for surface mining activities in Brothersvalley Township, **Somerset County**, affecting 105.5 acres. Receiving streams: unnamed tributary to/and Buffalo Creek, classified for the following use: cold water fishes. This receiving stream is subject to the Buffalo Creek TMDL. Application received: September 1, 2016.

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

The treated wastewater outfalls listed below discharge to unnamed tributary to Buffalo Creek:

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

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

<i>Outfalls: 001, 002, 004 and 005</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)			50.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

<i>Outfall: 003</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	1.6	3.2	4.0
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)			50.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater outfalls listed below discharge to unnamed tributary to Buffalo Creek:

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

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

<i>Outfalls: 006, 008, 009 and 010</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

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

NPDES No. PA0241491 (Permit No. 24990101). Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) Revision to an existing NPDES permit for a bituminous surface mine in Horton Township, **Elk County**, affecting 568.9 acres. Receiving streams: Mead Run, classified for the following uses: CWF. TMDL: Little Toby Creek. Application received: August 19, 2016.

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

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

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TP9	Y

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

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

¹The parameter is applicable at all times.

Noncoal NPDES Draft Permits

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

NPDES No. PA0009059 (Mining Permit No. 6477SM5), Specialty Granules LLC, 13424 Pennsylvania Avenue, Suite 303, Hagerstown, MD 21742, renewal of an NPDES permit for noncoal surface mining in Hamiltonban Township, **Adams County**, affecting 306.6 acres. Receiving streams: Miney Branch to Toms Creek, classified for the following uses: cold water fishes (CWF) and migratory fish (MF). Application received: April 27, 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 listed below discharge to Miney Branch to Toms Creek:

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

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

NPDES No. PA0202100 (Mining permit no. 26970401), Laurel Aggregates of Delaware, LLC, 200 Lakewood Center, Suite 270, Morgantown, WV 26508:

Revised NPDES permit for a noncoal surface mine in Springhill Township, **Fayette County**, affecting 271.52 acres. Receiving streams: Unnamed Tributary to Ryans Run, Unnamed Tributary to Rubles Run, and Rubles Run classified for the following use: CWF. Application received: February 13, 2015.

The stormwater outfall(s) listed below discharge to an unnamed tributary to UNT to Rubles Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
013	N	SW

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

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

The stormwater outfall(s) listed below discharge to an unnamed tributary to UNT to Rubles Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
020	N	SW
021	N	SW
022	N	SW
023	N	SW

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

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

The stormwater outfall(s) listed below discharge to an unnamed tributary to UNT to Ryans Run and Rubles Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
007	N	SW
008	N	SW
009	N	SW
010	N	SW
011	N	SW
014	N	SW
015	N	SW
016	N	SW
018	N	SW
019	N	SW

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Selenium		Monitor and report	

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times
Alkalinity must exceed acidity at all times

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

NPDES Permit No. PA0612791 on Surface Mining Permit No. 06820601. Allan Myers Materials PA, Inc. d/b/a Allan Myers Materials, (638 Lancaster Avenue, Malvern, PA 19355), renewal of an NPDES Permit for a traprock quarry operation in New Morgan Borough, **Berks County**, affecting 97.6 acres. Receiving stream: East Branch Conestoga River, classified for the following uses: warm water and migratory fishes. Application received: February 7, 2014.

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

The outfalls listed below discharge to East Branch Conestoga River.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	Pit Sump

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

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

¹The parameter is applicable at all times.

NPDES Permit No. PA0120979 on Surface Mining Permit No. 7973SM6. Eureka Stone Quarry, Inc., (800 Lower State Road, Chalfont, PA 18976), renewal of an NPDES Permit for an argillite quarry operation in Wrightstown Township, **Bucks County**, affecting 35.68 acres. Receiving streams: unnamed tributary to Mill Creek to Neshaminy Creek, classified for the following uses: warm water and migratory fishes. Application received: August 1, 2014.

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

The outfall listed below discharge to unnamed tributary to Mill Creek to Neshaminy Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	Pit Sump

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Total Suspended Solids		35.0	70.0	90.0
Total Dissolved Solids (mg/l)				500
Discharge (MGD)		0.16	4.65	—

¹The parameter is applicable at all times.

NPDES Permit No. PA0613037 on Surface Mining Permit No. 45950302. H & K Group, Inc., PO Box 196, Skippack, PA 19474), renewal of an NPDES Permit for a sandstone, shale and overburden quarry operation in Tobyhanna Township, **Monroe County**, affecting 116.46 acres. Receiving stream: Two Mile Run and unnamed tributary to Trout Creek, classified for the following uses: HQ—cold water fishes and EV. Application received: December 31, 2015.

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

The outfall listed below discharge to Two Mile Run.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
LRQ-002	No	Stormwater Sedimentation

The outfalls listed below discharge to Trout Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
LRQ-003	No	Stormwater Sedimentation
LRQ-004	No	Stormwater Sedimentation

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Total Suspended Solids Discharge (MGD)		35.0	70.0	90.0
Total Oil & Grease		0.5	0.12	—
		Monitor & Report 1/Year Grab Sample		

¹The parameter is applicable at all times.

NPDES Permit No. PA0223352 on Surface Mining Permit No. 7975SM3 and 09030301. Eureka Stone Quarry, Inc., (800 Lower State Road, Chalfont, PA 18976), revision and renewal of an NPDES Permit for an argillite quarry operation in Wrightstown Township, **Bucks County**, affecting 158.6 acres. Receiving stream: Neshaminy Creek, classified for the following uses: warm water and migratory fishes. Applications received: November 26, 2013 and March 12, 2015.

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

The outfall(s) listed below discharge to Neshaminy Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	Pit Sump

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Discharge (MGD)		1.5	5.8	—
Total Suspended Solids		35.0	70.0	90.0
Total Dissolved Solids	Monitor & Report		500	
Sulfates	Monitor & Report		250	
Chloride	Monitor & Report		250	
Total Oil & Grease		Monitor & Report 1/Year Grab Sample		

¹The 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

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

E39-544. Borough of Emmaus Public Library, 11 East Main Street, Emmaus, PA 18049, in Borough of Emmaus, **Lehigh County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain an at-grade paved parking area of which approximately 325 square feet is in the floodway of an Unnamed Tributary to Little Lehigh Creek (HQ-CWF, MF). The project is associated with the Emmaus Public Library Addition. The project is located at 11 East Main Street, Emmaus, PA 18049 (Allentown East, PA Quadrangle, Latitude: 40.540914 N; Longitude: -75.487099 W).

E45-569. RPM Realty Company, 410 Analomink Road, East Stroudsburg, PA 18301, in Hamilton Township, **Monroe County**, U.S. Army Corps of Engineers, Philadelphia District.

To authorize the following water obstructions and encroachments associated with the construction of a commercial development known as RPM Auto Park:

1. To construct and maintain a stormwater outfall within the floodway of a tributary to McMichael Creek (EV, MF) consisting of a 24-inch diameter pipe, concrete headwall, 7-ft long by 6-ft wide R-4 riprap plunge pool, and a 6-foot wide by 135-foot long R-4 riprap level spreader with a concrete weir.

2. To construct and maintain a stormwater outfall within the floodway of a tributary to McMichael Creek (EV, MF) consisting of a 36-inch diameter pipe, concrete headwall and a 31-foot long by 29-ft wide R-4 riprap apron.

3. To construct and maintain a sanitary sewer line crossing of a tributary to McMichael Creek (EV, MF) consisting of two 8-inch diameter concrete encased pipes.

4. To remove the existing structure and to construct and maintain a road crossing of a tributary to McMichael Creek (EV, MF) consisting of an open-bottom concrete arch culvert having a 14-foot span, 6-foot underclearance, concrete footers, and imbedded R-6 riprap covered with 12-inches of native stream bed material. Three utility line crossings of the stream, including a water main, a sanitary force main and an electrical duct, will be constructed over the culvert.

5. To construct and maintain a stormwater outfall within the floodway of a tributary to McMichael Creek (EV, MF) consisting of a 48-inch diameter pipe, concrete headwall and a 30-foot long by 27-ft wide R-6 riprap apron.

The project is located immediately southwest of the intersection of Business Route 209 (SR 2012) and SR

0033 (Saylorsburg, PA Quadrangle Latitude: 40° 57' 34"; Longitude: -75° 17' 15") in Hamilton Township, Monroe County.

E48-437. Moravian College, 1200 Main Street, Bethlehem, PA 18018, in City of Bethlehem, **Northampton County**, U.S. Army Corps of Engineers, Philadelphia District.

To remove an existing fire-damaged building and construct and maintain an approximately 1.0 acre paved parking lot over the existing concrete floor slabs within the floodway and floodway fringe of Monocacy Creek (HQ-CWF, MF). The activities are associated with Moravian College. The project is located on the west side of Mauch Chunk Road, immediately north of the intersection with West Laurel Street (Catasauqua, PA Quadrangle, Latitude: 40.630348 N; Longitude: -75.387636 W).

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

E28-383: Franklin County General Authority, 5540 Coffey Avenue, Chambersburg, PA 17201 in Lurgan and Letterkenny Townships, **Franklin County**, U.S. Army Corps of Engineers Baltimore District.

The applicant proposes to remove the existing multi-culvert structures and to construct and maintain two separate single span bridges with clear spans of 47.0 feet, underclearance of 5.0 feet, and an out-to-out width of 15.0 feet, both over Conodoguinet Creek, for the purpose of improving access to the Roxbury Dam, all to the west of SR 641 in Lurgan and Letterkenny Townships, Franklin County (Roxbury, PA Quadrangle; Latitude: 40° 07' 11.5"; Longitude: -77° 41' 06.6" and Latitude: 40° 07' 04.0"; Longitude: -77° 41' 12.7").

E01-312: Plenary Walsh Keystone Partners, 200 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA; in Abbotstown Borough, **Adams County**, U.S. Army Corps of Engineers Baltimore District.

To remove the existing structure and to construct and maintain a 44.54 foot long by 26.00 foot wide by 6.50 foot high concrete box culvert, uniformly depressed 12 inches with fish baffles, with associated apron and wingwalls in an unnamed tributary to Beaver Creek (WWF, MF) and to relocate 99.0 linear feet of an unnamed tributary to Beaver Creek (WWF, MF), all for the purpose of replacing a deteriorating structure and improve roadway safety standards along SR 0194 Section 000 in Abbotstown Borough, Adams County (Quad Sheet: Abbotstown, PA; Latitude: 39° 53' 01"; Longitude: -76° 58' 59") as part of the PennDot Rapid Bridge Replacement Program.

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

E65-981, Plenary Walsh Keystone Partners, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275, Mount Pleasant Township, **Westmoreland County**, Pittsburgh ACOE District.

The applicant is proposing to:

1. Remove an existing 24' long by 26.42' wide, single span, reinforced concrete bridge over Brinker Run (WWF), with an under clearance of 4';

2. Construct & maintain a replacement, 24' by 5' precast concrete box culvert over Brinker Run, with a minimum under clearance to the low chord of 4';

3. Construct and maintain rock slope protection in the floodway on the upstream and downstream side of the

aforementioned structure, and associated improvements to the guidrails and approach roads;

4. Place and maintain fill in 27 linear feet of an existing unnamed tributary to Brinker Run (aka UNT-1) (WWF), and to construct and maintain 28.5 linear feet of new relocated channel;

5. Permanently place and maintain fill in a de minimus amount of PSS wetland (0.007 acre in Wetland 4);

6. Temporarily impact 0.035 acre of PEM Wetland 3 and 0.103 acre of PSS Wetland 4 during construction;

7. Temporarily impact 39 linear feet of unnamed tributary to Brinker Run (UNT-1) to construct a temporary stream crossing.

For the purpose of replacing the existing structurally deficient structure over Brinker Run. The project is located at State Route 2012, approximately 2.7 miles from the intersection between Albrights Lake Road and Armhurst Brinkertown Road in Mammoth, PA 15664 (Mount Pleasant and Mammoth USGS Topographic Quadrangle, Latitude: 40°13'10.84"; Longitude: -79°30'34"; Sub-basin: 19D; Pittsburgh Corps District) in Mount Pleasant Township, Westmoreland County. This project will impact approximately 52 linear feet of Brinker Run, 27 linear feet of UNT to Brinker Run and 0.007 acre of PSS Wetland 4.

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

E16-147, Plenary Walsh Keystone Partners, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275. JV # 385, S.R. 4015 Section P50 over Licking Creek in Knox Township, **Clarion County**, ACOE Pittsburgh District (Fryburg, PA Quadrangle N: 41°, 18', 51.80"; W: -79°, 23', 19.43").

To remove the existing structurally deficient bridge and to construct and maintain a 32.5 foot wide single-span pre-stressed concrete spread box beam bridge having a total span length of 90 feet and a low-chord elevation of 1,279.78 across Licking Creek in Knox Township, Clarion County.

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

E0829-108: Appalachia Midstream, LLC, 400 IST Center, Suite 404, Horseheads, NY 14845, Canton and Leroy Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 252 square feet of a Palustrine Emergent Wetland (Grover, PA Quadrangle, Latitude: 41°36'50", Longitude: -76°47'35");

2. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 8,749 square feet of a Palustrine Scrub-Shrub Wetland and impacting 406 square feet of a Palustrine Emergent Wetland (Grover, PA Quadrangle, Latitude: 41°36'48", Longitude: -76°47'33");

3. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 1,942 square feet of a Palustrine Emergent Wetland (Grover, PA Quadrangle, Latitude: 41°36'44", Longitude: -76°47'31");

4. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 186 linear feet of Lye Run (EV, MF) and impacting 500 square feet of an adjacent

Palustrine Emergent Wetland (EV), 4,164 square feet of an adjacent Palustrine Scrub-Shrub Wetland (EV) and 5,164 square feet of an adjacent Palustrine Forested Wetland (EV) (Grover, PA Quadrangle, Latitude: 41°36'30", Longitude: -76°47'08");

5. a temporary timber mat bridge impacting 173 square feet of a Palustrine Emergent Wetland (Grover, PA Quadrangle, Latitude: 41°36'29", Longitude: -76°47'07");

6. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 205 linear feet of Lye Run (EV, MF) (Grover, PA Quadrangle, Latitude: 41°36'21", Longitude: -76°46'57");

7. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 534 square feet of a Palustrine Emergent Wetland (EV) (Grover, PA Quadrangle, Latitude: 41°36'20", Longitude: -76°46'55");

8. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 203 linear feet of an unnamed tributary to Lye Run (EV, MF) and impacting 695 square feet of an adjacent Palustrine Emergent Wetland (EV) (Grover, PA Quadrangle, Latitude: 41°36'19", Longitude: -76°46'53");

9. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 1,779 square feet of a Palustrine Emergent Wetland (EV) (Grover, PA Quadrangle, Latitude: 41°36'18", Longitude: -76°46'52");

10. a temporary timber mat bridge impacting 243 square feet of a Palustrine Emergent Wetland (Grover, PA Quadrangle, Latitude: 41°35'59", Longitude: -76°46'35");

11. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 189 linear feet of an unnamed tributary to Lye Run (EV, MF) and impacting 262 square feet of an adjacent Palustrine Emergent Wetland (EV) (Grover, PA Quadrangle, Latitude: 41°35'57", Longitude: -76°46'34");

12. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 214 linear feet of Lye Run (EV, MF) (Grover, PA Quadrangle, Latitude: 41°35'50", Longitude: -76°46'32");

13. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 1,760 square feet of a Palustrine Emergent Wetland (EV) (Grover, PA Quadrangle, Latitude: 41°35'26", Longitude: -76°46'31");

The project will result in 879 linear feet or 13,669 square feet of temporary stream impacts and 21,459 square feet (0.49 acre) of temporary PEM and PPS and 5,164 square feet (0.12 acre) of permanent PFO wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus Shale development in Canton and Leroy Township, Bradford County. This project is associated with permit application number E5729-086.

E5729-086: Appalachia Midstream, LLC, 400 IST Center, Suite 404, Horseheads, NY 14845, Fox Township, **Sullivan County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 1,552 square feet of a Palustrine Forested Wetland (EV) (Grover, PA Quadrangle, Latitude: 41°35'11", Longitude: -76°46'31");

2. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 3,731 square feet of a Palustrine Scrub-Shrub Wetland (EV) (Grover, PA Quadrangle, Latitude: 41°35'03", Longitude: -76°46'21");

3. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 324 linear feet of an unnamed tributary to Lye Run (EV, MF) and impacting 167 square feet of an adjacent Palustrine Emergent Wetland (EV) (Grover, PA Quadrangle, Latitude: 41°35'01", Longitude: -76°46'12");

The project will result in 324 linear feet or 5,215 square feet of temporary stream impacts and 3,898 square feet (0.09 acre) of temporary PEM and PPS and 1,552 square feet (0.04 acre) of permanent PFO wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development in Fox Township, Sullivan County. This project is associated with permit application number E0829-108.

ENVIRONMENTAL ASSESSMENTS

Southcentral Region: Watershed Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.

EA36-042: Pequea Creek Watershed Association, 1383 Arcadia Road, Room # 200, Lancaster PA 17601 in Strasburg and Providence Townships, **Lancaster County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain a stream restoration project along 2,600 feet of Big Beaver Creek (TSF, MF) including 1) seven mudsills totaling 785 feet in length; 2) five cross rock vanes; 3) fifteen log/rock vanes; 4) 150 feet of gravel bar removal; 5) fifty feet of rock toe protection; 6) three livestock crossings; and 7) 5,200 feet of bank grading. The project is located immediately downstream of Beaver Valley Pike (Quarryville, PA Quadrangle, Latitude 39° 56' 11.5"N, Longitude: 76° 12' 37.8"W) in Strasburg and Providence Townships, Lancaster County. No wetlands will be impacted by this project.

EROSION AND SEDIMENT CONTROL PERMITS

The following parties have applied for Erosion and Sediment Control Permits for earth disturbance activities associated with either road maintenance or timber harvesting operations.

Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department proposes to issue a permit to discharge, subject to certain limitations in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices which restrict the rate and quantity of sediment discharged.

A person wishing to comment on a proposed permit are invited to submit a statement to the appropriate Department regional office listed before the application within 30 days of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone

number of the writer and a concise statement to inform the Department of the exact basis of a comment and relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate Department regional office during the 30-day public comment period.

Following the 30-day comment period, the appropriate regional office water management program manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board (Board).

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity, are on file and may be inspected at the appropriate regional office.

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

Applications received under sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402)

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

E63-07-007A: Rice Midstream Holdings, LLC, 2200 Rice Drive, Canonsburg, PA 15317, Somerset Township, **Washington County**, ACOE Pittsburgh District.

Rice Midstream Holdings, LLC is proposing to install the Jaybird Phase III Pipeline that will begin at the Back Nine Pond/Swagler Loop (40° 6' 39.1", -80° 3' 5.98") and will terminate at the Zorro to EQT pipeline (40° 5' 42.87", -80° 2' 25.73"). The project is located within the Ellsworth USGS 7 1/2 Minute Quadrangle Map. The project will include installation of a 1.37-mi long 24-inch diameter steel natural gas pipeline. The project is a Joint Permit Application due to the crossing of a wetland which is greater than 10 acres on National Wetland Inventory maps. This wetland was field verified to be 7.925 acres in size. The project will result in one (1) wetland crossing and two (2) watercourse crossing, resulting in a total of 524 ft² of permanent wetland impact and 20 linear feet of permanent stream impact.

A Temporary Access road will be constructed to support the installation of the pipeline. The Temporary Road will cross UNT S-05 to # 24054 South Branch of Pigeon Creek. This activity will be covered under a General Permit-08.

Each of the following crossings will be crossed by horizontal directional drilling by the two (2) pipes mentioned above:

<i>Wetland Crossing</i>	<i>Latitude/Longitude</i>	<i>Area of Impact</i>	
Wetland 01 Palustrine Emergent (PEM), Palustrine Scrub-Shrub (PSS), Palustrine Forested (PFO)	40° 6' 12.01", -80° 2' 48.03"	Temporary:	0 acre
		Permanent:	524 ft ² (0.012 ac)

<i>Stream Crossings</i>	<i>Latitude/Longitude</i>	<i>Area of Impact</i>	
Perennial Stream 03 (# 24054 South Branch Pigeon Creek) (WWF)	40° 6' 11.04", -80° 2' 45.3"	Temporary:	20 in. ft.
		Permanent:	40 ft ²

The following stream will be crossed by the Temporary Access Road mentioned above:

<i>Stream Crossings</i>	<i>Latitude/Longitude</i>	<i>Area of Impact</i>	
UNT S-05 to # 24054 South Branch of Pigeon Creek (Temporary Access Road)	40°6' 12.79", -80°02' 54.77"	Temporary:	100 ft ² (0.002 ac)
		Permanent:	0 ft ²

Southwestern Region: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

ESCGP-2 # ESG16-129-0010
Applicant Name Apex Energy PA LLC
Contact Person Ed Long
Address 6041 Wallace Rd Extension, Suite 100
City, State, Zip Wexford, PA 15090
County Westmoreland
Township(s) Salem
Receiving Stream(s) and Classification(s) UNT to Porter Run (HQ-CWF); Porter Run (HQ-CWF)
Secondary—Beaver Run

ESCGP-2 # ESX16-059-0028
Applicant Name Rice Drilling B LLC
Contact Person Joseph Mallow
Address 2200 Rice Dr
City, State, Zip Canonsburg, PA 15317
County Greene
Township(s) Richhill
Receiving Stream(s) and Classification(s) Long Run (TSF), North Fork Dunkard Fork (TSF)
Secondary—Dunkard Fork (TSF)

ESCGP-2 # ESX16-059-0029
Applicant Name Vantage Energy Appalachia II LLC
Contact Person John Moran
Address 116 Inverness Dr East, Suite 107
City, State, Zip Englewood, CO 80112
County Greene
Township(s) Gilmore
Receiving Stream(s) and Classification(s) Roberts Run (WWF); UNT to Blockhouse Run (WWF)
Secondary—Toms Run (WWF); Blockhouse Run (WWF)

ESCGP-2 # ESG16-129-0012
Applicant Name Apex WML Midstream LLC
Contact Person JD McNally
Address 6041 Wallace Rd Extension, Suite 100
City, State, Zip Wexford, PA 15090
County Westmoreland
Township(s) Salem
Receiving Stream(s) and Classification(s) UNT to Beaver Run (HQ-CWF); Sleepy Hollow (HQ-CWF)
Secondary—Beaver Run

ESCGP-2 # ESX16-129-0004
Applicant Name Apex Energy PA LLC
Contact Person Ed Longs
Address 6041 Wallace Rd Extension, Suite 100
City, State, Zip Wexford, PA 15090
County Westmoreland
Township(s) Penn
Receiving Stream(s) and Classification(s) UNT to Byers Run (TSF); Byers Run (TSF); UNT to Lyons Run (TSF); Lyons Run (TSF)
Secondary—Turtle Ck

ESCGP-2 # ESX15-129-0011
Applicant Name Apex Energy PA LLC
Contact Person Chris Hess
Address 6041 Wallace Rd Extension, Suite 100
City, State, Zip Wexford, PA 15090
County Westmoreland
Township(s) Penn
Receiving Stream(s) and Classification(s) UNT to Bushy Run (TSF, MF); Turtle Run (TSF, MF)
Secondary—Bushy Run

ESCGP-2 # ESG16-125-0016
Applicant Name Range Resources—Appalachia LLC
Contact Person Karl Matz
Address 3000 Town Center Blvd
City, State, Zip Cannonsburg, PA 15317
County Washington
Township(s) Donegal
Receiving Stream(s) and Classification(s) UNTs to Buck Run (HQ-WWF)
Secondary—Buck Run (HQ-WWF)

ESCGP-2 # ESG16-125-0021
Applicant Name Apex Energy PA LLC
Contact Person Chris Hess
Address 6041 Wallace Rd Extension, Suite 100
City, State, Zip Wexford, PA 15090
County Westmoreland
Township(s) N Strabane
Receiving Stream(s) and Classification(s) UNT to Little Chartiers Ck (HQ-WWF)
Secondary—Little Chartiers Ck (HQ-WWF)

ESCGP-2 # ESX16-129-0001
Applicant Name Range Resources—Appalachia LLC
Contact Person Karl Matz
Address 3000 Town Center Blvd
City, State, Zip Cannonsburg, PA 15317
County Washington
Township(s) Penn
Receiving Stream(s) and Classification(s) UNT to Bushy Run (TSF, MF)
Secondary—Bushy Run

ESCGP-2 # ESX16-059-0026
Applicant Name Rice Midstream Holdings LLC
Contact Person Kyle Shirey
Address 2200 Rice Dr
City, State, Zip Canonsburg, PA 15317
County Greene
Township(s) Richhill
Receiving Stream(s) and Classification(s) Polen Run (TSF)
Secondary—N Fork Dunkard Fork (TSF)

ESCGP-2 # ESX16-125-0013
Applicant Name Rice Drilling B LLC
Contact Person Joseph Mallow

Address 400 Woodcliff Dr
 City, State, Zip Canonsburg, PA 15317
 County Washington
 Township(s) Robinson
 Receiving Stream(s) and Classification(s) UNT to Raccoon
 Ck (WWF)
 Secondary—Raccoon Ck (WWF)

ESCGP-2 # ESX16-125-0014
 Applicant Name Range Resources Appalachia LLC
 Contact Person Karl Matz
 Address 3000 Town Center Blvd
 City, State, Zip Canonsburg, PA 15317
 County Washington
 Township(s) Robinson
 Receiving Stream(s) and Classification(s) UNT to Robin-
 son Run (WWF)
 Secondary—Robinson Run (WWF)

ESCGP-2 # ESX16-125-0011
 Applicant Name SWN Production Co LLC
 Contact Person Carla Suszkowski
 Address P O Box 12359
 City, State, Zip Spring, TX 77391
 County Washington
 Township(s) Independence
 Receiving Stream(s) and Classification(s) UNTs to Cross
 Ck (WWF)
 Secondary—Cross Ck (WWF)
 ESCGP-2 # ESX16-125-0020
 Applicant Name EQT Production—Land PA
 Contact Person Todd Klaner
 Address 2400 Zenith Ridge Rd, Suite 200
 City, State, Zip Canonsburg, PA 15317
 County Washington
 Township(s) Marianna, West Bethlehem
 Receiving Stream(s) and Classification(s) Patterson Run
 (TSF)

**STORAGE TANKS
 SITE-SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Environmental Cleanup and Brownfields, Division of Storage Tanks, PO Box 8762, Harrisburg, PA 17105-8762, within 30 days from the date of this publication. Comments may also be submitted via email to tanks@pa.gov. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

The following applications have been received for 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.

<i>SSIP Application No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
16012	Panda Hummel Station LLC 5001 Spring Valley Road Suite 1150 West Dallas, TX 75244 Attn: Josh York	Snyder	Shamokin Dam Borough & Monroe Township	9 ASTs storing hazardous substances	77,800 gallons total

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

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?
PA0254851 (Industrial)	Ford City Municipal WTP 1000 Fourth Avenue Ford City, PA 16226	Armstrong County Ford City Borough	Allegheny River (17-E)	Yes
PA0216607 (Industrial)	Delmont Compressor Station Route 3, Box 111 Greensburg, PA 15601	Westmoreland County Salem Township	Beaver Run (18-B)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0040444 (Sewage)	Pocono Mountain School District Swiftwater Campus PO Box 200 Swiftwater, PA 18371	Monroe County Pocono Township	Swiftwater Creek (1-E)	Yes
PA0061361 (Sewage)	Smithfield Township Water System & WWTP 1155 Red Fox Road East Stroudsburg, PA 18301-9106	Monroe County Smithfield Township	Unnamed Tributary to Sambo Creek (1E)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0000345 (Industrial)	PA American Water Clarion 800 Hershey Drive Hershey, PA 17003	Clarion County Clarion Township	Clarion River (17-B)	Yes
PA0239411 (Sewage)	Michaels Restaurant & Motel 970 New Castle Road Butler, PA 16001-8306	Butler County Franklin Township	Unnamed Tributary to Mulligan Run (20-C)	Yes

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

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

NPDES Permit No. PA0264296, Sewage, SIC Code 8800, **Adam Brezinksi**, 656 Ekastown Road, Sarver, PA 16055.

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

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

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

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

WQM Permit No. 0270464 A-2, Sewage, SIC Code 4952, **Robinson Township Municipal Authority**, 4200 Campbells Run Road, Pittsburgh, PA 15205.

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

Description of Proposed Action/Activity: Addition of a sludge holding tank.

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

WQM Permit No. WQG010053, Sewage, **Todd A. Luse**, 1241 Roundhouse Road, Quakertown, PA 18951.

This proposed facility is located in Haycock Township, **Bucks County**.

Description of Action/Activity: Approval to transfer WQM Part II Permit from David Keough to Todd Luse.

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

WQM Permit No. 0116201, Sewerage, **Rice Fruit Company**, 2760 Carlisle Road, Gardners, PA 17324-9684.

This proposed facility is located in Menallen Township, **Adams County**.

Description of Proposed Action/Activity: Permit approval for the installation of a 2,300 gallon stainless steel effluent storage tank.

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

WQM Permit No. 1015405, Sewage, SIC Code 8800, **Adam Brezinksi**, 656 Ekastown Road, Sarver, PA 16055.

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

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

WQM Permit No. 4301202 A-4, Industrial, **John Koller & Son Inc.**, 1734 Perry Highway, Fredonia, PA 16124-2720.

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

Description of Proposed Action/Activity: Amendment to replace equalization tanks.

WQM Permit No. 1008201 A-4, Industrial, **Seneca Landfill Inc.**, PO Box 1080, Mars, PA 16046-1080.

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

Description of Proposed Action/Activity: Amendment to add additional Sludge Storage Tanks to the existing Sludge Management System.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI132249	Archbald Borough Lackawanna County 400 Church Street Archbald, PA 18403	Lackawanna	Archbald Borough	Lackawanna River and Aylesworth Creek (CWF, HQ-CWF and MF)

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 & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010916003	Thomas Trycieki P.O. Box 25 Mechanicsville, PA 18934	Bucks	Buckingham Township	Paunacussing Creek HQ-CWF-MF
PAI010908008R	Prospect Acquisitions, L.P. 404 Sumneytown Pike North Wales, PA 19454	Bucks	Milford Township	Unami Creek HQ-TSF
PAI011516013	Southeastern Transportation Authority 1234 Market Street 12th Floor Philadelphia, PA 19107	Philadelphia	City of Philadelphia	Valley Creek EV (POI 1, 2 and 3)

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011516007	Davlyn Manufacturing Company, Inc. 85 Mennonite Church Road Spring City, PA 19475	Chester	East Vincent Township	Unnamed Tributary to Stony Run (POI EX/MOD and POI BP-1) HQ-TSF-MF
PAI01151117-R	Stephen S. Fisher 105 Lombard Road Oxford, PA 19363	Chester	East Nottingham Township	Little Elk Creek HQ-TSF-MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI026416001	Central Wayne Regional Authority 574 Bucks Cove Road Honesdale, PA 18431	Wayne County	Texas Township Honesdale Borough	Lackawaxen River (HQ-CWF, MF)
PAI026416002	Hamlin Heights, LP 3909 Hartzdale Drive Suite 901 Camp Hill, PA 17011	Wayne County	Salem Township	UNT to Moss Hollow Creek (HQ-CWF, MF)

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

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033615002	David Greek 848 Lancaster Pike Quarryville, PA 17566	Lancaster	Providence Township	Conowingo Creek (HQ-CWF)
PAI030115003	Mr. Donald B. Holman 20 Pennsylvania Avenue Avon, NY 14414	Adams	Franklin and Menallen Townships	West Conewago Creek (HQ-CWF) Unnamed Pond (HQ-CWF) EV Wetlands
PAI032115005	Ms. Terri Groves Log Home Repair & Restoration, Inc. 2545 West Hilliardson Road Nashville, NC 27856	Cumberland	Middlesex Township	LeTort Spring Run (Designated Use: CWF, MF, Existing Use: HQ-CWF, MF) UNT LeTort Spring Run (Designated Use: CWF, MF, Existing Use: HQ-CWF, MF)

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3574.

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041416007	Charles E. Witherite 907 Runville Road Bellefonte, PA 16823	Centre	Boggs Twp	UNT—Wallace Run HQ-CWF, MF

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from 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 & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Whitemarsh Township Montgomery County	PAG02004615018(1)	Colonial School District 230 Flourtown Road Plymouth Meeting, PA 19462	Unnamed Tributary to Schuylkill River CWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hatfield Township Montgomery County	PAG02004615103	Fortuna Station Development 2310 Terwood Drive Huntingdon Valley, PA 19006	Little Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hatfield Township Montgomery County	PAG02004616045	Hatfield Equites, LLC 1400 Horizon Way Suite 100 Mounty Laurel, NJ 08054	Unnamed to West Branch of Neshaminy Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Dublin Township Montgomery County	PAG02004615106	Spring House Land, Inc. 1120 Bethlehem Pike Spring House, PA 19477	Sandy Run Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Plymouth Township Montgomery County	PAG02004616037	Cold Point Commercial, LLC 1120 Bethlehem Pike Spring House, PA 19477	Plymouth Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Towamencin Township Montgomery County	PAG02004616081	Towamencin Township 1090 Troxel Road Lansdale, PA 19446	Tributary to Towamencin Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Collegeville Borough Montgomery County	PAG02004609034	Bun Hollow Properties, LLC 477 East Main Street Collegeville, PA 19426	Perkiomen Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Whitpain Township Montgomery County	PAG02004615108	Kenneth Snowden 711 Cathcart LLC Skippack, PA 19474	Tributary to Stony Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Marlborough Township Montgomery County	PAG02004616002	Highway Materials, Inc. 1750 Walton Road Blue Bell, PA 19422	Unnamed Tributary to Perkiomen Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201511605	New Courtland Elder Services, Inc. 6970 Germantown Avenue Philadelphia, PA 19119	Delaware River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Thornbury Township Delaware County	PAG02002316004	Vaughan and Sautter Builders 347 East Conestoga Road Wayne, PA 19087	Unnamed Tributary to West Branch Chester Creek TSF	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 & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Hanover Township Lehigh County	PAG02003916011	Michael Insets US Navy—NAVFAC MIDLANT 9324 Virginia Ave. Bldg. Z-144 2nd Floor Norfolk, VA 23511	UNT to Lehigh River North (CWF, MF)	Lehigh County Conservation District 610-391-9583
Hazle Township Luzerne County	PAG02004016009	PPL Electric Utilities c/o Colleen Kester 2 North 9th Street GENN 4 Allentown, PA 18101	Cranberry Creek (CWF, MF) Stony Creek (CWF, MF) Tomhicken Creek (CWF, MF)	Luzerne Conservation District 570-674-7991
Bethlehem Township Northampton County	PAG02004816007	Monty Kalsi ANR I, LLC 4255 Fieldstone Drive Easton, PA 18045	Nancy Run (CWF, MF)	Northampton County Conservation District 610-746-1971

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

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Patton Twp, Centre Cnty	PAG02001416016	Penn State University 139J Physical Plant University Park, PA 16802	Big Hollow CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817
Richmond Twp, Tioga Cnty	PAG02005916005	Cocca Development LTD/Anthony Cocca In front of 1442 S. Main Street Mansfield, PA 16933	Tioga River CWF/MF	Tioga County Conservation District 50 Plaza Ln Wellsboro, PA 16901 (570) 724-1801 X 5
Deerfield Twp, Tioga Cnty	PAG02005916006	UGI Central Penn Gas, Inc. Knox Rd Rose Valley Rd PA Route 49/249	Cowanesque River WWF/MF Rose Valley Run WWF/MF	Tioga County Conservation District 50 Plaza Ln Wellsboro PA 16901 (570) 724-1801 X 5

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

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Elizabeth Township	PAG02000216072	Pennsylvania American Water 101 Long Street Elizabeth, PA 15037	Gillespie Run (WWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
Pine Township	PAG02000216084	Cavalier Land Partners, LP 2585 Washington Road Building 100 Suite 130 Pittsburgh, PA 15241	UNT to Breakneck Creek (WWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
Ross Township	PAG02000214028-1	Limerick Land Partners, LP 2585 Washington Road Building 100 Suite 130 Pittsburgh, PA 15241	Lowrie Run (WWF), Girty's Run (WWF), UNT to Spruce Run (WWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
Marshall Township and Franklin Park Borough	PAG02000216074	Columbia Gas of Pennsylvania 2021 West State Street New Castle, PA 16101	East Branch Big Sewickley Creek (TSF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
Collier Township	PAG02000205087R	Woodville Associates 5020 Thoms Run Road Oakdale, PA 15071	UNT to Chartiers Creek (WWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
South Fayette Township	PAG02000216080	Charter Homes and Neighborhoods 1190 Dillersville Road Lancaster, PA 17601	Chartiers Creek (WWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
City of Pittsburgh	PAG02000216073	Zoological Society of Pittsburgh One Wild Place Pittsburgh, PA 15206	Allegheny River (WWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
North Fayette Township	PAG02000216092	Pittsburgh Botanic Garden, 799 Pinkerton Run Road Oakdale, PA 15071	Robinson Run (WWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
City of Pittsburgh	PAG02000216078	Addison Terrace 200 Ross Street Ninth Floor Pittsburgh, PA 15219	Monongahela River (WWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
South Fayette Township	PAG02000216076	South Fayette Township 515 Millers Run Road Morgan, PA 15064	Robinson Run (WWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645

NOTICES

6063

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
Lincoln Borough	PAG02000216083	Pennsylvania American Water 300 Galley Road McMurray, PA 15317	Harrison Hollow (WWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
Pine Township	PAG02000216004-1	Mr. Dave Tessmer 300 Pinkerton Road Wexford, PA 15090	Brush Creek (TSF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
Town of McCandless	PAG02000216079	Mr. Andrew Baechle 542 Forbes Avenue Room 501 Pittsburgh, PA 15219-2904	North Fork Pine Creek (CWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
Jefferson Hills Borough	PAG02000215135	W. G. Tomko, Inc. 2559 Route 88 Finleyville, PA 15332-3504	Peters Creek (TSF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
Robinson Township	PAG02000216088	Guardian Robinson 5879 Centre Avenue Pittsburgh, PA 15206-3709	Moon Run (WWF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645
West Deer Township	PAG02000216061	Allegheny County Parks 542 Forbes Avenue 211 County Office Building Pittsburgh, PA 15219-2904	UNT to Little Deer Creek (TSF)	Allegheny County Conservation District 33 Terminal Way Suite 325B Pittsburgh, PA 15219 (412) 242-7645

General Permit Type—PAG-03

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Kelly Run Landfill 1500 Hayden Boulevard Elizabeth, PA 15037 Forward Township Allegheny County	PAR406104	Kelly Run Sanitation, Inc. 100 Rangos Lane Washington, PA 15301	Fallen Timber Run—19-C	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
New Castle City Lawrence County	PAR208361	Blair Strip Steel Co. P O Box 7159 New Castle, PA 16107	Unnamed Tributary to Big Run—20-A	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814.332.6942
Pulaski Township Lawrence County	PAR208305	Lane Enterprises Inc. 3905 Hartzdale Drive Camp Hill, PA 17011	Shenango River—20-A	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814.332.6942

STATE CONSERVATION COMMISSION

NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

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

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

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

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

NUTRIENT MANAGEMENT PLAN
PUBLIC NOTICE SPREADSHEET—ACTIONS

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Brian Blevins, Blevins Blue Mountain Finishing Farm 10315 Otterbein Church Road Newburg, PA 17240	Franklin	97, 56.1 acres available for manure	629.26	Swine	NA	Approved
Country View Family Farms, LLC Willow Hill Farm 12598 Creek Road Fannettsburg, PA 17221	Franklin	121	2,978.55	Swine	NA	Approved
Country View Family Farms, LLC New Hope Farm 23177 Back Road Concord, PA 17217	Franklin	29	2,735.95	Swine	NA	Approved
Mercer Vu Farms, Inc. 12275 Mt. Pleasant Road Mercersburg, PA 17236	Franklin	2,299	2,612	Dairy	NA	Approved
Mt. Pleasant Farms 2071 Mt. Pleasant Road Fayetteville, PA 17222	Franklin	461.2	512.69	Ducks and Heifers	NA	Approved
Hissong Farmstead, Inc. 6841 Buchanan Trail West Mercersburg, PA 17236	Franklin	1,521.7	1,896.25	Dairy	NA	Approved
Leshner's Poultry Farm, Inc. 1153 Swamp Fox Road Chambersburg, PA 17202	Franklin	2,560	1,298.01	Poultry— Layers	HQ	Approved
Beaver Ridge Farms 1400 Fowler Hollow Blain, PA 17006	Perry	209.3	386.59	Swine Grow to Finish	Shermans Creek/ HQ	Approved
Dave Morrow 237 Briar Road Loysville, PA 17047	Perry	415	619.3	Swine, Beef	HQ, CWF	Approved

PUBLIC WATER SUPPLY PERMITS

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania 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.

Permit No. 0916511, Construction, Public Water Supply.

Applicant	Aqua Pennsylvania, Inc. 762 West Lancaster Avenue Bryn Mawr, PA 19010
Township	Middletown
County	Bucks
Type of Facility	PSW
Consulting Engineer	Mott McDonald The Public Ledger Building Suite-1040 150 South Independence Mall West Philadelphia, PA 19106
Permit to Construct Issued	September 2, 2016

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

Permit No. 2640032, Operations Permit, Public Water Supply.

Applicant	Aqua Pennsylvania, Inc. 1775 North Main St. Honesdale, PA 18431
[Borough or Township]	Waymart Borough
County	Wayne
Type of Facility	PWS
Consulting Engineer	Steven E. Riley, PE Entech Engineering, Inc. P.O. Box 32 Reading, PA 19603
Permit to Operate Issued	8/18/2016

Permit No. 2359008, Operations Permit, Public Water Supply.

Applicant	Pennsylvania American Water Company 800 West Hershey Park Dr. Hershey, PA 17033
[Borough or Township]	South Abington Township
County	Lackawanna
Type of Facility	PWS
Consulting Engineer	Mr. James Shambaugh, PE Gannett Fleming, Inc. P.O. Box 67100 Harrisburg, PA 17106-7100
Permit to Operate Issued	8/15/16

Permit No. 3480057, Public Water Supply.

Applicant	Northampton Borough Municipal Authority 1 Clear Springs Drive Northampton, PA 18067
[Township or Borough]	North Whitehall Twp., Lehigh County
Responsible Official	R. Scott Hughes Northampton Borough Municipal Authority 1 Clear Springs Drive Northampton, PA 18067
Type of Facility	PWS
Consulting Engineer	Ms. Lorry L. Kappen, P.E., Gannett Fleming P.O. Box 67100 Harrisburg, PA 17106-7100
Permit issued Date	09/01/2016

Permit No. 2580027, Transfer of Operation Permit, Public Water Supply.

Applicant	Harford Municipal Authority c/o Mr. Jacob Rosen, President (Formerly Harford Water Association) P O Box 122 4514 State Route 547 Harford, PA 18823
-----------	---

Municipality Harford Township
 County **Susquehanna County**
 Type of Facility PWS
 Consulting Engineer N/A
 Permit to Operate Issued 08/25/2016

Application No. 5216501MA, Public Water Supply.

Applicant **Aqua PA, Inc.**
 1 Aqua Way
 White Haven, PA 18661
 [Township or Borough] Lackawaxen Township,
Pike County
 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
 Permit issued Date 08/26/2016

Permit No. 2640051, Public Water Supply.

Applicant **Woodland Hills Association**
c/o Paul Creteau,
Vice President
 7 Pine Tree Court
 Lakeville, PA 18438
 [Township or Borough] Paupack Township
Wayne County
 Responsible Official Mr. Paul Creteau, Vice President
 Type of Facility PWS
 Permit issued Date 08/25/2016

Permit No. 3540012, Operations Permit, Public Water Supply.

Applicant **Tamaqua Area Water**
Authority
 320 East Broad St.
 Tamaqua, PA 18252
 [Borough or Township] Rush Township
 County **Schuylkill**
 Type of Facility PWS
 Consulting Engineer Timothy J. Glessner, PE
 Gannett Flaming, Inc.
 P.O. Box 67100
 Harrisburg, PA 17106-7100
 Permit to Operate Issued 8/24/2016

Permit No. 2359001, Operation Permit, Public Water Supply.

Applicant **Pennsylvania-American**
Water Company
(Brownell Water System)
 800 West Hershey Park Drive
 Hershey, PA 17033
 Municipality Carbondale Township

County **Lackawanna**
 Type of Facility PWS
 Consulting Engineer Scott M. Thomas, P.E.
 Pennsylvania-American Water
 Company
 852 Wesley Drive
 Mechanicsburg, PA 17055
 Permit to Operate Issued September 14, 2016

Permit No. 2359014, Operation Permit, Public Water Supply.

Applicant **Pennsylvania-American**
Water Company
(Forest City Water System)
 800 West Hershey Park Drive
 Hershey, PA 17033
 Municipality Forest City Borough
 County **Susquehanna**
 Type of Facility PWS
 Consulting Engineer Scott M. Thomas, P.E.
 Pennsylvania-American Water
 Company
 852 Wesley Drive
 Mechanicsburg, PA 17055
 Permit to Operate Issued September 14, 2016

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

Operation Permit No. 4050036 issued to: **St. Clairsville Area Water Company (PWS ID No. 4050036)**, Saint Clairsville Borough, **Bedford County** on 9/6/2016 for facilities submitted under Application No. 4050036.

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

Permit No. 5515502-MA—Operation—Public Water Supply.

Applicant **Perry Township Municipal**
Authority
 Township/Borough Perry Township
 County **Snyder**
 Responsible Official Ronald L. Mowery, Chairman
 Perry Township Municipal
 Authority
 P.O. Box 27
 Mount Pleasant Mills, PA 17853
 Type of Facility Public Water Supply
 Consulting Engineer Mark V. Glenn
 Gwin, Dobson & Foreman, Inc.
 3121 Fairway Drive
 Altoona, PA 16602
 Permit Issued September 7, 2016
 Description of Action Operation of the rehabilitated
 0.137 MG bolted stainless steel
 water storage tank.

Permit No. 5988501-T2—Transfer—Public Water Supply.

Applicant **Hillside View Mobile Home Park**
 Township/Borough Richmond Township
 County **Tioga**
 Responsible Official Daniel Kress, President
 Kress Holdings and Land Development, LLC
 356 Roscoe Drive
 Gillett, PA 16925
 Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued September 9, 2016
 Description of Action Permit for operation that is being transferred from previous permittee Duane Weaver, Sole Member, Hillside View LLC.

Permit No. MA-GWR(3/13)—Transfer—Public Water Supply.

Applicant **Hillside View Mobile Home Park**
 Township/Borough Richmond Township
 County **Tioga**
 Responsible Official Daniel Kress, President
 Kress Holdings and Land Development, LLC
 356 Roscoe Drive
 Gillett, PA 16925
 Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued September 9, 2016
 Description of Action Permit for operation that is being transferred from previous permittee Duane Weaver, Sole Member, Hillside View LLC.

Eagle Creek LLC (Public Water Supply), Union Township, **Centre County**: On September 13, 2016, the Safe Drinking Water Program approved the Source Water Protection (SWP) plan for the Eagle Creek LLC, Union 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.

Operations Permit issued to: **Pittsburgh Water & Sewer Authority**, Penn Liberty Plaza I, 1200 Penn Avenue, Pittsburgh, PA 15222, (**PWSID # 5020038**) City of Pittsburgh, **Allegheny County** on September 8, 2016 for the operation of facilities approved under Construction Permit # 0216524MA.

Operations Permit issued to: **Indiana County Municipal Services Authority**, 602 Kolter Drive, Indiana, PA 15701, (**PWSID # 5320042**) Cherryhill and Pine Township, **Indiana County** on September 12, 2016 for the operation of facilities approved under Construction Permit # 3215513MA.

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

Applicant **Pittsburgh Water & Sewer Authority**
 Penn Liberty Plaza I
 1200 Penn Avenue
 Pittsburgh, PA 15222
 [Borough or Township] City of Pittsburgh
 County **Allegheny**
 Type of Facility Lime feed
 Consulting Engineer Pittsburgh Water & Sewer Authority, Penn Liberty Plaza I
 1200 Penn Avenue
 Pittsburgh, PA 15222
 Permit to Construct Issued September 8, 2016

Permit No. 3016506MA, Minor Amendment. Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**
 1442 Jefferson Road
 PO Box 187
 Jefferson, PA 15344
 [Borough or Township] Cumberland Township
 County **Greene**
 Type of Facility Clarifier painting
 Consulting Engineer Bankson Engineers, Inc.
 267 Blue Run Road
 Suite 200
 Cheswick, PA 15024
 Permit to Construct Issued September 7, 2016

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

Permit No. 2516501, Public Water Supply.
 Applicant **Borough of Edinboro Water Authority**
 Township or Borough Edinboro Borough
 County **Erie**
 Type of Facility Public Water Supply
 Consulting Engineer August E. Maas, P.E.
 Hill Engineering, Inc.
 8 Gibson Street
 North East, PA 16428
 Permit to Construct Issued September 6, 2016

WATER ALLOCATIONS

Actions taken on applications received under the act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.

Northcentral Region: Water Supply Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

WA 55-634A, Water Allocations. Shamokin Dam Borough, P.O. Box 273, Shamokin Dam, PA 17876, Shamokin Dam Borough, Snyder County. This Water Allocation Permit grants Shamokin Dam Borough the right to withdraw a maximum of 700,000 gallons per day (gpd) from the Susquehanna River in Shamokin Dam Borough, Snyder County. The allocation granted takes into account reasonable projections of future use that is supported by past data.

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

WA-46-67I, Water Allocations. Aqua Pennsylvania, Inc. (PWS ID No. 140073), Montgomery County. The right to withdraw 16.5 million gallons per day (mgd) from the Perkiomen Creek in Lower Providence Township, Montgomery County. The amount is in addition to the 7.5 mgd granted from the Pennsylvania Water and Power Resources Board by Order of Confirmation on February 15, 1944. The total allocation granted to Aqua Pennsylvania, Inc., from the Perkiomen Creek in Lower Providence Township, Montgomery County, is 24.0 mgd. Permit Issued: 7/27/2016.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P.S. § 750.5)

Southwest Regional Office, Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412-442-4000.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Elizabeth Borough	206 Third Avenue Elizabeth, PA 15037	Allegheny
Lincoln Borough	100 Abes Way Elizabeth, PA 15037	Allegheny
Elizabeth Township	522 Rock Run Rd. Elizabeth, PA 15037	Allegheny
Forward Township	1000 Golden Circle Rd. Elizabeth, PA 15037	Allegheny

Plan Description: The plan provides for relocation of the existing Elizabeth Borough pump station and tributary interceptors. The existing pump station, constructed in 1958, is in need of critical repairs and is prone to flooding. The Departments review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
South Franklin Township	100 Municipal Road Washington, PA 15301	Washington County

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Green Hills Borough	2755 Park Avenue Washington, PA 15301	Washington County

Plan Description: The approved plan provides for a new sewage treatment plant to serve the Lagonda and Airport areas of the Township. Construction of this facility should result in the elimination of five privately owned sewage treatment plants. Provisions were also made for eventual service to Green Hills Borough. The Departments review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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>
East Earl Township	4610 Division Highway East Earl, PA 17519	Lancaster

Plan Description: Approval of a revision to the official plan of East Earl Township, Lancaster County. The project is known as The Pyle Tract Subdivision. The plan provides for a mixed use development of 147 edus or 58,800 gpd in sewage flows from 41 single family homes, 14 duplexes, 65 townhouses, 108 apartments and 3 commercial buildings. A pump station and several grinder pumps are also part of this project. The proposed development is located on 43 acres on the north side of Division Highway (Rt 322), about 1,000 feet east of East Earl Road in East Earl Township, Lancaster County. 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 A3-36927-251-3 and the APS Id is 918123. Any permits must be obtained in the name of the East Earl Sewer Authority.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Rapho Township	971 North Colebrook Road Manheim, PA 17545	Lancaster

Plan Description: Approval of a revision to the official plan of Rapho Township, Lancaster County. The project is known as Roeting SFTF. The plan provides for a small flow treatment facility to be constructed on a 3/4 acre lot for the repair of a failing on lot system. The treatment facility will be sized for 500 gpd and will discharge to a dry stream tributary of Chickies Creek. The proposed development is located at 252 Cider Press Road, Manheim, PA 17545. 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 C3-36948-474-3s and the APS Id is 878217. Any permits must be obtained in the name of property owner.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Disapprovals Under the Pennsylvania Sewage Facilities Act

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Earl Township	517 North Railroad Avenue New Holland, PA 17557	Lancaster

Plan Description: The planning module for the Martin Lots 2—6, DEP Code No. A3-36923-281-2 APS Id 914662, consisting of four commercial lots to be served by commercial holding tanks, and Lot 2 to be served by a commercial holding tank and an on lot system for a residence, is disapproved. The proposed development is located at north side of East Main Street and the east side of Tower Road in Earl Township, Lancaster County. This plan is disapproved because the Township did not respond to the technical deficiency letter of July 29, 2016 within the stipulated 20 business days. The technical deficiencies included: the Township does not have a Holding Tank Ordinance that meets current regulatory requirements of Chapter 71, Section 71.63, the public sewer alternative has not been adequately addressed, and resubmitted materials that were submitted previously had not come to the Department from the Township.

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 re-

quired, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

St. Vincent de Paul Church, 260 North 2nd Street, Girardville Borough, **Schuylkill County**. Element Environmental Solutions, Inc., 61 Willow Street, PO Box 921, Adamstown, PA 19501, on behalf of St. Charles Borromeo Church, 1115 Walnut Street, Ashland, PA 17921, submitted a Final Report concerning remediation of site soils contaminated with Benzene, Naphthalene, 1,2,4-Trimethylbenzene, and 1,3,5-Trimethylbenzene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Conestoga MHP Lot 20, 3327 Main Street, Lot 20, Conestoga, PA 17516, Conestoga Township, **Lancaster County**. Liberty Environmental, 480 New Holland Avenue, Suite 8203, Lancaster, PA 17602, on behalf of Conestoga Mobile Home Park, 252 Willow Valley Road, Lancaster, PA 17602, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of site meet the Residential Statewide Health Standard.

Martin Horn Residence, 62 Hunterstown Hampton Road, Gettysburg, PA 17325, Straban Township, **Adams County**. Taylor Geoservices Inc., 38 Bishop Hollow Road, Suite 200, Newtown Square, PA 19073, on behalf of Martin Horn, 62 Hunterstown Road, Gettysburg, PA 17325, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

3434 Lincoln Highway East Property, 3434 Lincoln Highway East, Paradise, PA 17562, Paradise Township, **Lancaster County**. Mulry and Cresswell Environmental, Inc., 1679 Horseshoe Pike, Glenmoore, PA 19343, on behalf of Doutrich Homes, Inc., 333 Lincoln Highway East, Paradise, PA 17562, submitted a Final Report concerning remediation of soils and groundwater contaminated with leaded gasoline. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

Walker Elementary School, 7864 William Penn Highway, Mifflintown, PA 17059, Walker Township, **Juniata County**. P. Joseph Lehman, Inc., 117 Old Farm Office Road, Suite 113, Duncansville, PA 16635, on behalf of Juniata County School District, 7864 William Penn Highway, Mifflintown, PA 17059, submitted a Remedial Investigation Report concerning remediation of site groundwater contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Site Specific Standard.

Hershey 19 East Facility—The Hershey Company, 19 East Chocolate Avenue, Hershey, PA 17033, Derry Township, **Dauphin County**. Langan Engineering and Environmental Services, P.O. Box 1569, Doylestown, PA 18901-0219, on behalf of The Hershey Company, 100 Crystal A Drive, Hershey, PA 17033, and Chocolate Realty DST, 10 Tara Boulevard, Suite 130, Nashua, NH 03062 submitted a Final Report concerning remediation of site soils contaminated with Inorganics, VOCs and SVOCs. The report is intended to document remediation of the site to meet the Site Specific Standard.

Alumax Mill Products—Linpar Release Area, 1480 Manheim Pike, Lancaster, PA 17604, Manheim Township, **Lancaster County**. Tetra Tech, 661 Andersen Drive, Pittsburgh, PA 15220, on behalf of Alumax Mill Products, 1480 Manheim Pike Lancaster, PA 17604, submitted Remedial Investigation/Risk Assessment Report concerning remediation of site soil and groundwater contaminated with Linpar Cold Rolling Oil. The report is intended to document remediation of the site to meet the Site Specific Standard.

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

Renovo Rail Industries, LLC, Renovo Rail Yard, Renovo Borough, **Clinton County**. Letterle & Associates, Inc., 2859 Oxford Boulevard, Suite 110, Allison Park, PA 15101 on behalf of Renovo Rail Industries LLC, 504 Erie Avenue, Renovo, PA 17764, submitted a Final Report concerning remediation of groundwater and soil contaminated with VOCs, SVOCs, and heavy metals. The report is intended to document conditions at the site and remedial activities necessary to meet a combination of Site-Specific Standards.

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

Philadelphia Energy Solutions Refinery and Marketing LLC AO1-10, City of Philadelphia, **Philadelphia County**. Tiffani Doerr, Evergreen Resources Management Operations, 2 Right Parkway, Suite 200, Wilmington, DE 19803, Charles Barksdale, Philadelphia Energy Solutions Refining and Marketing, LLC, 3144 Passyunk Avenue, Philadelphia, PA 19145 on behalf of Colleen Costello, GHD Services, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341 has submitted a Risk Assessment Report concerning remediation of site groundwater and soil contaminated with petroleum compounds. The report is intended to document remediation of the site to meet the Site Specific Standard. PF720775.

Philadelphia Energy Solutions Refinery and Marketing LLC AO1-1, City of Philadelphia, **Philadelphia County**. Tiffani Doerr, Evergreen Resources Management Operations, 2 Right Parkway, Suite 200, Wilmington, DE 19803, Charles Barksdale, Philadelphia Energy Solutions Refining and Marketing, LLC, 3144 Passyunk Avenue, Philadelphia, PA 19145 on behalf of Colleen Costello, GHD Services, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341 has submitted a Remedial Investigation Report concerning remediation of site groundwater and soil contaminated with petroleum compounds. The report is intended to document remediation of the site to meet the Site Specific Standard. PF778374.

4050-4066 Haverford Avenue, 40450-4066 Haverford Avenue, City of Philadelphia, **Philadelphia County**. Douglas B. Schott, P.G. Brickhouse Environmental, 515

South Franklin Street, West Chester, PA 19382, Kurt Spiess, EMG Remediation Services, LLC, 5066R West Chester Pike, P.O. Box 129, Edgemont, PA 19028 on behalf of Stephanie Wall, 4050 Apartments LP, 325 North 39th Street, PA 19104 has submitted a Final Report concerning remediation of site soil contaminated with petroleum. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF812038.

Kehe Construction, 750 West Washington Street, Norristown Borough, **Montgomery County**. Mark McCollough, Shannon & Wilson, Inc., 2110 Luann Lane, Suite 101, Madison, WI 53713, John Carpenter, U.S. Chrome Corporation, 175 Garfield Avenue, Stratford, CT 06615 on behalf of Robert Reath, U.S. Chrome Corporation, 175 Garfield Avenue, Stratford, CT 06615 has submitted a Remedial Investigation and Final Report concerning remediation of site soil and groundwater contaminated with chromium. The report is intended to document remediation of the site to meet the Site Specific Standard. PF78441.

Global Advance Metals USA Inc. Boyertown, 650 County Line Road, Douglas Township, **Montgomery County**. Kevin Frysinger, P.G., Environmental Standards, Inc., 1140 Valley Forge, PA 19482 on behalf of Joe Atkinson, Global Advance Metals, USA, Inc., 650 County Line Road, Boyertown, PA 19512 has submitted a Final Report concerning remediation of site groundwater contaminated with vocs. The report is intended to document remediation of the site to meet the Site Specific Standard. PF780184.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup

plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

Joseph Pavlacka Property, 1112 North 17th Street, City of Allentown, **Lehigh County**. EMS Environmental, 4550 Bath Pike, Bethlehem, PA 18017, on behalf of Mr. Joseph Pavlacka, 1112 North 17th Street, Allentown, PA 18104, submitted a Final Report concerning the remediation of site soils contaminated with # 2 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on September 9, 2016.

Boyer Property, 1037 Jeter Avenue, Fountain Hill Borough, **Lehigh County**. RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406-3207, on behalf of Lehigh Fuel/Jack Rich, Inc., 617 Altamont Boulevard, Frackville, PA 17931 submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Ethylbenzene, Isopropylbenzene, MTBE, Naphthalene, Toluene, 1,2,4-Trimethylbenzene, and 1,3,5-Trimethylbenzene. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 6, 2016.

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

Gerald W. and Ilona A. Houp Property, 23 Houp Road, Oley, PA 19547, Oley Township, **Berks County**. RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406, on behalf of Wm. R. Gift Company, 2314 Farmington Avenue, Boyertown, PA 19512, and Gerald W. and Ilona A. Houp, 23 Houp Road, Oley, PA 19547 submitted a Final Report concerning remediation of site soil and groundwater contaminated with diesel fuel. The Final Report did not demonstrate attainment of the Residential Statewide Health Standard and was disapproved by the Department on September 1, 2016.

Martin Horn Residence, 62 Hunterstown Hampton Road, Gettysburg, PA 17325, Straban Township, **Adams County**. Taylor Geoservices Inc., 38 Bishop Hollow Road,

Suite 200, Newtown Square, PA 19073, on behalf of Martin Horn, 62 Hunterstown Road, Gettysburg, PA 17325, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The Final Report was administratively incomplete and was disapproved by the Department on September 7, 2016.

GROWMARK FS, LLC/East Berlin Crop Center, 3150 Stoney Point Road, East Berlin, PA 17316, Latimore Township, **Adams County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110-9340, on behalf of GROWMARK FS LLC, 308 NE Front Street, Milford, DE 19963, submitted a Remedial Investigation Report concerning site soils and groundwater contaminated with herbicides and fertilizers from the operation of an agrochemical business. The Report was disapproved by the Department on September 6, 2016.

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

Shiple Energy, Spring Township, **Snyder County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Shiple Energy, 415 Norway Street, York, PA 17403 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with diesel fuel and gasoline. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 9, 2016.

Estes Express Lines, White Deer Township, **Union County**. Northridge Group, P O Box 231, Northumberland, PA 17957, on behalf of Estes Express Lines, P.O. Box 25612, Richmond, VA 23260, has submitted a Final Report concerning the remediation of soils contaminated with CNSL Resin. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 9, 2016.

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

Trinity Industries Plant 102N RR Cars Manufacturing, 60 Union Street, Borough of Greenville, **Mercer County**. Golder Associates, Inc., 200 Century Parkway, Suite C, Mount Laurel, NJ 08054, on behalf of Trinity Industries, Inc., 2525 Stemmons Freeway, Dallas, TX 75207, submitted a Final Report concerning the remediation of site soils contaminated with antimony, arsenic, cadmium, chromium, iron, lead, manganese, mercury, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, 2,4-dinitrotoluene, benzo[a]pyrene, ethylbenzene, methylene chloride, tetrachloroethene, trichloroethene, total xylenes, vinyl chloride, and PCB Aroclor 1232. The Final Report demonstrated attainment of a combination of the Site-Specific and Statewide Health Standards and was approved by the Department on September 12, 2016.

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

41st and Foster Street Site, 41st and Foster Street, City of Pittsburgh, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Cat II LP, 141 41st Street, Suite C-4, Pittsburgh, PA 15201 submitted a Remedial Investigation Report/Risk Assessment/Cleanup Plan concerning soils contaminated with volatile organic compounds (VOCs), semi-volatile organic compounds and metals, and groundwater contaminated with VOCs. The RIR/RA/CP was approved by the Department on September 12, 2016.

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

Abbonizio Recycling, Facility, Front Street and Thurlow Street, **Delaware County**. Michael Edelman, TRC Environmental Corporation, 1601 Market Street, Suite 2555, Philadelphia, PA 19103, Gary Pierce, Covanta Delaware Valley, LP, 10 Highland Avenue, Chester, PA 19013 on behalf of Alex Piscitelli, Covanta Delaware Valley, LP, 10 Highland Avenue, Chester, PA 19013 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with other organics. The Final report was withdrawn on August 26, 2016 by Michael Edelman, TRC Environmental Corporation, 1601 Market Street, Suite 2555, Philadelphia, PA 19103. PF806794.

1675 The Fairway, 1675 The Fairway, Abington Township, **Montgomery County**. Brenda McPhail Kellogg, REPSG Inc., 6901 Kingsessing Avenue Second Floor, Philadelphia, PA 19142 on behalf of Michael Kennedy, Kennedy Automotive Group, Inc., 620 Bustleton Pike, Feasterville, PA 19053 has submitted a Remedial Investigation and Final Report concerning the remediation of site soil contaminated with leaded gasoline. The Remedial Investigation and Final report demonstrated attainment of the Site Specific and Statewide Health Standard and was approved by the Department on August 26, 2016. PF806106.

Keheo Construction, 750 West Washington Street, Norristown Borough, **Montgomery County**. Mark McColloch, Shannon & Wilson, Inc., 2110 Luann Lane, Suite 1010, Madison, WI 53713, John Carpenter, U.S. Chrome Corporation, 175 Garfield Avenue, Stratford, CT 06615 on behalf of Robert Reath, U.S. Chrome Corporation, 175 Garfield Avenue, Stratford, CT 06615 has submitted a Remedial Investigation and Final Report concerning the remediation of site groundwater contaminated with chromium. The Remedial Investigation and Final Report approved by the Department on August 23, 2016. PF784411.

Rose Residence, 1069 Meetinghouse Road, Abington Township, **Montgomery County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Susan Rose, 10689 Meetinghouse Road, Rydal, PA 19038 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on August 22, 2016. PF811623.

Wayne Corner, LLC, 536 West Lancaster Avenue, Radnor Township, **Delaware County**. Vincent Sanfilippis, Wayne Corner, LLC, 110 Brittany Way, Blue Bell, PA 19422 on behalf of has submitted a Final Report concerning the remediation of site soil contaminated with 1,2 Dibromethane. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 14, 2016. PF805720.

Hanover North Broad Street, North Broad and Callowhill Street, City of Philadelphia, **Philadelphia County**. Victoria Ryan, VERTEX 700 Turner Way, Aston, PA 19014 on behalf of Kristen Gates, P.E., NB Project Owner, LLC, 5847 San Felipe, Suite 3600, Houston, TX

77057 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on August 23, 2016. PF804670.

HAZARDOUS WASTE TRANSPORTER LICENSE

Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 69170, Harrisburg, PA 17106-9170.

Hazardous Waste Transporter License Issued

Basin Transportation LLC, PO Box 1917, McAlester, OK 74502. License No. PA-AH 0848. Effective Sep 08, 2016.

New Applications Received

Innovative Recycling Technologies, Inc., 690 North Queens Avenue, Lindenhurst, NY 11757. License No. PA-AH 0849. Effective Sep 08, 2016.

Renewal Applications Received

Tonawanda Tank Transport Service, Inc., 1140 Military Rd, Buffalo, NY 14217. License No. PA-AH 0429. Effective Sep 12, 2016.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications deemed administratively complete 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 17110-8200.

Permit No. 300980 Commonwealth Disposal, Inc., 2340 Paxton Church Road, Harrisburg, PA 17110 (Residual Waste Impoundment). The application submitted is to renew the permit for a residual waste impoundment that stores water treatment sediment prior to land application. The impoundment is located in Carroll Township, **Perry County**. The permit expires on June 1, 2017. This application was deemed administratively complete by the Southcentral Regional Office on September 12, 2016. The Department will accept comments from the general public recommending revisions to, and approval or denial of the application during the entire time the Department is reviewing the permit application.

Comments concerning the application should be directed to Mr. John Oren, Permits Chief, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. Persons interested in obtaining more information about this permit application may contact the Southcentral Regional Office at (717) 705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

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

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

GP9-46-0092: Prudential Insurance Company of America (213 Washington Street, Newark, NJ 07102) on September 8, 2016 for installation and operation of a diesel engine and fuel-fired internal combustion unit at their facility located in Upper Dublin Township, **Montgomery 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.

GP1-06-03103: Aramark Uniform Services (424 Blair Avenue, Reading, PA 19601) on August 31, 2016, for an existing 16.74 MMBtus/hr natural gas-fired boiler, under GP1, at the industrial laundry facility located in Reading City, **Berks County**. The general permit authorization was renewed.

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

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

GP9-49-327A: Herndon Reload Company. (386 Pennsylvania Avenue, Herndon, PA 17830) on September 2, 2016, for authorization for continued operation of these diesel-fired compression ignition internal combustion engines: a 485 bhp 1995 Detroit Diesel model 6067GK60 S/N 06RO261817; a 485 bhp 1992 Detroit Diesel model 6067WK60 S/N 06RO198024; a 485 bhp 1995 Detroit Diesel model 6067GK60 S/N 6RE116996; a 277 bhp 1995 Cummins model 6CTA8.3-G S/N 45203084 which was technically de-rated to 240 bhp; and a 110 bhp 2007 Cummins model QSB4.5 S/N 32044764 at the Herndon Reload facility located in the Borough of Herndon, **Northumberland County**. The authorization is pursuant to the General Plan Approval and/or General Operating Permit for Diesel or No. 2 fuel-fired Internal Combustion Engines (BAQ-GPA/GP-9). If the Department determines that the sources were constructed and are operating in compliance with the general plan approval and general operating permit conditions of the application, then Herndon Reload will be required to apply for a State Only operating permit in accordance with 25 Pa. Code Subchapter F. Along with the engines authorized under the GP-9, the Department made a determination of exemption for the operation of a 475 bhp 2007 Caterpillar model C-13 S/N LGK07523 and a 99.9 bhp 2005 John Deere model 4045TF270 S/N PE4045T468163 both of which will be included in the State Only operating permit.

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

Contact: Edward Orris, P.E., Environmental Engineer Manager—Telephone: 412-442-4161.

GP2-04-00471A: MPLX Terminals LLC (539 S. Main Street, Finlay, OH 45480), for a GPA/GP-2 Storage Tanks for Volatile Organic Liquids for the construction and temporary operation of three storage tanks, one tank with a storage capacity of 36,600 gallons containing ethanol and two tanks, with storage capacities of 42,000 gallons each, containing biodiesel at the Midland Terminal, located in Midland Borough, **Beaver County**, issued September 9, 2016. Emissions from the three tanks are 0.62 ton of VOC per year. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. The permit includes emission limitations, and operational, monitoring, reporting, and recordkeeping requirements for the facility.

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

Contact: Dave Balog, New Source Review Chief—Telephone: 814-332-6940.

GP5-43-345B: Vista Resources Fairview Twp Comp Station (61 McMurray Rd., Suite 300, Pittsburgh, PA 15241) on September 7, 2016, for the authority to construct and/or operate a 384 bhp Ajax DPC-2802 LE compressor engine, a 1.4 mmscfd dehydrator, a .25 mmbtu/hr reboiler, storage tanks, and facility fugitive emissions. (BAQ-GPA/GP-5) located at their facility in Fairview Township, **Mercer County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

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

46-0026I: Global Packaging, Inc., (209 Brower Avenue, Oaks, PA 19456) On September 8, 2016 for the installation of a Regenerative Thermal Oxidizer at their existing facility in Upper Providence Township, **Montgomery County**.

23-0009I: The Boeing Company (PO Box 16858, Philadelphia, PA 19142-0858) On September 8, 2016, for a new vapor degreaser to support cleaning operations in Building 3-12 at its aircraft fabrication facility located in Ridley Township, **Delaware County**.

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

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

66-00001G: Proctor and Gamble Paper Products Co. (P.O. Box 32, State Route 87 South, Mehoopany, PA 18629) On September 8, 2016 for the modification of seven (7) diaper lines at their facility in Washington Township, **Wyoming 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.

22-05024B: Penn State University, Milton S. Hershey Medical Center (500 University Drive, Hershey, PA 17033) on September 6, 2016, for the construction of a human crematorium in Derry Township, **Dauphin County**.

34-03009A: D & S Shavings, LLC (504 Pine Grove Drive, Mifflintown, PA 17059) on September 8, 2016, for a log shaver operation located in Fermanagh Township, **Juniata County**. This plan approval addresses the following existing equipment: three log shavers, two 12 MMBTUs/hr dryers, and shakers/screens, controlled by cyclones.

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

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

08-00009A: Tennessee Gas Pipeline Company LLC (1001 Louisiana Street, PO Box 2511, Houston, TX 77252-2511) on August 29, 2016, the Department of Environmental Protection issued plan approval for the construction of the natural gas-fired combustion turbine which is coupled to a compressor, as well as the ancillary equipment for operation of the source. The source will be located at their Compressor Station 317 in Troy Township, **Bradford County**.

18-00005E: Dominion Transmission, Inc. (925 White Oakes Boulevard Bridgeport, WV 26330) on September 7, 2016, the Department of Environmental Protection issued plan approval for the construction and operation of a 11,015 brake-horsepower (bhp) natural gas-fired turbine/compressor engine (Source P111) and a 791 bhp natural gas-fired emergency generator (Source P203) at their Finnefrock Compressor Station located in Leidy 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.

24-161D: Greentree Landfill Gas Company—Greentree Landfill Booster Station (Fire Tower Road, Brockway, PA 15824) for the re-permitting of the 2 natural gas fired compressor engines due to the expiration of plan approval 24-161C in Horton Township, **Elk County**. This is a State Only 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.

09-0009G: Quad Graphics Marketing Inc., (4371 County Line Road, Chalfont, PA 18914-1825) On September 8, 2016 for the installation of a 38" Harris M10000BE heat set lithographic printing press with automatic blanket at their location in New Britain Township, **Bucks County**.

23-0001AD: Sunoco Inc., (100 Green Street, Marcus Hook, PA 19061-4800) On September 8, 2016 for the installation, operation, and maintenance of an oxidation catalyst to reduce the emissions of Carbon Monoxide (CO) from six (6) existing compression ignition engines at their location in Marcus Hook Borough, **Delaware County**.

09-0220: Donaldson Company, (85 Rail Road Dr., Ivyland, PA 18974-1478) On September 8, 2016 for the installation of an extrusion line with a regenerative thermal oxidizer as a control at their location in Lower Southampton Township, **Bucks County**.

09-0174E: Liberty Coating Inc., (21 Steel Road, S Morrisville, PA 19067) On September 8, 2016 for the installation of an interior abrasive blasting operation with baghouse as a control at their location in Falls Township, **Bucks County**.

23-0047G: Evonik Corporation Inc., (1200 W Front Street, Chester, PA 19013-3438) On September 8, 2016 for the replacement of two existing baghouses on a storage silo at their location in Chester City, **Delaware 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.

06-05069R: East Penn Manufacturing Co., Inc. (Deka Road, PO Box 147, Lyon Station, PA 19536) on September 2, 2016, for modifications to the battery assembly plant in Richmond Township, **Berks County**. The plan approval was extended.

05-05021B: Creative Pultrusions, Inc. (214 Industrial Lane, Alum Bank, PA 15521) on September 9, 2016, for the construction of a TR102 pultrusion machine to their existing Source ID 101, and a 35 kW Kohler propane fired generator at their facility located in West St. Clair Township, **Bedford County**. The plan approval was extended.

67-03162C: Church & Dwight Co., Inc. (5197 Commerce Drive, York, PA 17408) on September 9, 2016, for construction of a new vitamin and mineral supplements production line at the Davies Facility located in Jackson Township, **York County**. The plan approval was extended, with revised testing requirements.

28-05002C: Letterkenny Army Depot (One Overcash Ave., Chambersburg, PA 17201), on September 9, 2016, for the construction of two coating booths controlled by dry filters at the military facility in Letterkenny Township, **Franklin County**. The plan approval was extended.

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

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

59-00008C: Tennessee Gas Pipeline Company, LLC (1001 Louisiana Street, Suite 1000, Houston, TX 77002) on August 26, 2016, extended the authorization an addi-

tional 180 days from September 10, 2016 to March 9, 2017, to continue operation of the Solar Mars 100 gas turbine associated with Source ID P101B pending issuance of an operating permit for the source in accordance with 25 Pa. Code § 127.12b. The gas turbine is located at the Compressor Station 315 facility in Charleston Township, **Tioga County**. The plan approval has been extended.

47-309-001: United States Gypsum Company (60 PPL Road, Danville, PA 17821) on August 29, 2016, extended the authorization an additional 180 days from October 28, 2016 to April 26, 2017, to allow continued operation of the gypsum manufacturing operations located at their facility in Derry Township, **Montour County** pending issuance of the initial Title V operating permit. The plan approval has been extended.

47-309-001A: United States Gypsum Company (60 PPL Road, Danville, PA 17821) on August 29, 2016, extended the authorization an additional 180 days from September 4, 2016 to March 3, 2017, to allow continued operation of the synthetic gypsum truck and railcar unloading operations located at their facility in Derry Township, **Montour County** pending issuance of the initial Title V operating permit. The plan approval has been extended.

47-00014B: United States Gypsum Company (60 PPL Road, Danville, PA 17821) on August 29, 2016, extended the authorization an additional 180 days from November 20, 2016 to May 19, 2017, to permit the evaluation of the board kiln dryer for compliance with all applicable regulations and requirements at their facility in Derry Township, **Montour County** pending issuance of the initial Title V operating permit. The plan approval has been extended.

47-00014C: United States Gypsum Company (60 PPL Road, Danville, PA 17821) on August 29, 2016, extended the authorization an additional 180 days from November 13, 2016 to May 12, 2017, to permit the evaluation of the board kiln dryer for compliance with all applicable regulations and requirements at their facility in Derry Township, **Montour County** pending issuance of the initial Title V operating permit. The plan approval has been extended.

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

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

25-179C: Erie City Sewer Authority (68 Port Access Road, Erie, PA 16507-2202) on August 30, 2016, effective September 30, 2016, will issue a plan approval extension for the replacement of incinerator burners and the emergency bypass stack, rehabilitation of the existing wet electrostatic precipitators and replacement of three existing dewatering belt filter presses. Expiring March 31, 2017. This facility is located in the City of Erie, **Erie County**.

25-995B: Essentra Components McClelland Avenue Facility (3123 Station Rd., Erie, PA 16510) on September 13, 2016, effective September 30, 2016, will issue a plan approval extension for the construction of a new surface coating dip line, expiring March 31, 2017. This facility is located in the City of Erie, **Erie County**.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

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.

28-03040: New Enterprise Stone & Lime Co., Inc. (PO Box 2009, Chambersburg, PA 17201) on August 31, 2016, for the Chambersburg Quarry operations located in Guilford Township, **Franklin County**. The State-only permit was renewed.

06-03077: FM Browns Sons, Inc. (205 Woodrow Avenue, Sinking Spring, PA 19608) on September 8, 2016, for the birdseed mixing and packaging facility located in Sinking Spring Borough, **Berks County**. The State-only permit was renewed.

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

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

41-00065: Fisher Mining Company (40 Choate Circle, Montoursville, PA 17754-9791) on September 7, 2016, was issued a renewal state only operating permit for their Thomas Site coal prep plant located in Pine Township, **Lycoming County**. The state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

Contact: Tom Joseph, Permitting Chief—Telephone: 412-442-4336.

65-00792: Metalor Electrotechnics (USA) Corporation (1003 Corporate Lane, Export, PA 15632) on September 9, 2016 a State Only Operating Permit (SOOP) renewal to Metalor Electrotechnics to authorize the operation of a facility located in Murrysville Borough, **Westmoreland County**.

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

Contact: Matt Williams, Facilities Permitting Chief at Telephone: 814-332-6940.

43-00308: Ergon Trucking, Incorporated (944 New Castle Mercer Road, Mercer, PA 16137) on September 8, 2016 for a renewal Synthetic Minor Permit to operate a crude oil storage and dispensing plant in East Lackawanna Township, **Mercer County**. The emitting sources include three crude oil storage tanks and one loading rack. The facility has taken a throughput restriction of 39,000,000 gallons per year to keep the VOC emission less than 50 tons per year. Thus, the facility is Synthetic Minor. The facility provided the potential emissions in the permit application after taking the limitations as follows: Volatile Organic Compound (VOC)—49.59 TPY (tons per year), Benzene: 0.34 TPY, Cumene: 0.04 TPY, Ethylbenzene: 0.16 TPY, Hexane: 0.27 TPY, Toluene: 0.43 TPY.

25-00456: Keystone Foundry, Division of United Brass Works, Incorporated (944 West 12th Street, Erie, PA 16501) on September 13, 2016, for renewal natural minor permit to operate a Plumbing fixtures fittings and trim manufacturing facility. The facility is located in the City of Erie, **Erie County**. The facility's emitting sources include five Electric Induction Furnaces, Molding Operations, Grinding operations and a 15 KW—Emergency power generator engine. The facility is subject to 40 CFR Part 63 Subpart ZZZZZZ—NESHAPs: Area Source Standards for Aluminum, Copper and Other Non-Ferrous Foundries. The emergency generator engine is subject to 40 CFR Part 63, Subpart ZZZZ—NESHAPs for Stationary Reciprocating Internal Combustion Engines. The permit includes the requirements of plan approval 25-399-056 and the applicable Federal Requirements. The actual emissions from the facility in 2015 were Particulate Matter (PM) 1.37 ton per year (TPY), Particulate Matter less than 10 micron (PM₁₀) 0.02 TPY, Oxides of Sulfur (SO_x) 0.00001 TPY, Oxides of Nitrogen (NO_x) 0.0007 TPY, Carbon Monoxide (CO) 0.0002 TPY, and Volatile Organic Compound (VOC) 0.000004 TPY.

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.

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

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

23-00050: Prospect CCMC LLC (175 E Chester Pike, Ridley Park, PA 19078) On September 1, 2016 for a change in ownership from Taylor Hospital to Prospect CCMC LLC located in Ridley Park Borough, **Delaware County**.

46-00171: John Evans Sons Inc. (1 Spring Ave., Lansdale, PA 19446-1883) On September 9, 2016, the State-only Operating permit was modified to increase the usage of perchloroethylene from 3 tons per year to 4 tons per year on a twelve (12) month rolling basis for the spring forming machine at their located in Lansdale Borough, **Montgomery County**.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

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.

07-05001: Appvion Inc. (100 Paper Mill Road, Roaring Spring, PA 16673). Pursuant to 25 Pa. Code § 127.449(i), this *Pennsylvania Bulletin* Notice is for a de minimis emissions increase of 0.02 TPY SO_x resulting from the combustion of 270 gallons of transformer oil in the No. 3 Power Boiler at its Spring Mill located in Roaring Spring Borough, **Blair County**. This is the second de minimis emissions increase at the facility during the term of the current operating permit.

44-05013: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823). Pursuant to 25 Pa. Code § 127.449(i), this *Pennsylvania Bulletin* Notice is for de minimis emissions increases of 0.49 TPY NO_x; 0.29 TPY CO; 0.15 TPY SO_x; and 0.08 TPY PM₁₀ resulting from the construction of a 440 TPH portable crusher controlled by a wet suppression system and associated 425 BHP diesel-fired internal combustion engine at its Naginey Facility located in Armagh Township, **Mifflin County**. Operation of each source will be limited to 350 hours during any consecutive 12-month period. This is the first de minimis emissions increase at the facility during the term of the current operating permit.

44-05013: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823). Pursuant to 25 Pa. Code § 127.449(i), this *Pennsylvania Bulletin* Notice is for de minimis emissions increases of 0.51 TPY NO_x; 0.30 TPY CO; 0.16 TPY SO_x; and 0.06 TPY PM₁₀ resulting from the construction of a 250 TPH portable screener controlled by a wet suppression system and associated 440 BHP diesel-fired internal combustion engine at its Naginey Facility located in Armagh Township, **Mifflin County**. Operation of each source will be limited to 350 hours during any consecutive 12-month period. This is the second de minimis emissions increase at the facility during the term of the current operating permit.

44-05014: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823). Pursuant to 25 Pa. Code § 127.449(i), this *Pennsylvania Bulletin* Notice is for de minimis emissions increases of 0.49 TPY NO_x; 0.29 TPY CO; 0.15 TPY SO_x; and 0.08 TPY PM₁₀ resulting from the construction of a 440 TPH portable crusher controlled by a wet suppression system and associated 425 BHP diesel-fired internal combustion engine at its Milroy Facility located in Armagh Township, **Mifflin County**. Operation of each source will be limited to 350 hours during any consecutive 12-month period. This is the first de minimis emissions increase at the facility during the term of the current operating permit.

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

Contact: Edward Orris, P.E., Environmental Engineer Manager— Telephone: 412-442-4161.

The Department has reviewed a de minimis emission increase submittal (via Request For Determination) from **North American Hoganas**, 111 Hoganas Way, Hollsopple, PA 15935 for a proposed production increase from the Induction Furnaces (specifically from Sources 106 (Induction Furnace 5 ton) and 109 (Induction Furnace 4 ton)) from 3,300 tons per year (tpy) to 5,000 tpy for any 12 consecutive month period at their North American Hoganas/Stony Creek Plant located in Quemahoning Township, **Somerset County**.

The facility currently operates under Title V operating permit 56-00167. The Department hereby approves the de minimis emission increase and is requiring modification of the operating permit via a Minor Operating Permit Modification prior to implementation of the production increase. This source is exempt from plan approval as it complies with 25 Pa. Code § 127.449. This is the first de minimis emission increase which has occurred since their current Operating Permit was issued on February 20, 2015. Emissions are estimated to increase by 0.17 tpy PM₁₀, 0.09 tpy SO_x, 0.09 tpy NO_x, 0.09 tpy of VOC and 0.94 tpy of CO as a result of this project.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P.S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1002).

Coal Permits Issued

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

32051601 and NPDES No. PA0236012. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Crooked Creek Preparation Plant in Washington Township, **Indiana County** to add a preparation plant, stockpile and storage areas. Surface Acres Proposed 12.6. No additional discharges. The application was considered administratively complete on July 23, 2014. Application received March 24, 2014. Permit issued September 2, 2016.

03851303 and NPDES No. PA0213462. McVille Mining Company, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Clementine Mine # 1 in South Buffalo Township, **Armstrong County** and related NPDES permit for a land use change from unmanaged natural habitat to residential for 4.5 acres at the Slate Lick Shaft Site. No additional discharges. The application was considered administratively complete on May 27, 2016. Application received January 11, 2016. Permit issued September 2, 2016.

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

Permit No. 56150101 and NPDES No. PA0269476. Fieg Brothers, 3070 Stoystown Road, Stoystown, PA 15563, commencement, operation and restoration of a bituminous surface and auger mine in Jenner Township, **Somerset County**, affecting 101.5 acres. Receiving streams: unnamed tributaries to/and Quemahoning Creek classified for the following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is Quemahoning Reservoir. Application received: July 29, 2015. Permit issued: September 1, 2016.

The permit includes a stream encroachment to allow for the construction of erosion and sedimentation controls haulroad entrance and Treatment pond (T-2) within the barrier area of an unnamed tributary to Quemahoning Creek.

In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provision 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.

Permit No. 56050106 and NPDES Permit No. PA0249807, Marquise Mining Corporation, P.O. Box 338, Blairsville, PA 15717, renewal for reclamation only of a bituminous surface and auger mine in Shade Township, **Somerset County**, affecting 122.5 acres. Receiving streams: Dixie Run; unnamed tributary to Dixie Run, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: February 26, 2016. Permit Issued: September 6, 2016.

Permit No. 56950105 and NPDES No. PA0213136, Marquise Mining Corp., P.O. Box 338, Blairsville, PA 15717, permit renewal for reclamation only of a bituminous surface mine in Stonycreek Township, **Somerset County** affecting 245 acres. Receiving streams: unnamed tributaries to Wells Creek and unnamed tributaries to the Stonycreek River classified for following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is the Hooversville Municipal Authority. Application received: May 2, 2016. Permit Issued: September 6, 2016.

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

Permit No. 54100101R. Gale Mining Company, (1441 Oak Road, Pottsville, PA 17901), renewal of an existing anthracite surface mine and coal refuse disposal operation in Schuylkill Township, **Schuylkill County** affecting 204.5 acres, receiving streams: Schuylkill River and unnamed tributary to Schuylkill River. Application received: May 9, 2016. Renewal issued: September 6, 2016.

Permit No. PAM111038R. Gale Mining Company, (1441 Oak Road, Pottsville, PA 17901), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54100101 in Schuylkill Township, **Schuylkill County**, receiving streams: Schuylkill River and unnamed tributary to Schuylkill River. Application received: May 9, 2016. Renewal issued: September 6, 2016.

Noncoal Permits Issued

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

14900301 and NPDES PA0206229. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803). Renewal of a NPDES permit located in Spring Township, **Centre County**. Receiving stream(s): Logan Branch to Spring Creek. Application received: May 12, 2016. Permit issued: September 7, 2016.

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

Permit No. 58152504. William T. McNeice, (3701 Brushville Road, Susquehanna, PA 18847), commencement, operation and restoration of a quarry operation in Liberty Township, **Susquehanna County** affecting 10.0 acres, receiving stream: Snake Creek Watershed. Application received: October 1, 2015. Permit issued: September 6, 2016.

Permit No. PAM115035. William T. McNeice, (3701 Brushville Road, Susquehanna, PA 18847), General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58152504 in Liberty Township, **Susquehanna County**, receiving stream: Snake Creek Watershed. Application received: October 1, 2015. Permit issued: September 6, 2016.

Permit No. PAM116015. Richard Herbert, (2376 Station Hill Road, Hop Bottom, PA 18824), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58030825 in Lenox Township, **Susquehanna County**, receiving stream: no discharge to Nine Partners Creek Watershed. Application received: April 4, 2016. Permit issued: September 8, 2016.

Permit No. 58160808. Richard Herbert, (2376 Station Hill Road, Hop Bottom, PA 18824), commencement, operation and restoration of a quarry operation in Lenox Township, **Susquehanna County** affecting 5.0 acres, receiving stream: no discharge to Nine Partners Creek Watershed. Application received: May 10, 2016. Permit issued: September 8, 2016.

Permit No. PAM116020. Richard Herbert, (2376 Station Hill Road, Hop Bottom, PA 18824), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58160808 in Lenox Township, **Susquehanna County**, receiving stream: no discharge to Nine Partners Creek Watershed. Application received: May 10, 2016. Permit issued: September 8, 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

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

12164101. Brubacher Excavating, Inc. (P.O. Box 528, Bowmansville, PA 17507-0528). Blasting for the construction of a well pad in Shippen Township, **Cameron County** with an expiration date of August 23, 2017. Permit issued: September 1, 2016.

59164104. Maine Drilling & Blasting, Inc. (P.O. Box 1140, Gardiner, ME 04345-1140). Utility blasting for the Talisman Dorn Well Pad in Hamilton Township, **Tioga County** with an expiration date of September 1, 2017. Permit issued: September 6, 2016.

14164109. Douglas Explosives Inc. (2052 Philipsburg Bigler Hwy, Philipsburg, PA 16866). Utility blasting for the PSU Bigler Rd Force Main in College Township, **Centre County** with an expiration date of December 30, 2016. Permit issued: September 7, 2016.

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

30164102. Wampum Hardware Co. (636 Paden Road, New Galilee, PA 16141). Blasting activity permit for the construction of the EQT Harris pad, located in Washington Township, **Greene County** with an exploration date of June 30, 2017. Blasting permit issued: August 30, 2016.

03164101. Wampum Hardware Co. (636 Paden Road, New Galilee, PA 16141). Blasting activity permit for commercial development, located in South Buffalo Township, **Armstrong County** with an exploration date of December 31, 2016. Blasting permit issued: August 31, 2016.

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

Permit No. 45164107. Maine Drilling & Blasting, Inc., (PO Box 1140, Gardiner, ME 04345), construction blasting for Lake of the Clouds in Barrett Township, **Monroe County** with an expiration date of August 24, 2017. Permit issued: September 6, 2016.

Permit No. 36164160. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Amos Lantz, Jr. single dwelling in Upper Leacock Township, **Lancaster County** with an expiration date of November 30, 2016. Permit issued: September 9, 2016.

Permit No. 40164109. Ed Wean Drilling & Blasting, Inc., (112 Ravine Road, Stewartsville, NJ 08886), construction blasting for Pike Creek Dam Rehab in Jackson Township, **Luzerne County** with an expiration date of October 31, 2017. Permit issued: September 9, 2016.

Permit No. 46164111. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Village at Valley Forge in Upper Merion Township, **Montgomery County** with an expiration date of August 30, 2017. Permit issued: September 9, 2016.

Permit No. 66164106. Meshoppen Blasting, Inc., (P.O. Box 127, Meshoppen, PA 18630), construction blasting for Dewolf pad and access road in Windham Township, **Susquehanna County** with an expiration date of September 1, 2017. Permit issued: September 9, 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.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E46-1137—Pennsylvania Department of Transportation, 7000 Geerdes Blvd., King of Prussia, PA 19406, Norristown Borough, **Montgomery County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities associated with the SR 0202 Section 510 (Markley Street) Improvement Project with proposed work on Elm Street and Markley Street bridges over the Stoney Creek (TSF). Specific water obstruction and encroachment are:

1) To remove the existing twin Markley Street bridges and replace and maintain in their place a single span concrete bulb tee girder bridge approximately 113.5 feet of clear span with approximately 8.2 feet underclearance.

2) To replace and maintain three existing storm drain outlets that discharged through the existing bridge wingwalls and one new 18-inch at the storm drain outlet will be constructed in the northeast quadrant of the proposed bridge as per the attached plans.

3) To replace and maintain the existing 18-inch storm drain in the southwest quadrant, 15-inch storm drain in the southeast quadrant and 18-inch storm drain in the northeast quadrant with an 18-inch, a 36-inch and a 48-inch storm drain respectively.

4) To place approximately 147 linear feet of rock scour protection along the bridge abutments, at the storm drain outlets and along the northern stream bank to curtail scour.

5) To conduct grading work within the floodway to accommodate the widening of Main Street between Astor Street and Barbadoes Street to provide for two travel lanes in the westbound direction.

6) To conduct grading work within the floodway where Marshall and Main streets intersect the railway to accommodate proposed upgrade to the railway routes by installing new gates, signals and crossing surfaces.

7) The existing sanitary sewer mains along Markley Street in the floodway (owned by Norristown Municipal Waste Authority) will also be replaced between Main Street and Elm Street.

8) To rehabilitate and maintain the existing Elm Street bridge over Stoney Creek by repointing of the mortar joints, repairs to areas of missing stones, placement of

scour protection and the replacement of the two existing sewer lines that protrude through the arches above the 100-year flood elevation.

9) To place cofferdams in the stream that will temporarily dewater portions of the stream channel during construction. Cofferdams will be used at the Markley Street bridge to remove and replace the bridge abutments, install the rock aprons and to remove the existing pier two feet below final grade. Cofferdams will also be used at the Elm Street bridge to alternate the dewatering of the Arch barrels to allow placement of the rock scour protection along the bridge abutment and within the stream channel.

The project will permanently impact approximately 299 linear feet (2,500 sq. ft.) and temporarily impact 35 linear feet (5,437 sq. ft.). The project commences from approximately 200 feet north of the edge of the Schuylkill River where Markley Street/SR 0202 crosses over the River and runs north along SR 0202 and stops at the intersection of SR 0202/Markley Street Johnson Highway in Norristown Borough, Montgomery County (Norristown and Lansdale USGS Quadrangle, Longitude 75° 20' 45.1" ; Latitude 40° 7' 8.5").

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

E51-274. Philadelphia Water Department, 1101 Market Street, Philadelphia, PA 19107, City of Philadelphia, **Philadelphia County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities associated with the SR 0095 Section BS4 Project outfall structures discharging to the Frankford Creek (WWF, MF). Specific water obstructions and encroachment are:

1) To replace and maintain two existing culvert outfall structures under the Aramingo Avenue Bridge over the Frankford Creek.

2) To construct temporary cofferdams within the Frankford Creek to facilitate the construction and replacement of outfall structures at the Aramingo Avenue Bridge.

3) To construct and maintain a proposed culvert outfall structure upstream of the Aramingo Avenue Bridge.

4) To construct and maintain stormwater basins within the floodway of Frankford Creek to facilitate the overall objective of the project.

The project site, which is associated with Aramingo Avenue Bridge Project, has two outfalls directly under the Aramingo Bridge discharging to Frankford Creek (WWF, MF). It is located approximately 1,059 feet northeast of the intersection of Wheatsheaf Lane and Aramingo Avenue in the City of Philadelphia, Philadelphia County (Camden, PA-NJ USGS Quadrangle, Longitude 75° 05' 27" W; Latitude 40° 00' 19"N near the center of the Aramingo Avenue Bridge).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

E51-276—Pennsylvania Department of Transportation, King of Prussia PA, City of Philadelphia, **Philadelphia County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities associated with the Pennsylvania Department of Transportation SR 0095 Section BS4 Project Specific water obstructions and encroachment are:

- 1) To replace the existing Aramingo Avenue bridge and construct and maintain in its place a two span steel girder bridge over the Frankford Creek (WWF, MF).
- 2) To construct temporary causeways within the Frankford Creek and its floodway to facilitate the structure replacement at Aramingo Avenue Bridge.
- 3) To construct and maintain Adams Avenue on new alignment and construct and maintain Frankford Creek Greenway shared-use path trail while placing additional fill along the trail for planting and landscaping, within the Frankford Creek 100-Year floodplain and floodway.
- 4) To realign, construct and maintain Tacony Street (SR 1007) within the Frankford Creek 100-Year floodway.
- 5) To demolish buildings within the floodway of Frankford Creek to facilitate the construction of the project.
- 6) To construct and maintain final pavement connections to the Betsy Ross Interchange ramps, including ramp roadway embankment widening to accommodate permit truck pull-off area, within the Frankford Creek 100-Year floodplain and floodway.
- 7) To construct and maintain stormwater basins within the floodway of Frankford Creek.

The project site, which includes impacts associated with SR 1026 Section H04 as a single project in the floodway of Frankford Creek (WWF, MF), is located approximately 1,059 feet northeast of the intersection of Wheatsheaf Lane and Aramingo Avenue in the City of Philadelphia, Philadelphia County (Camden, PA-NJ USGS Quadrangle, Longitude 75° 05' 11.02" Latitude 39° 59' 56.31" in the center of the Aramingo Avenue Bridge).

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

E05-384: Ridgtop Orchards, LLC, 2953 Valley Road, Fishertown, PA 15539 in East St. Clair Township, **Bedford County**, U.S. Army Corps of Engineers Baltimore District.

To construct and maintain a proposed entrance drive, with dual culverts draining surface waters to the unnamed tributary to Adams Run (WWF, MF). The project involves constructing a driveway onto State Route 56 to serve Ridgtop Orchards. The two proposed culverts carrying the unnamed tributary to Adams Run are 18-inch diameter pipes, 34-foot in length, of high density polyethylene material, with concrete end walls and R-4 riprap aprons. The proposed project will have 0.088 acre of permanent palustrine emergent wetland impacts. Compensatory wetland mitigation in the form of 0.04 acre of creation on-site and payment into the Pennsylvania Wetland Replacement Fund is proposed. The Ridgtop Orchards Entrance project is located (Latitude: 40° 07' 37"; Longitude: -78° 34' 51") approximately 500 feet south of State Route 4028 in East St. Clair Township, Bedford County.

E28-384: Shippensburg Borough Authority, 111 North Fayette Street, Shippensburg, PA 17257-0129 in Southampton Township, **Franklin County**, U.S. Army Corps of Engineers Baltimore District.

To expand and maintain an existing well site small treatment facility permanently impacting 0.022 acre in

the floodplains of Furnace Run and Shirley Run located in Southampton Township (Latitude: 40°00'2.05", Longitude: -77°30'30.25"). No wetlands will be impacted by the project.

E22-626: Dauphin County Parks & Recreation Department, 100 Fort Hunter Road, Harrisburg, PA 17110 in Jackson Township, **Dauphin County**, U.S. Army Corps of Engineers Baltimore District.

To rehabilitate a 133 foot by 6 foot fish nursery by placing approximately 45 feet of 8-inch SLCPP intake pipe within Rattling Creek (HQ-CWF, MF) (Lykens Quadrangle 40° 33' 14.7" N, 76° 41' 40.5" W). There are no wetlands located in the project area.

E67-918: Columbia Gas of PA, 1600 Colony Road, York, PA 178408 in Paradise Township, **York County**, U.S. Army Corps of Engineers Baltimore District.

To amend the previously issued water obstruction and encroachment permit, permit number E67-918, which authorized the following: To install and maintain a natural gas connector line spanning approximately 6 miles in Jackson and Paradise Townships beginning at 39° 55' 22" N, 76° 56' 15" W and ending at 39° 52' 33" N, 76° 52' 22" W. Ten (10) wetland crossings and thirteen (13) stream crossings are necessary for the proposed project. Wetland impacts comprise 21,541 square feet (permanent) and 19,997 square feet (temporary). Temporary linear stream impacts total 759 feet with an impact area of 6,072 square feet. Floodway impacts total 2.66 acres. Nine (9) additional stream crossings accompany the project which qualify for a waiver of permit requirements under 25 Pa. Code § 105.12(a)(2). Crossings will be permitted open cut and timber matted for temporary access, with the exception of KLF-WETLAND03 and KLF-WETLAND04 which will utilize bore methods. KLF-WETLAND01 will be permanently impacted with the construction of a new impervious surface (157-ft by 150-ft) for a valve site. KLF-WETLAND03 and KLF-WETLAND04 are classified as Exceptional Value.

This amendment gives consent to the following additional activities: To install and maintain a 6-inch steel natural gas connector line. The crossing will be installed by directional bore method under a 46-inch culvert pipe carrying an unnamed tributary to Paradise Run (WWF) located within the Township right-of-way along the south side of North Lake Road just south of the intersection of North Schoolhouse Road in Paradise Township, York County at 39° 55' 22.8" N, 76° 55' 58.2" W.

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

E59-530. Borough of Wellsboro, 14 Crafton Street, Wellsboro, PA 16901. Morris Branch Gravel Bar Removal along Morris Branch in Borough of Wellsboro, **Tioga County**, ACOE Baltimore District (Antrim, PA Quadrangle Lat: 41° 44' 58"; Long: -77° 17' 55").

To construct, operate and maintain an existing stream channel of Morris Branch in Borough of Wellsboro, Tioga County. The work involves the gravel bar removal of approximately 750 lineal feet of stream channel.

The total estimated stream impacts for the project are approximately 1,500 ft of temporary impacts. The total estimated wetland impacts for the project are approximately 9,000 ft of temporary impacts. The proposed project will not permanently impact cultural or archaeological resources, national/state/local parks, forests recre-

ational areas, landmarks wildlife refuge or historical sites. Morris Branch is classified with a designated use of Cold Water Fishery (CWF).

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

E5829-110: Lenox Township, Williams Field Services Company, LLC; Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275, Lenox Township, **Susquehanna County**, ACOE Baltimore District.

To operate and maintain:

1) a permanent access road crossing impacting 1,695 square feet (0.04 acre) of a palustrine emergent wetlands (PEM) (Lenoxville, PA Quadrangle; Latitude: 41° 43' 00", Longitude: -75° 42' 29").

The project consists of permitting a previously constructed permanent access road, for the Zick Compressor Station, located in Lenox Township, Susquehanna County. The project resulted in 1,695 square feet (0.04 acre) of permanent wetland impacts.

E6629-025: Chesapeake Appalachia, LLC, 14 Chesapeake Lane, Sayre, PA 18840, Meshoppen Township, **Wyoming County**, ACOE Baltimore District.

To construct, operate and maintain the North Marcellus Smurkoski/Ruth Temporary Waterline Project, which consists of one temporary 16-inch waterline to be used to convey water between two natural gas well pads, with the following impacts:

1. 20.0 linear feet of a UNT to Little Meshoppen Creek (CWF) via an above grade utility line crossing and temporary construction access (Auburn Center, PA Quadrangle, Latitude: N41°37'56.79", Longitude: W76°03'42.02");

2. 1.0 linear feet of a UNT to Little Meshoppen Creek (CWF) via an above grade utility line crossing (Auburn Center, PA Quadrangle, Latitude: N41°37'54.91", Longitude: W76°03'24.10");

3. 17.0 linear feet of a UNT to Little Meshoppen Creek (CWF) via an above grade utility line crossing (Auburn Center, PA Quadrangle, Latitude: N41°37'55.96", Longitude: W76°03'09.60");

4. 29.0 linear feet of Little Meshoppen Creek (CWF) via an above grade utility line crossing (Auburn Center, PA Quadrangle, Latitude: N41°37'56.13", Longitude: W76°03'07.92");

5. 1.0 linear feet of a UNT to Little Meshoppen Creek (CWF) via horizontal directional drilling for a utility line crossing (Auburn Center, PA Quadrangle, Latitude: N41°37'54.05", Longitude: W76°03'04.77");

6. 109 square feet of temporary impacts to Palustrine Emergent (PEM) Wetlands for an above grade utility line crossing and temporary construction access (Auburn Center, PA Quadrangle, Latitude: N41°37'54.78", Longitude: W76°03'03.46"); and

7. 21.0 linear feet of a UNT to Little Meshoppen Creek (CWF) and 3,538 square feet of temporary impacts to Palustrine Emergent (PEM) Wetlands for an above grade utility line crossing and temporary construction access (Auburn Center, PA Quadrangle, Latitude: N41°37'57.88", Longitude: W76°02'33.59").

The project will result in 89.0 linear feet of temporary stream impacts, and 3,647 square feet (0.08 acre) of temporary PEM wetland impacts all for the purpose of

installing a temporary waterline to be used to convey water between two natural gas well pads for Marcellus shale development.

E4129-103: 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 351 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'40"N 76°55'39"W);

2) two 6-inch gas pipelines and a timber mat bridge impacting 2,020 square feet of palustrine emergent (PEM) wetlands (Bodines, PA Quadrangle 41°26'40"N 76°55'36"W);

3) two 6-inch gas pipelines and a timber mat bridge impacting 1,480 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'40"N 76°55'32"W);

4) two 6-inch gas pipelines and a timber mat bridge impacting 54 linear feet of an unnamed tributary to Slacks Run (HQ-CWF) and 1,122 square feet of adjacent palustrine forested (PFO) and palustrine emergent (PEM) wetlands (Bodines, PA Quadrangle 41°26'39"N 76°55'30"W);

5) two 6-inch gas pipelines and a timber mat bridge impacting 17,876 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'40"N 76°55'12"W);

6) two 6-inch gas pipelines and a timber mat bridge impacting 8,592 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'43"N 76°55'08"W);

7) two 6-inch gas pipelines and a timber mat bridge impacting 5,509 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'44"N 76°55'06"W);

8) two 6-inch gas pipelines and a timber mat bridge impacting 1,952 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'45"N 76°55'06"W);

9) two 6-inch gas pipelines and a timber mat bridge impacting 82 linear feet of an unnamed tributary to Slacks Run (HQ-CWF) and 34,362 square feet of adjacent palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'47"N 76°55'03"W);

10) two 6-inch gas pipelines and a timber mat bridge impacting 7,642 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'53"N 76°54'55"W);

11) two 6-inch gas pipelines and a timber mat bridge impacting 11,232 square feet of palustrine emergent (PEM) wetlands (Bodines, PA Quadrangle 41°26'53"N 76°54'52"W);

12) two 6-inch gas pipelines and a timber mat bridge impacting 88 linear feet of an unnamed tributary to Slacks Run (HQ-CWF) and 8,045 square feet of adjacent palustrine emergent (PEM) wetlands (Bodines, PA Quadrangle 41°26'58"N 76°54'51"W);

13) two 6-inch gas pipelines and a timber mat bridge impacting 1,580 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°27'00"N 76°54'51"W);

14) two 6-inch gas pipelines and a timber mat bridge impacting 15,191 square feet of palustrine emergent (PEM) wetlands (Bodines, PA Quadrangle 41°27'09"N 76°54'51"W).

The project will result in a total of 2.68 acres of wetland impacts and 224 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.

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.

Northcentral Region: Waterways & Wetlands Program Manager, 208 W Third Street, Williamsport, PA 17701.

ESCP 2 # ESCP-08-16-8-02
Applicant Name Tennessee Gas Pipeline Co, LLC
Contact Person Andrew Kemsley
Address 1001 Louisiana Street, Suite 1460A
City, State, Zip Houston, TX 77002
County Bradford
Township(s) Troy Twp
Receiving Stream(s) and Classification(s) UNT to S.
Branch Sugar Creek (TSF), S. Branch Sugar Creek
(TSF)

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335.

ESCGP-2 # ESGX16-019-0009—Wilson Well Pad
Applicant R.E. Gas Development
Contact Mr. Michael Endler
Address 600 Cranberry Woods Drive
City Cranberry Township State PA Zip Code 16066
County Butler Township(s) Adams
Receiving Stream(s) and Classification(s) Tributaries to
South Branch Glade Run

ESCGP-2 # ESX11-065-0020—Hollobaugh Pad
Applicant EXCO Resources PA, LLC
Contact Brian Rushe
Address 260 Executive Drive, Suite 100

City Cranberry Township State PA Zip Code 16066
County Jefferson Township(s) Beaver
Receiving Stream(s) and Classification(s) UNT to
Redbank Creek, Redbank Creek CWF

ESCGP-2 # ESG16-019-0007—Bachelder Well Pad
Applicant XTO Energy, Inc.
Contact Melissa Breitenbach
Address 190 Thorn Hill Road
City Warrendale State PA Zip Code 15086
County Butler Township(s) Penn
Receiving Stream(s) and Classification(s) UNT to Patter-
son Run, Patterson Run CWF, Connoquenessing Creek
Watershed

ESCGP-2 # ESG14-019-0022A—Lynx Well Pad
Applicant EM Energy Pennsylvania, LLC
Contact Mr. Hugh Caperton
Address 1800 Main Street, Suite 220
City Canonsburg State PA Zip Code 15317
County Butler Township(s) Concord
Receiving Stream(s) and Classification(s) Tribs. 35321 &
35326 to Connoquenessing Creek

ESCGP-2 # ESX16-019-0012—Isaacs Well Pad
Applicant XTO Energy, Inc.
Contact Melissa Breitenbach
Address 190 Thorn Hill Road
City Warrendale State PA Zip Code 15086
County Butler Township(s) Center and Butler
Receiving Stream(s) and Classification(s) UNT to Little
Connoquenessing Creek and Little Connoquenessing
Creek, Connoquenessing Creek

*Eastern Region: Oil & Gas Management Program Man-
ager, 208 West Third Street, Williamsport, PA 17701.*

ESCGP-2 # ESX29-015-16-0019
Applicant Name SWN Production Co LLC
Contact Person David Dell'Osso
Address 917 SR 92 N
City, State, Zip Tunkhannock, PA 18657
County Bradford
Township(s) Herrick
Receiving Stream(s) and Classification(s) UNT to Rum-
merfield Ck (WWF/MF)
Secondary—Rummerfield Ck

ESCGP-2 # ESX12-015-0070(01)
Applicant Name SWN Production Co LLC
Contact Person David Dell'Osso
Address 917 SR 92 N
City, State, Zip Tunkhannock, PA 18657
County Bradford
Township(s) Herrick & Standing Stone
Receiving Stream(s) and Classification(s) UNT to Rum-
merfield Ck (WWF/MF)
Secondary—Susquehanna River

ESCGP-2 # ESX29-115-16-0005
Applicant Name Williams Field Services Co LLC
Contact Person Lauren Miladinovich
Address Park Place Corp Ctr 2, 2000 Commerce Dr
City, State, Zip Pittsburgh, PA 15275
County Susquehanna
Township(s) Dimock & Jessup
Receiving Stream(s) and Classification(s) Elk Lake
Stream (CWF-MF) and UNTs thereto; Shelp Ck
(CWF-MF)

ESCGP-2 # ESX11-081-0141(01)
Applicant Name Range Resources Appalachia LLC
Contact Person John Applegath
Address 80 Health Dr
City, State, Zip Lock Haven, PA 17745

County Lycoming
 Township(s) Cogan House
 Receiving Stream(s) and Classification(s) Hoagland Run
 (HQ-CWF)
 Secondary—Lycoming Ck (EV)

ESCGP-2 # ESG29-081-16-0018
 Applicant Name Anadarko E & P Onshore LLC
 Contact Person Stephen Barondeau
 Address 33 W Third St, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming
 Township(s) Watson
 Receiving Stream(s) and Classification(s) UNT to
 Chatham Run (HQ-CWF); Lower Pine Bottom
 Run (HQ-CWF); Gamble Run (HQ-CWF)
 Secondary—Chatham Run (HQ-CWF); Pine Ck (EV)

ESCGP-2 # ESX29-115-16-0025
 Applicant Name Williams Field Services Co LLC
 Contact Person Lauren Miladinovich
 Address Park Place Corp Ctr 2, 2000 Commerce Dr
 City, State, Zip Pittsburgh, PA 15275
 County Susquehanna
 Township(s) Jessup
 Receiving Stream(s) and Classification(s) Shelp Ck
 (CWF-MF) and UNTs thereto

ESCGP-2 # ESX12-081-0002(01)
 Applicant Name Anadarko E & P Onshore LLC
 Contact Person Stephen Barondeau
 Address 33 W Third St, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming
 Township(s) Cummings
 Receiving Stream(s) and Classification(s) UNT to English
 Run (EV); First Fork Larrys Ck (EV)
 Secondary—English Run (EV); Larrys Ck (EV)

ESCGP-2 # ESX29-117-16-0031
 Applicant Name SWEPI LP
 Contact Person Jason Shoemaker
 Address 2100 Georgetown Dr, Suite 400
 City, State, Zip Sewickley, PA 15143
 County Tioga
 Township(s) Richmond
 Receiving Stream(s) and Classification(s) Canoe Camp Ck
 (CWF)

[Pa.B. Doc. No. 16-1647. Filed for public inspection September 23, 2016, 9:00 a.m.]

Availability of National Pollutant Discharge Elimination System General Permit for Discharges of Stormwater Associated with Industrial Activity (PAG-03)

Under The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P.S. §§ 510-5, 510-17 and 510-20), the Department of Environmental Protection (Department), by this notice, informs the public of the availability of a reissued National Pollution Discharge Elimination System (NPDES) PAG-03 General Permit for Discharges of Stormwater Associated with Industrial Activity.

The PAG-03 General Permit is intended to provide NPDES permit coverage to facilities with stormwater discharges meeting the definition of stormwater associated with industrial activity under 40 CFR 122.26(b)(14)

(relating to storm water discharges (applicable to State NPDES programs, see § 123.25)) and other facilities required to obtain permit coverage by the Department under The Clean Streams Law.

The reissued PAG-03 General Permit will become effective at 12 a.m. on September 24, 2016. All permittees with existing NPDES permit coverage under the PAG-03 General Permit that became effective on December 5, 2010, are authorized to continue discharging under the reissued General Permit, subject to the terms and conditions of the reissued General Permit.

Notice of the availability of a draft PAG-03 General Permit was published at 45 Pa.B. 6245 (October 17, 2015). A 30-day comment period was provided and interested parties were directed to submit comments by means of the Department's eComment system or e-mail to ecomment@pa.gov. The comment period ended on November 16, 2015. The Department received comments and questions from 41 different individuals and organizations during the comment period. A comment and response document has been developed to address all comments submitted and a number of changes were made to the final PAG-03 General Permit documents as a result of the comments described in the comment-response document. A public hearing was not held on the draft PAG-03 General Permit. The Department also made changes to the final PAG-03 General Permit in response to the receipt of comments on the draft General Permit from the United States Environmental Protection Agency (EPA).

Following is a summary of changes made to the final PAG-03 General Permit (3850-PM-BCW0083d) and associated documents in comparison to the draft PAG-03 General Permit documents published at 45 Pa.B. 6245:

- The number of days a Notice of Intent (NOI) must be submitted prior to beginning new discharges has been reduced from 180 days in the draft PAG-03 General Permit to 60 days in the final General Permit.

- Two additional eligibility criteria have been added for PAG-03 General Permit coverage (Discharges not Authorized by this General Permit). If a wasteload allocation has been assigned to a stormwater discharge in a Total Maximum Daily Load (TMDL), the discharge may not be covered by the General Permit. In addition, if a facility withdraws at least 2 million gallons of water per day where 25% or more is used for cooling purposes, the facility's stormwater discharges may not be covered by the General Permit. In both instances an individual permit would be necessary to establish site-specific requirements.

- Definitions have been added for impaired waters, representative outfall, TMDL and wasteload allocation.

- A requirement to use the Department's electronic Discharge Monitoring Report (DMR) system for the submission of DMRs has been established to implement the requirements of the EPA's NPDES eReporting Rule.

- Existing permittees will be provided 1 year to implement any best management practices (BMP) in the reissued PAG-03 General Permit that were not part of the previous General Permit, effective December 5, 2010. In addition, flexibility has been provided by the Department for sector-specific BMPs; where the Department determines that alternative BMPs not specified in the General Permit provide the same level of protection as those BMPs in the General Permit, the permittee may implement those alternative BMPs.

- The general requirement for oil/water separators at fueling locations has been removed.

- The inspection frequency has been reduced from quarterly to semiannual to align with stormwater sampling frequency. The requirement for qualified personnel to conduct the inspections has been removed.

- Corrective action plans must be submitted when there are two or more consecutive exceedances of benchmark values for the same parameter at the same outfall, as opposed to site-wide as stated in the draft General Permit. In addition, the corrective action plan may, instead of selecting additional BMPs, include a demonstration that exceedances of benchmark values are solely attributable to natural background sources or that no further pollutant reductions are technologically available and economically practicable or further pollutant reductions are not necessary to prevent exceedances of applicable water quality standards.

- Monitoring requirements for pH have been removed for certain industrial sectors.

- Clarification has been provided to Appendix K, regarding existing salt storage and distribution sites, to establish procedures for future permitting activities under The Clean Streams Law. New salt storage and distribution sites with large stockpiles, greater than or equal to 3,000 tons, must apply for and obtain an individual NPDES permit, or other Departmental approval, whether or not these sites are co-located with other industrial activities, unless these discharges will be covered by an MS4 NPDES permit. New salt storage and distribution sites with small stockpiles, less than 3,000 tons are not required to seek permit coverage under an individual NPDES permit if the BMPs specified in Appendix K are implemented and maintained, unless otherwise notified by the Department in writing that permit coverage or other Departmental approval is required.

- The benchmark value for Total Dissolved Solids in Appendix K has been eliminated and replaced by a benchmark value for Chloride.

- The requirement for treating stormwater from diked areas at petroleum marketing terminals has been removed from Appendix L. This stormwater may be discharged without treatment following visual inspection of the stormwater and controlled release. Semiannual stormwater monitoring applies to these discharges.

- Sector-specific BMPs have been established for Appendix M, regarding asphalt paving, roofing materials, and lubricants.

- The language in the NOI instructions concerning the need to apply for permit coverage if discharges meet the definition of stormwater associated with industrial activity under 40 CFR 122.26(b)(14), regardless of whether or not there is a point source, has been removed.

- Clarification has been added to the NOI instructions that stormwater discharges to a separate or combined sanitary sewer system do not require independent permit coverage.

The NOI fee for coverage under PAG-03 is \$500 per each year the permittee operates under the General Permit. The NOI fee will be paid in installments, with the initial fee of \$500 submitted with the NOI for permit coverage and an installment of \$500 to be submitted at the time each Annual Report is due. The Department anticipates that after coverage under the reissued PAG-03 is approved, coverage will continue each year with sub-

mission of the Annual Report, which will constitute the NOI, unless the Department specifically requires the submission of a new NOI in writing.

The General Permit package can be accessed through the Department's eLibrary web site at www.elibrary.dep.state.pa.us by selecting "Permit and Authorization Packages," then "Clean Water," then "PAG-03 General Permit."

In accordance with 25 Pa. Code § 92a.84(c)(2) (relating to public notice of general permits), the Department will publish notice of each approval of PAG-03 coverage and No Exposure Certification in the *Pennsylvania Bulletin*.

PATRICK McDONNELL,
Acting Secretary

[Pa.B. Doc. No. 16-1648. Filed for public inspection September 23, 2016, 9:00 a.m.]

Nutrient Credit Trading Program; Certification Requests

The Department of Environmental Protection (Department) provides notice of the following certification request that has been submitted under the Nutrient Credit Trading Program (Trading Program). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed).

The following request is being reviewed by the Department. The Department will accept written comments on the proposed pollutant reduction activity for 14 days.

<i>Applicant</i>	<i>Pollutant Reduction Activity Description</i>
Chesapeake Nutrient Management (Esbenshade Farms) Ralpho Township, Lancaster County	This certification request is for nutrient reduction credits to be generated from the export of poultry litter out of the Chesapeake Bay Watershed.

The Department must receive comments on this application for credit certification no later than Saturday, October 8, 2016. Commentators are encouraged to submit electronic comments using the Department's eComment site at www.ahs.dep.pa.gov/eComment. Written comments can be submitted by e-mail to ecomment@pa.gov or by mail to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use "Chesapeake Nutrient Management" as the subject line in written communication.

For further information about this certification request or the Trading Program contact Jay Braund, Bureau of Point and Non-Point Source Management, Department of Environmental Protection, P.O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-5636, jbraund@pa.gov or visit the Department's web site at www.dep.pa.gov/Nutrient_Trading.

PATRICK McDONNELL,
Acting Secretary

[Pa.B. Doc. No. 16-1649. Filed for public inspection September 23, 2016, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Real Estate for Sale Cambria County

The Department of General Services (Department) will accept bids for the purchase of 328.46 ± acres with Main Building Improvements containing 443,202 ± square feet,

formerly known as SCI—Cresson, 301 Correction Road, Cresson, Cambria County. Bids are due Tuesday, December 13, 2016. Interested parties wishing to receive a copy of Solicitation No. 94836 should view the Department's web site at www.dgs.pa.gov or call Lisa Kettering at (717) 787-1321.

CURTIS M. TOPPER,
Secretary

[Pa.B. Doc. No. 16-1650. Filed for public inspection September 23, 2016, 9:00 a.m.]

DEPARTMENT OF HEALTH

Ambulatory Surgical Facilities; Requests for Exceptions

The following ambulatory surgical facilities (ASF) have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license ASFs under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exception relate to regulations governing ASF licensure in 28 Pa. Code Chapters 51 and 551—571 (relating to general information; and ambulatory surgical facilities), with the exception of 28 Pa. Code § 571.1 (relating to minimum standards). Exception requests related to 28 Pa. Code § 571.1 are listed separately in this notice.

<i>Facility Name</i>	<i>Regulation</i>
Surgery Center at Limerick	28 Pa. Code § 551.21(d)(2) and (3) (relating to criteria for ambulatory surgery)
West Shore Pain & Spine Institute, LLC	28 Pa. Code § 553.31(a) (relating to administrative responsibilities)
	28 Pa. Code § 559.2 (relating to director of nursing)

The following ASF is requesting an exception under 28 Pa. Code § 571.1. Requests for exceptions under this section relate to minimum standards that ASFs must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities (Guidelines)*. The following includes the citation to the section under the *Guidelines* that the ASF is seeking an exception, as well as the publication year of the applicable *Guidelines*.

<i>Facility Name</i>	<i>Guidelines Section</i>	<i>Relating to</i>	<i>Publication Year</i>
CH Ambulatory Surgery Center of Hazleton	3.7-7.2.3.3(3)	Walls	2014

All requests previously listed are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 16-1651. Filed for public inspection September 23, 2016, 9:00 a.m.]

Hospitals; Requests for Exceptions

The following hospitals have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing hospital licensure in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals), with the exception of 28 Pa. Code § 153.1 (relating to minimum standards). Exception requests related to 28 Pa. Code § 153.1 are listed separately in this notice.

<i>Facility Name</i>	<i>Regulation</i>
Ephrata Community Hospital	28 Pa. Code § 107.64 (relating to administration of drugs)
Penn Highlands DuBois	28 Pa. Code § 109.2(b) (relating to director of nursing services)

The following hospitals are requesting exceptions under 28 Pa. Code § 153.1. Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of*

Hospitals and Outpatient Facilities (Guidelines). The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception, as well as the publication year of the applicable *Guidelines*.

<i>Facility Name</i>	<i>Guidelines Section</i>	<i>Relating to</i>	<i>Publication Year</i>
Conemaugh Memorial Medical Center	2.2-2.11.3.2(1)	Space requirements	2014
St. Clair Memorial Hospital	2.2-2.2.6.4	Multipurpose rooms	2014
	2.2-2.2.8.1	Family and visitor lounges	2014
Thomas Jefferson University Hospital	2.2-2.2.2.2(2)(a)	Clearances (space requirements)	2014
	2.2-2.10.6.14	Lactation support spaces	2014
	2.2-2.11.2.2(2)	Space requirements (postpartum rooms)	2014
	2.2-2.12.6.14(1)	Lactation support spaces	2014
UPMC Presbyterian Shadyside	2.5-2.2.6.2(2)	Patient toilet rooms	2014

All requests previously listed are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 16-1652. Filed for public inspection September 23, 2016, 9:00 a.m.]

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Brookmont Healthcare Center, LLC
Brookmont Drive
P.O. Box 50
Effort, PA 18330
FAC ID # 023002

This request is on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 16-1653. Filed for public inspection September 23, 2016, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Disproportionate Share and Supplemental Hospital Payments

The Department of Human Services (Department) is announcing its intent to allocate \$253.520 million (\$123.693 million in State general funds) for inpatient disproportionate share hospital (DSH) payments to qualifying inpatient acute care general, psychiatric and rehabilitation hospitals and qualifying psychiatric and rehabilitation units of acute care general hospitals, outpatient supplemental payments to qualifying inpatient acute care general hospitals and direct medical education payments to qualifying inpatient acute care general hospitals for Fiscal Year (FY) 2016-2017. The Department also intends to allocate an annualized amount of \$2.365 million (\$1.141 million in State general funds) in FY 2016-2017 for certain DSH and supplemental payments to new hospitals. The Department is not otherwise changing its approved State Plan provisions addressing the qualifying criteria or payment methodology for these payments.

All payment limitations are applicable, including those limitations that the Commonwealth may not exceed its aggregate annual DSH allotment, and that no hospital may receive DSH payments in excess of its hospital-specific limit.

Fiscal Impact

The FY 2016-2017 impact as a result of the funding allocation for these payments is \$258.885 million (\$124.834 million in State general funds) upon approval by the Centers for Medicare & Medicaid Services.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-1057. (1) General Fund; (2) Implementing Year 2016-17 is \$124,834,000; (3) 1st Succeeding Year 2017-18 through 5th Succeeding Year 2021-22 are \$0; (4) 2015-16 Program—\$392,918,000; 2014-15 Program—\$564,772,000; 2013-14 Program—\$428,041,000; (7) Medical Assistance—Fee-for-Service; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 16-1654. Filed for public inspection September 23, 2016, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Western Allegheny Energy, LLC v. DEP; EHB Doc. No. 2016-124-R

Western Allegheny Energy, LLC has appealed the issuance by the Department of Environmental Protection of an NPDES permit and a renewal of Coal Mining Activity Permit for the Parkwood Mine located in Plumcreek Township, Armstrong County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Chairperson

[Pa.B. Doc. No. 16-1655. Filed for public inspection September 23, 2016, 9:00 a.m.]

INSURANCE DEPARTMENT

Lincoln Benefit Life Company (LFCR-130710048); Rate Increase Filing for Various LTC Forms

Lincoln Benefit Life Company is requesting an increase of 50% on 701 policyholders of the following individual LTC forms: LB-6301-P-PA(Q), LB-6301-P-PA(NQ), LB-6302-P-PA(Q), LB-6302-P-PA(NQ), LB-6303-P-PA(Q), LB-6303-P-PA(NQ), LB-6304-P-PA(Q), LB-6304-P-PA(NQ), LB-6305-P-PA(Q), LB-6305-P-PA(NQ), LB-6306-P-PA(Q) and LB-6306-P-PA(NQ).

Unless formal administrative action is taken prior to December 8, 2016, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. To view these filing notices, hover the cursor over "Consumers" in the blue bar at the top of the webpage then select "Long Term Care Rate Filings" from the drop down menu.

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-1656. Filed for public inspection September 23, 2016, 9:00 a.m.]

List of Approved Guide Source Method Vendors; Notice 2016-12

Under the authority of the Motor Vehicle Physical Damage Appraiser Act (63 P.S. §§ 851—863), the Insurance Commissioner hereby lists guide source providers approved to calculate the replacement value of total loss or unrecovered vehicles under 31 Pa. Code § 62.3(e)(1)(i) (relating to applicable standards for appraisal).

A listing of approved guide source method providers will be published annually in the *Pennsylvania Bulletin*. In the interim, an updated listing will be available on the Insurance Department's web site at www.insurance.pa.gov. Requests for this information may also be submitted to the Insurance Department, Bureau of Consumer Services, (877) 881-6388, fax (717) 787-8585, ra-insresponse@pa.gov.

Approved Guide Source Vendors

Automobile Red Book (including the Older Used Car Publication)
Price Digests
9800 Metcalf Avenue
Overland Park, KS 66212
(800) 654-6776
www.pricedigests.com

CCC Information Services, Inc.
222 Merchandise Mart Plaza, Suite 900
Chicago, IL 60654-1105
(800) 621-8070
www.cccis.com

NADA Official Used Car Guide (including the Older Used
Car Publication)
8400 Westpark Drive
McLean, VA 22102
(800) 544-6232
www.nada.com/b2b

Audatex
(formerly ADP Claims Solution Group, Inc.)
15030 Avenue of Science, Suite 100
San Diego, CA 92128
(800) 237-4968
www.audatex.com

Autobid, Inc.
7930 Santa Fe Drive
Overland Park, KS 66204
(800) 875-2217
www.autobid.com

Mitchell International, Inc.
6220 Greenwich Drive
San Diego, CA 92122
(900) 238-9111
www.mitchell.com

This document supersedes the notice published at 37
Pa.B. 5354 (September 29, 2007) and shall remain in
effect until a subsequent notice is published in the
Pennsylvania Bulletin.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-1657. Filed for public inspection September 23, 2016, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

2017 Schedule of Filing Dates for Recovery of Purchased Gas Costs; Doc. No. L-840102

The regulation promulgated by the Pennsylvania Public
Utility Commission (Commission) in 52 Pa. Code
§ 53.64(a) (relating to filing requirements for natural gas
distributors with gross intrastate annual operating rev-
enues in excess of \$40 million) directs the Commission to
annually publish a schedule of filing dates for jurisdic-
tional gas utilities subject to the procedure of 66 Pa.C.S.
§ 1307(f) (relating to sliding scale of rates; adjustments)
for the recovery of purchased gas costs.

The 2017 schedule of filing dates is as follows:

February 1, 2017: National Fuel Gas Distribution Cor-
poration—PA Division

March 1, 2017: Philadelphia Gas Works

April 1, 2017: Columbia Gas of Pennsylvania, Inc.;
Peoples Natural Gas Company; Equitable Gas Company;
Peoples TWP

June 1, 2017: UGI Penn Natural Gas, Inc.; PECO-Gas
Division; UGI Central Penn; UGI Utilities, Inc.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-1658. Filed for public inspection September 23, 2016, 9:00 a.m.]

Certificate of Public Convenience

A-2016-2566365. American Transmission Systems, Incorporated (ATSI). Application of American Trans-
mission Systems, Incorporated (ATSI) for a certificate of
public convenience conferring upon American Transmis-
sion Systems, Incorporated the status of a Pennsylvania
public utility under 66 Pa.C.S. § 102 (relating to defini-
tions).

Formal protests and petitions to intervene must be filed
in accordance with 52 Pa. Code (relating to public utili-
ties) on or before October 11, 2016. Filings must be made
with the Secretary of the Pennsylvania Public Utility
Commission, P.O. Box 3265, Harrisburg, PA 17105-3265,
with a copy served on the applicant. The documents filed
in support of the application are available for inspection
and copying at the Office of the Secretary between 8 a.m.
and 4:30 p.m., Monday through Friday, on the Pennsylva-
nia Public Utility Commission's web site at www.puc.pa.gov and at the applicant's business address.

Applicant: American Transmission Systems, Incorpo-
rated

Through and By Counsel: Thomas P. Gadsden, Esquire,
Kenneth M. Kulak, Esquire, Anthony C. DeCusatis, Es-
quire, Morgan, Lewis & Bockius, LLP, 1701 Market
Street, Philadelphia, PA 19103-2921; Lauren M. Lepkoski,
FirstEnergy Service Company, 2800 Pottsville Pike,
P.O. Box 16001, Reading, PA 19612-6001; and John L.
Munsch, Esquire, FirstEnergy Service Company, 800
Cabin Hill Drive, Greensburg, PA 15601

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-1659. Filed for public inspection September 23, 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. 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 ap-
plies to the temporary authority application, the perma-
nent authority application, or both. Filings must be made
with the Secretary, Pennsylvania Public Utility Com-
mission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a
copy served on the applicant by October 11, 2016. Docu-
ments 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-2016-2544588. Bloom Taxi Service, LLC (350 East 3rd Street, Bloomsburg, Columbia County, PA 17815)—call or demand service, in the Counties of Columbia and Montour.

A-2016-2552121. William G. Reddinger (5179 Paes Road, New Holland, PA 17557) for the right to begin to transport, persons, by motor vehicle, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster, to points in Pennsylvania, and return.

A-2016-2552122. Darryl F. Byrd, t/a Byrd Transportation (122 West 9th Avenue, Homestead, PA 15120) for the right to begin to transport, as a common carrier, by motor vehicle, persons in airport transfer service, from points in the County of Allegheny, to Pittsburgh International Airport.

A-2016-2553256. Leslie A. Peed (6 Valentino Lane, Cochranville, PA 19330) for the right to begin to transport, persons, by motor vehicle, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Counties of Chester and Lancaster, to points in Pennsylvania, and return.

A-2016-2553637. Kevin Smith Group, Inc. (130 West Main Street, Trappe, PA 19426) for the right to begin to transport, as a common carrier, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Bucks, Chester, Delaware and Montgomery, to points in Pennsylvania, and return. *Attorney:* David P. Temple, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

A-2016-2557009. Bernard J. Moska, t/a Kendra's Taxi Service (300 Wyoming Avenue, Apartment F, Dupont, Luzerne County, PA 18641) for the right to begin to transport, as a common carrier, by motor vehicle, persons in call or demand service, between points in the Boroughs of Avoca, Dupont, Duryea, Exeter, Hughestown, West Pittston, West Wyoming and Wyoming, the Townships of Pittston and Jenkins, and the City of Pittston, all in the County of Luzerne.

A-2016-2564556. Visit Vans, LLC, t/a Ideal Transportation (1101 Hamilton Street, Suite 160, Allentown, Lehigh County, PA 18101) for the right to begin to transport, as a common carrier, by motor vehicle, persons in limousine service, from points in the Counties of Berks, Bucks, Carbon, Lehigh and Northampton to points in Pennsylvania, and return.

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 household goods as described under the application.

A-2016-2565213. Prime Moving Center, Inc. (1320 Greenvally Drive, # 11, Pittsburgh, Allegheny County, PA 15220) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points in Pennsylvania.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-1660. Filed for public inspection September 23, 2016, 9:00 a.m.]

Service of Notice of Motor Carrier Formal Complaints

Formal Complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due October 11, 2016, and must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Ryan Xpress Unlimited, Inc.; Docket No. C-2016-2556180

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement (I&E) of the Pennsylvania Public Utility Commission (Commission), by its prosecuting attorneys, and files this Complaint against Ryan Xpress Unlimited, Inc. (Respondent), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11).

3. Complainant is represented by:

Stephanie M. Wimer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Gina L. Lauffer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.787.8754
ginlauffer@pa.gov

Michael L. Swindler
Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

4. Respondent is Ryan Xpress Unlimited, Inc. and maintains a principal place of business at 185 Colonial Manor Road, North Huntingdon, PA 15642, Attention: Erik Ryan.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a certificate of public convenience on or about August 25, 1995, at A-00112154, for household goods carrier and property authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations.

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

12. On or about September 10, 2015, the Commission mailed to Respondent an assessment invoice for the July 1, 2015 to June 30, 2016 Fiscal Year (2015-2016 Fiscal Year) that was based, in part, on Respondent's reported revenues for the 2014 calendar year. Respondent's assessment was \$10.

13. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

14. The assessment invoice was mailed to Respondent at 185 Colonial Manor Road, North Huntingdon, PA 15642, which is the mailing address that Respondent provided to the Commission.

15. The assessment invoice was returned to the Commission by the United States Postal Service (Post Office) as being undeliverable.

16. On May 17, 2016, the Commission mailed the 2015-2016 Fiscal Year assessment invoice again to Respondent by certified mail to Respondent's last known mailing address of 185 Colonial Manor Road, North Huntingdon, PA 15642.

17. On June 3, 2016, the assessment invoice was returned to the Commission by the Post Office as being undeliverable.

18. On June 3, 2016, the Commission mailed the 2015-2016 Fiscal Year assessment invoice again to Respondent by first class mail to Respondent's last known mailing address of 185 Colonial Manor Road, North Huntingdon, PA 15642.

19. The assessment invoice mailed on June 3, 2016 was not returned to the Commission.

20. Depositing a properly addressed, prepaid letter in the mail raises a presumption that it reached its destination and mailing a letter in such a way is prima facie

evidence that it was received by the person to whom it was addressed. See *Cameron Estate*, 130 A.2d 173 (Pa. 1957); *Meierdierck v. Miller*, 147 A.2d 406 (Pa. 1959); and *Samaras v. Hartwick*, 698 A.2d 71 (Pa. Super. 1997). Thus, it is presumed that Respondent received the 2015-2016 Fiscal Year assessment invoice.

21. Respondent failed to pay the amount of its 2015-2016 Fiscal Year assessment invoice.

22. The total outstanding assessment balance for Respondent is \$10.

23. If Respondent's current address has changed, Respondent is obligated to promptly apprise the Commission of such changes pursuant to Section 1.53(d) of the Commission's regulations, 52 Pa. Code § 1.53(d).

Violation

24. That Respondent failed to pay its 2015-2016 Fiscal Year assessment and apprise the Commission of a change of address if Respondent's current address has changed. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c), and Section 1.53(d) of the Commission's regulations, 52 Pa. Code § 1.53(d). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$100.

Wherefore, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$110, which consists of the outstanding assessment balance of \$10 and a total civil penalty of \$100 for the above-described violations;

(b) Respondent be directed to update its address with the Commission if its address has changed; and

(c) If payment of the civil penalty and assessment is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Stephanie M. Wimer
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Date: July 13, 2016

VERIFICATION

I, Mandy Freas, Accountant, Bureau of Administrative Services, Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: July 13, 2016

Mandy Freas, Accountant
Assessment Section
Bureau of Administrative Services
PA. Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania" and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Charles B. Jansen, Jr., t/a Lucky Devil Towing; Docket No. C-2016-2560524

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Charles B. Jansen, Jr., t/a Lucky Devil Towing, (respondent) is under suspension effective July 06, 2016 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 2207 South Queen Street, York, PA 17402.

3. That respondent was issued a Certificate of Public Convenience by this Commission on June 29, 2012, at A-8914445.

4. That respondent has failed to maintain evidence of Liability insurance and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8914445 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the

statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 8/9/2016

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of

insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Mariah Limousine, Inc.; Docket No. C-2016-2564110

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Mariah Limousine, Inc., (respondent) is under suspension effective August 15, 2016 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 2501 Hobson Street, Pittsburgh, PA 15226.
3. That respondent was issued a Certificate of Public Convenience by this Commission on February 11, 2004, at A-00120361.
4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00120361 for failure to maintain evidence of current insurance on file with the

Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 8/31/2016

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days

of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-1661. Filed for public inspection September 23, 2016, 9:00 a.m.]

Transfer of Control

A-2016-2566368. Citrix Systems, Inc. and LogMeIn, Inc. Joint application of Citrix Systems, Inc. and LogMeIn, Inc. for approval of a general rule transfer of control of Grasshopper Group, LLC from Citrix Systems, Inc. to LogMeIn, Inc.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before October 11, 2016. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.pa.gov and at the applicant's business address.

Applicants: Citrix Systems, Inc.; LogMeIn, Inc.; Grasshopper Group, LLC

Through and By Counsel: Karl Helgerson, Esquire, Kutak Rock, LLP, Two Liberty Place, Suite 28B, Philadelphia, PA 19102; Peter McElligott, Sr., Legal Counsel, Citrix Systems, Inc., 7414 Hollister Avenue, Goleta, CA 93117; Michael P. Donahue, Esquire, Nathaniel J. Hardy, Esquire, Marashlian & Donahue, PLLC, 1420 Spring Hill Road, Suite 401, Tysons, VA 22102; Michael J. Donahue, General Counsel, Senior Vice President, LogMeIn, Inc., 320 Summer Street, Boston, MA 02210; and Matthew A. Brill, Esquire, Amanda E. Potter, Esquire, Latham & Watkins, LLP, 555 Eleventh Street, NW, Suite 1000, Washington, DC 20004-1304

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-1662. Filed for public inspection September 23, 2016, 9:00 a.m.]

Transfer of Control

A-2016-2566410 and A-2016-2566411. Radiate Holdings, LP, RCN Telecom Services (Lehigh), LLC, RCN Telecom Services of Philadelphia, LLC and Yankee Cable Partners, LLC. Joint application of Radiate Holdings, LP, RCN Telecom Services (Lehigh), LLC, RCN Telecom Services of Philadelphia, LLC and Yankee Cable Partners, LLC for approval of a transfer of control.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before October 11, 2016. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.pa.gov and at the applicant's business address.

Applicants: Radiate Holdings, LP; RCN Telecom Services (Lehigh), LLC; RCN Telecom Services of Philadelphia, LLC; Yankee Cable Partners, LLC

Through and By Counsel: Edward A. Yorkgitis, Jr., Esquire, Winafred Brantl, Esquire, Kelley Drye and Warren, LLP, 3050 K Street NW, Suite 400, Washington, DC 20007; Joseph Kahl, Sr., Director, Regulatory and External Affairs, RCN Corporation, 650 College Road East, Suite 3100, Princeton, NJ 08540; Seth A. Davidson, Esquire, Craig A. Gilley, Esquire, Alyssia J. Bryant, Esquire, Mintz Levin Cohn Ferris Glovsky & Popeo, PC, 701 Pennsylvania Avenue NW, Suite 900, Washington, DC 20004; and Jeffrey B. Kramp, EVP, Secretary and General Counsel, RCN/Grande Communications/Patriot Media Consulting, Princeton, NJ 08540

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-1663. Filed for public inspection September 23, 2016, 9:00 a.m.]

Transmission Line; Prehearing Conference

A-2016-2565296. Pennsylvania Electric Company. Application of Pennsylvania Electric Company to site and construct the Bedford North—Central City West 115 kV HV new transmission line construction project situated in the Central City Borough and Shade Township, Somerset County, and Napier, East St. Clair and Bedford Townships, Bedford County.

A-2016-2565326. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Robin F. Miller and Tammy J. Miller in Napier Township, Bedford County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565344. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Katherine L. Ziegler in Napier Township, Bedford County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565360. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Fritz Land Holdings, LP in Napier Township, Bedford County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565364. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of James B. MacRae, Jr. and Nancy K. MacRae in Napier Township, Bedford County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565368. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Michael C. Long in Napier Township, Bedford County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565369. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Wilmore Coal Company in the Borough of Central City, Somerset County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565377. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Frank J. Shenigo, Trustee of the Frank J. Shenigo Revocable Living Trust in Shade Township, Somerset County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565378. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Kenneth J. Skone and Karen Jane Skone the Borough of Central City, Somerset County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565472. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Shirley Huston and Gary E. Lambert in the Shade Township, Somerset County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565480. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Martha Lorraine Anderson and John S. Anderson in Napier Township, Bedford County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565502. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Dick B. Lohr and Karen G. Lohr in Napier Township, Bedford County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565504. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Keith A. Lohr in Napier Township, Bedford County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565509. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Robindale Energy Services, Incorporated in the Shade Township, Somerset County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565543. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Scott M. Andrews and Audrey A. Andrews in Shade Township, Somerset County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565545. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Albert Stiles in Shade Township, Somerset County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565547. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Kathy R. Kelley and Jeffrey Kelley in Shade Township, Somerset County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565549. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Berwind Corporation in Shade Township, Somerset County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565635. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Vincent Beal in Napier Township, Bedford County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

A-2016-2565644. Application of Pennsylvania Electric Company for exercise of eminent domain upon property of Brian C. Jones and Traci A. Jones in Napier Township, Bedford County and motion for consolidation with siting application for Bedford North—Central City West 115 kV HV Transmission Line Project.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before Wednesday, November 23, 2016. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The

documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: Pennsylvania Electric Company

Through and By Counsel: John L. Munsch, Pennsylvania Electric Company, 800 Cabin Hill Drive, Greensburg, PA 15601

Prehearing Conference

An initial prehearing conference on the previously-captioned case will be held as follows:

Date: Monday, December 5, 2016

Time: 10 a.m.

Location: 2nd Floor Hearing Room
Piatt Place
Suite 220
301 Fifth Avenue
Pittsburgh, PA 15222

Presiding: Administrative Law Judge Jeffrey A. Watson
Piatt Place
Suite 220
301 5th Avenue
Pittsburgh, PA 15222
(412) 565-3550
Fax: (412) 565-5692

Persons with a disability who wish to attend the hearing should contact the Pennsylvania Public Utility Commission (Commission) to make arrangements for their special needs. Call the Scheduling Office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the Scheduling Office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-1664. Filed for public inspection September 23, 2016, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Request for Bids

The Philadelphia Parking Authority will accept sealed bids for Bid No. 16-01, Fiber Optic Connectivity at Philadelphia International Airport, until 2 p.m. on Friday, November 4, 2016. Information can be obtained from the web site www.philapark.org or by calling Mary Wheeler at (215) 683-9665.

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 16-1665. Filed for public inspection September 28, 2016, 9:00 a.m.]

Service of Notice of Requirement to Sell Medallion; Correction

**The Philadelphia Parking Authority, Taxicab and Limousine Division v. EYL Cab Co.;
Doc. No. C-16-03-033**

The following corrects the notice published at 46 Pa.B. 5802 (September 3, 2016).

Attention EYL Cab Co., last known address of 2301 Church Street, Philadelphia, PA 19124, this notice advises you that pursuant to the Opinion and Order of Hearing Officer, Hon. Chris R. Wogan that was issued and entered on August 11, 2016, as amended, with the Philadelphia Parking Authority's ("Authority") Taxicab and Limousine Division's ("TLD") Office of the Clerk, EYL Cab Co.'s medallion taxicab certificate of public convenience ("CPC") no. 1000153-01 is hereby cancelled effective August 26, 2016. A CPC is a licensing right which accompanies each medallion and authorizes the operation of one taxicab. Therefore, EYL Cab Co. no longer has operating authority for its medallion no. P-1132.

Please be advised that EYL Cab Co. has six months from the date of its CPC's cancellation, which is no later than February 26, 2017, to sell medallion no. P-1132 or the medallion will become nontransferable. The TLD is already in possession of the medallion for safekeeping if and until the medallion is sold within the aforementioned time period. See 53 Pa.C.S. § 5713 (relating to property and licensing rights). Please refer to Authority regulations at 52 Pa. Code Chapter 1027 (relating to sale of rights). An SA-1 "Sale Application" may be obtained on the Authority's website at www.philapark.org/tld.

If you have any questions concerning this notice, please contact Michael McIlmail, Esq., Deputy Manager of Administration, at (215) 683-9637 or via e-mail at mmcilmail@philapark.org. All questions concerning the SA-1 application process, please contact Christine A. Kirlin, Esq., Administrative Counsel, at (215) 683-9653 or ckirlin@philapark.org.

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 16-1666. Filed for public inspection September 23, 2016, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 16-108.1, Building 1 Ventilation Improvements at PAMT, until 2 p.m. on Friday, November 4, 2016. Information (including mandatory prebid information) can be obtained from www.philaport.com under "Our Port" then "Procurement" or call (215) 426-2600.

JEFF THEOBOLD,
Executive Director

[Pa.B. Doc. No. 16-1667. Filed for public inspection September 23, 2016, 9:00 a.m.]

